



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Regional Law

2425-4-A5810233

Learning objectives

The student will acquire a solid knowledge of the founding principles of the Italian Regional law through a deeper understanding of sources of law and the study of the different forms of autonomy enjoyed by regional authorities. Part of the course is also dedicated to the study of local authorities (municipalities, metropolitan cities, and provinces) and their governing bodies.

On the basis of the given criteria the student will be able to distinguish regional form of state from federal, confederate or unitary experiences, also referring to historical and comparative data. Secondly, the student will obtain the ability to comprehend normative texts, including the Constitution, and primary and secondary sources of law. Along with the juridical theory and method, the student will also learn the constitutional practices, above all through the development of the capacity to interpret and utilize constitutional case law.

Contents

The course will address the study of Italian regional and local legal system through the knowledge of the institutional organisation and functions of Italian regions, in the perspective of the constitutional model and its changes introduced with constitutional statutes n. 1/1999, n. 2/2001, n. 3/2001. Part of the course is also assigned to the law of local authorities.

Detailed program

The syllabus includes:

1. General concepts: unitary State; confederation and federation; regional State.
2. The evolution of the Italian regionalism from constitutional models to the reform of Title V, Part II of the

Constitution.

3. The unity of the Republic and institutional pluralism. The constitutional autonomy of Regions and local authorities.
4. The regions with special autonomy regime.
5. The regional political system: constitutional models and regional variations.
6. The governing bodies of the regions (president, executive board, regional council) and local authorities (mayor/president, executive board, council).
7. Legislative autonomy of the Regions (art. 116 and 117 Cost.)
8. The regulatory autonomy of local authorities.
9. Administrative autonomy and the new article 118 of the Constitution.
10. The relationship between Regions and UE.
11. The Regional federative power
12. Cooperative connections and the Conference system

Prerequisites

Basic knowledge of the Italian Constitutional law

Teaching methods

Classes are delivered as follows:

- 17 2-hour lectures conducted in the delivery mode (DE) in presence;
- 2 2-hour lectures conducted in interactive mode (DI) in presence;
- 2 2-hour lectures conducted in delivery mode remotely.

Assessment methods

The exam consists of an oral interview based on the topics covered in the lessons.

For those who actively participate in the lessons by submitting the required reports to the professor for evaluation, the final grade will consist of the overall assessment of the exam taken and their active participation.

Textbooks and Reading Materials

Students will have to prepare the exam on one of the following texts:

- B. Caravita, F. Fabrizi, A. Sterpa, Lineamenti di diritto costituzionale delle regioni e degli enti locali, Giappichelli, 2019
- E. Carloni - F. Cortese, Diritto delle autonomie territoriali, WoltersKluwers, 2020; tutta la prima parte ed i capitoli 2 (rapporti Regioni/UE), 6 (Amministrazione periferica dello Stato) e 9 (Sindaco ufficiale di Governo) della seconda parte

In order to prepare the exams it is important also to refer to the main decisions taken by the Italian Constitutional

Court, discussed during lectures, reachable on the following website:

1. www.cortecostituzionale.it
2. www.giurcost.org

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