UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Administrative and Local Governments Law

2021-3-E3301M210

Learning objectives

The course aims to analyze, by the Administrative and Local Government Law I Module,

Constitutional and juridical principles, procedures and powers of the Administrative Law as a key instrument of state government and local authorities. The Administrative and Local Government Law II will explore the forms and methods of administrative decentralization as a form of organization of the public authorities, in order to foster the development of local autonomy and a greater efficiency and effectiveness of the administration guarantee by public authorities as Regions, County and Municipalities.

Contents

Administrative and Local Government Law I

The course aims to analyze the fundamentals of the discipline of administrative law, in the context of the development of constitutional principles in the field of public administration. Specific attention is paid to the discipline of administrative activity, even under the Administrative law Procedure.

Administrative and Local Government Law II

The course aims to analyze the background knowledge behind the organization and functioning of Regions, and

other tiers of local government as territorial autonomous, self-sufficient and selfgovernment authorities.

Detailed program

Administrative and Local Government I

PRINCIPLES - The principle of legality; good performance andimpartiality; dutifulness; distinction between policy and administration; the principle of autonomy; subsidiarity.

ORGANIZATION - The public juridical person; bodies and offices;allocation and competence; type of government; local autonomy; independent authorities.

ACTIVITIES: functions and public services; administrative andauthoritative powers and activities: the administrative discretion; acts and administrative measures; type of action; the administrative proceedings; the rules of procedure (Law 241/1990); the invalidity of the measure; proceedings of the second degree; protection.

Administrative and Local Government Law II

Regional and Federal State: concept and history.

Origins and regulatory evolution of regional and local autonomy.

Constitutional norms regulating the split of legislative and

administrative powers between State, Regions,

Local Authorities and private organizations.

Regional Government Bodies and regional sources of law.

Subsidiarity Principle.

Prerequisites

It is advisable that students have studied Public Law in the Italian legal system.

Teaching methods

Lessons and cases law analysis

During the Covid-19 emergency period, lessons will be held remotely asynchronously with synchronous videoconferencing events.

Assessment methods

During the Covid-19 emergency period, oral exams will only be online. They will be carried out using the WebEx platform and on the e-learning page of the course there will be a public link for access to the examination of possible virtual spectators.

Administrative and Local Government Law I

for attending students: a (written or oral) exam based on lessons;

for not attending students: an oral exam based on textbook

Administrative and Local Government Law II

for attending students: a (written or oral) exam based on lessons;

for not attending students: an oral exam based on textbook

The commission will evaluate the degree of knowledge of the program, according to criteria of completeness of knowledge, appropriate use of legal language, critical capacity in the exposition of issues.

Textbooks and Reading Materials

Administrative and Local Government Law I

for attending students: a (written or oral) exam based on lessons;

for not attending students: an oral exam

Administrative and Local Government Law II

for attending students: a (written or oral) exam based on lessons;

for not attending students: an oral exam

Semester

First Semester

Teaching language

Italian