UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Istituzioni di Diritto Privato - 2

2021-1-E1801M033-T2

Learning objectives

Acquire elementary notions of Italian civil Law.

Acquire an overview of the Italian Legal System

Knowledge of the basic principles of the Italian civil system.

Knowledge of the structure and fundamental principles of the Italian Civil Code.

Acquire the connection between the law ant the practical applications of the juridical rule.

Develop a basic ability to analyze a rule of law.

Acquire the capability to analyses the application of the rule of law in specific cases, with reference to case law.

Contents

Syntetic Contents

The course is structured as an introduction to Italian Private Law and to the fundamental principles of the Italian Civil Code.

References on the implementation of EC law in Italy,

Basic notion of the historical formation of the Italian Civil code Fundamental principles of family law, succession, property law, contract law, Consumer law and tort law..

Detailed program

Basic notion of the historical formation of the Italian Civil code.

Basic notion of the Influence of EU Law and comparative law.

The Civil Code.

Law of persons. Family law. Marriage. Filiation. Adoption.

Law of successions. Will.

The law of property. Real and personal property. Real estate. Goods. Possession.

Law of obligation: sources, kinds and discipline.

Fundamental principles of contract law

The law of contract: formation, requirement, effects. Void, voidable or unenforceable contract. Breach of contract. Remedies. Promises. Negotiable instruments.

Main contracts. Sale. Lease. Agency. Carriage. Mandate. Deposit. Etc.

Consumer law and contracts. Consumer protection

The law of torts. Action in tort and action in contract. Damages.

An overview of Commercial law

An overview of the Italian notion of enterprise and of the Italian business organizations.

An overview of EU Private High Tech Digital Law
New Digital Goods and Services - Online Contracts - Personal Data Protection - ISP Liabilities

Prerequisites

None

Teaching methods

Class lectures

Assessment methods

The final exam is oral.

The candidate must demonstrate a good knowledge of the civil code and of the private law institutes. A preliminary mnemonic study of the basic notions and definitions is also required. Institutions of private law must be presented with accurate terminology. The student must be able to explain, and to discuss critically, the rules and problems that pertain to the main institutes of private law.

Textbooks and Reading Materials

Required an updated Textbook:

VINCENZO FRANCESCHELLI, *Diritto privato*, VII ed., Milano, Giuffrè Lefebvre, 2018 (ALL).

Furthermore:

EMILIO TOSI, *Diritto Privato delle Nuove Tecnologie Digitali,* Milano, Giuffrè Lefebvre, to be printed in Fall/Winter. During lessons will be suggested specific part of the volume strictly relating with Private Law Course in re.

Required an updated Civil Code:

***Il Codice Civile e i Codici minori con le leggi di diritto privato per l'economia*, a cura di Vincenzo FRANCESCHELLI ed Emilio TOSI con Emanuele LUCCHINI GUASTALLA, Casa editrice "La Tribuna", XX edition, 2019.**

Semester

First Year

Teaching language

Italian