UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Corporate Regulation

2122-2-FSG01A013-FSG01A020M

Learning objectives

Knowledge and understanding of regulation of State-controlled corporations from a business law perspective. Understanding and analyzing of the role played by said rules, also on the basis of cases and case-law. Knowledge and application of the methodologies and tools of problem solving in the subject matter.

Contents

The course analyzes the main elements of the regulation of corporations controlled by the State and/or by other public law entities from a business (and especially corporate) law perspective. Such regulation derives from the interaction between common corporate law as enshrined in the Italian Civil Code and the Testo unico in materia di società a partecipazione pubblica (legislative decree n. 175/2016). The course will focus especially on the issues related with the corporate organizational structure.

Detailed program

- the Testo unico in materia di società a partecipazione pubblica (legislative decree n. 175/2016)

- the concepts of corporations in which the State holds a share, of State-controlled corporations, of in-house corporations and of public-private corporations

- the setting up of a State-controlled corporation and the related proceeding

- the organizational structure

• management (role of the management, structure and composition of the management/board of directors,

• audit and controls (internal auditors, internal controls, external audit, judicial control)

- in-house corporations

- public-private corporations

- the insolvency of State-controlled corporations.

Prerequisites

Basic knowledge of private and business law.

Teaching methods

Lectures, class discussion of cases and materials, class exercises, research on selected topics on a voluntary basis.

Assessment methods

Prova orale (domande/colloquio sugli argomenti svolti a lezione)

Possibilità di prova parziale per gli studenti frequentanti. La prova parziale si terrà in forma scritta e sarà composta da domande a risposta chiusa, domande aperte sintetiche e analisi di un caso.

Textbooks and Reading Materials

Le società a partecipazione pubblica a tre anni dal testo unico, edited by C. Ibba, Giuffrè, Milano, 2019. Information on the specific parts of the book will be uploaded on moodle at the beginning of the course.

Testo unico in materia di società a partecipazione pubblica (d.lgs. n. 175/2016), in force at the time of the exam (available on normattiva.it)

For attending students, further details will be provided during the course and uploaded on moodle.