



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Diritto Penale delle Imprese e della P.A.

2021-1-FSG01A003

Learning objectives

The course aims at providing students with a deep knowledge of the key topics of corporate criminal law and crimes against the public administration.

The course is divided into two distinct modules.

In the first module, of 21 hours, the main crimes against the public administration (e.g. bribery) will be treated.

The second module, of 42 hours, will concern the general principles and the main offenses of corporate criminal law.

After having achieved the theoretical understanding, students may acquire tools for critically analyzing the most problematic issues and case law.

Contents

In the first module, the course will focus on the main crimes against the public administration.

In the second module, the topics of the course are: (i) general principles of liability related to economic crimes, (ii) corporate crimes, (iii) bankruptcy crimes, and (iv) market abuse.

Detailed program

First module (crimes against the public administration).

The first part of the module will be dedicated to the constitutional and supranational framework, as well as to the notion of public official.

In the second part, the most important crimes against the public administration will be examined, illustrated with a casuistic method.

Second module (Corporate criminal law).

Prerequisites

The basic knowledge of Criminal law is mandatory.

Teaching methods

Due to Covid-19 emergency, the course will be held in a mixed mode: some weekly lessons will be held face to face, while other lessons will be videotaped asynchronously.

The course will be focused on the analysis both of offenses and of case law. The teaching topics will be treated by using presentations with slides. Students are expected to be actively involved during classes, also through the discussion about case law. Moot courts will take place at the end of each module.

An updated version of the Italian Criminal Code is needed.

Assessment methods

Attending students may participate (also through written papers) to moot courts at the end of each module. If positively evaluated they pass (in whole or in part) the exam.

Oral exams via Webex, due to the COVID-19 emergency.

Textbooks and Reading Materials

First module.

For attending students:

- textbook will be indicated during the course, alongside the notes taken in class and the teaching material used during the course.

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For students not attending classes:

1. A. Alessandri - S. Seminara, Diritto penale commerciale. I principi generali, Giappichelli, 2018
2. S. Seminara, Diritto penale commerciale. I reati societari, vol. II, Giappichelli, Torino 2018
3. A. Alessandri, Diritto penale commerciale. I reati fallimentari, vol. IV, 2019.

