UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Introduction To Civil Law - 2

2122-1-E1803M038-T2

Learning objectives

Knowledge and understanding

The course aims to provide students with the knowledge of the main institutions of private law. In particular, the fundamental principles of the subject, contained in the Civil Code and the main related laws, will be analyzed.

Applying knowledge and understanding

The theoretical and practical knowledge acquired will enable the student to:

critically analyze legal issues in the areas of family law, contract law, succession law and torts law;

identify the essence of a problem and apply general principles to the resolution of practical cases.

Contents

1. Language, instruments and subjects in Italian private law.

2. Obligations.

3. Contract law.

4. Types of contracts.

5. Torts.

6. Real rights.

7. Family law.

8. Succession law.

Detailed program

1. Language, instruments and subjects of Italian private law.

Law and legal provisions; sources of law; temporal and spatial effectiveness of legal provisions; interpretation; legal relationships; judicial protection of rights; evidence; natural persons; legal persons; brief notes on the enterprise; etc.

2. Obligations.

Sources of obligations; performance; monetary obligations; non-performance; compensation for damages; notice to perform; extinguishing obligations; unjustified enrichment; etc.

3. Contract law.

Contracts; precontractual liability; essential elements; agreement; misrepresentation; consideration; object of agreement; legal form of contract; terms of contract; agency; effectiveness of the contract; termination of contracts; breach of contract; good faith; interpretation; consumer contracts; etc.

4. Types of contracts.

Sale; estimation contract; stock exchange contracts; leasing; transport; mandate; commission; agency; franchising; deposit; loan; insurance; transaction; transfer of goods to creditors; agricultural contracts; banking contracts; atypical contracts; etc.

5. Torts.

Main elements of civil liability; particular hypotheses of civil liability; compensation for damages; material and non-material damages; etc.

6. Real rights.

Goods; classification of goods; fruits; real rights in general; property; usufruct; use; habitation; etc.

7. Family law.

Family and its evolution; marriage; relations between spouses; matrimonial property regimes; relations between parents and children; filiation; adoption; medically assisted procreation; separation; divorce; civil partnership; de facto cohabitation; etc.

8. Succession law.

General principles; intestate succession; testamentary succession; forced heirship; acquisition of inheritance; relations between heir and third parties; relations between coheirs; division; donations; indirect donations.

Prerequisites

No specific prerequisites.

Teaching methods

Lectures (in-person and web-conference) and classroom discussion of practical cases.

Attendance is recommended.

Assessment methods

Oral examination.

The evaluation will consider the theoretical skills acquired, the accuracy of the answers, the ability to reason about concepts as well as the argumentative effectiveness.

Textbooks and Reading Materials

Giovanni Iorio, Corso di diritto privato, Giappichelli, Torino, quarta edizione, 2020.

Semester

First semester.

Teaching language

Italian.