UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Elements of Public Law

2324-2-E1601N002

Learning objectives

Public law aims at studying the fundamental principles that regulate State organization and functioning as well as the relationship between citizens and public Institutions.
As indispensable pre-requisite for the study of other legal disciplines, public law allows us to grasp the foundational values on which our legal system is built and to make citizens aware of their rights and duties

Contents

The course focuses on the Italian constitutional system, seen also from the perspective of European integration.
It is divided into two modules. The first module (A) examines the constitutional organization of public authorities (form of state and government). The second module (B) focuses on the guaranteeing institutions as well as the protection fundamental rights.

Detailed program

The course is divided into two modules

Module A: The Italian constitutional order

- The evolution of state forms (absolute, liberal, social-democratic) and modern constitutionalism.
- The Republican Constitution (genesis; characteristics, and the sources of law).
- The Italian democratic system (electoral law; political parties; referenda).
- The forms of government (notes on the Italian form of government and its evolution).
- The Government (formation and crises; government regulatory acts; ministerial responsibility; hints on

public administration).
- The legislative power (the Italian Parliament and its organization; MPs status; the legislative process).

Module B: Constitutional guarantees and human rights protection

- Rigid and flexible Constitutions.
- The President of the Republic (status; role; functions; acts; responsibility).
- The Italian Constitutional Court (composition; functioning; judgment of constitutional legitimacy).
- The Judiciary.
- Equality and fundamental rights protection
- European and International protection of human rights (International Charters, ECHR, EU Charter of fundamental rights)

Prerequisites

Adequate logic and general education skills; reasonable learning, writing and oral communication skills

Teaching methods

Lectures.

Assessment methods

Written exam for both the modules, with an optional oral exam reserved for those students who have passed the written test.
The written exam is divided into a first part with 15 closed questions and a second part with open questions .
The correction of the open questions is subject to a grade of at least 8/15 in the closed questions.

Textbooks and Reading Materials

Direct knowledge of the Italian Constitution and the study of the following handbook (Camerlengo Q. - Furlan F., Lezioni di diritto costituzionale vivente, II ed., WoltersKluvers, Padova, 2023) are required

Sustainable Development Goals

PEACE, JUSTICE AND STRONG INSTITUTIONS