



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Diritto Penale (parte Speciale)

2425-5-A5810196

Learning objectives

The teaching provides the necessary skills for the drafting, presentation and oral discussion of legal opinions, both individually and as a group activity.

It also aims to provide in-depth knowledge of the main offences against property.

Contents

Part I

- Bibliographic and case law research tools
- Methodology of drafting and presenting a legal opinion

Part II

- Crimes against property

Detailed program

Part I

1. Bibliographical and jurisprudential research tools
 - * Legal databases
 - * Printed sources
 - * Electronic sources (University and web resources)

2. Methodology of drafting and presenting a legal opinion
 - * Techniques for analysing a case
 - * Techniques for drafting a legal opinion
 - * Rhetorical techniques of exposition and discussion of a legal opinion

Part II

1. Introduction to the Special Part
2. Relationship between the General and Special Part of the Criminal Code
3. Interpretation of the Criminal Law
4. Crimes against property
 - * General part and individual offences
 - * Crimes of unilateral aggression
 - * Crimes of aggression also against the person
 - * Crimes with the collaboration of the victim
 - * Crimes against the illicit circulation of goods

Prerequisites

Participation in the exam of 'Criminal Law. Special Part' requires the passing of the exam of 'Criminal Law' (Academic Regulations a.y. 2022-2023).

Prior study of the topics indicated in Part II of the 'Extended Programme' of the course is highly recommended. These topics, which will not be covered in the classroom, must be studied independently by the student.

Teaching methods

The teaching is mixed in nature and consists of a first part of lessons (8 lessons) and a second part of exercises (13 lessons).

3 lessons are conducted in delivery mode and 5 in interactive mode.

In the delivery part, the tools for bibliographic and jurisprudential research and the methodology for drafting and presenting a legal opinion will be explained.

In the interactive part, practical cases will be presented, analysed and discussed, and legal advice will be corrected.

The lectures are delivered in Italian, mainly in presence and with 2 remote lessons.

Assessment methods

Written test, consisting of the writing of a legal opinion.

In particular, the following will be assessed: the ability to refer to the arguments in a manner appropriate to the specificities of the subject and according to correct logical-systematic canons, the ability to link the various criminal law institutions, exegetical correctness, argumentative skills, technical-expressive skills, abstract and practical reasoning skills, and the ability to work in a team.

The legal opinion must be drafted, using the 'Opinion Structure' file, the 'Drafting Criteria' and the 'Abbreviations of Law Journals', which can be found on Moodle in the 'Materiali per la redazione del parere' section.

In addition to the teaching materials uploaded on Moodle, the student may also consult the Annotated Criminal

Code, made available in the classroom, and the university databases.
Students are required to come to the classroom equipped with a personal computer.

Textbooks and Reading Materials

Study of the following textbooks is recommended:

- R. Bartoli, M. Pelissero, S. Seminara, *Diritto penale. Lineamenti di parte speciale*, G. Giappichelli Editore, Turin, last edition, *only the following parts*: Part Two - I delitti contro il patrimonio (with the exception of ch. 5 - I delitti informatici contro il patrimonio).
- M. Miedico, T. Trinchera, F. Viganò, *Studiare sui casi. Materiali integrativi per il corso di diritto penale – Parte generale*, Giappichelli Editore, Torino, ultima edizione.

Direct consultation of the updated edition of the Criminal Code is indispensable.

Sustainable Development Goals

PEACE, JUSTICE AND STRONG INSTITUTIONS
