UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Elements of Civil Procedure

2425-2-E1401A086

Learning objectives

a) Knowledge and understanding
The student will acquire a solid knowledge of the fundamentals of civil procedural law, including its basic principles, prerequisites, methods, and limits of exercising judicial protection.
b) Applying knowledge and understanding
The student will be able to apply the acquired knowledge to analyze and solve procedural problems posed by concrete cases.
c) Making judgements
The student will develop the ability to critically interpret and evaluate the implications of procedural choices, formulating independent judgments on the effectiveness of various strategic options.
d)Communication skills
The student will be able to communicate their knowledge of civil procedural law clearly and precisely, using appropriate technical-legal language.
e) Learning skills
The student will develop the learning skills necessary to meet the demands of the work context and/or to undertake advanced studies.

Contents

Elements of Civil Procedural Law: study of the basic principles of civil procedure.

Detailed program

Civil procedure is a set of rules that govern the litigation (and the way to dispose of) a civil case. This course

introduces students to the language and to the most important issues related to conflict resolution, including, inter alia, actions that may be taken, jurisdiction over the parties, discovery, and jurisdictional remedies. It provides students with an opportunity to first look at the whole Italian procedural system, as well as to examine the relationship between procedural and substantive law, developing problem-solving capabilities.

Prerequisites

Basic knowledge of the italian Constitution and the italian private law, in compliance with the prerequistes provided (prerequisited exams).

Teaching methods

The lessons will be conducted using different teaching methods.
Out of the 24 lessons:
2 lessons will be held asynchronously, remotely, with video recordings uploaded to the e-learning platform.
2 lessons will be dedicated to written exercises, containing open-ended questions (the last exercise, which will take place in mid-November, will guarantee those who have passed it the possibility of taking the oral exam on the remaining part of the program only, with the grade received as a starting point).
20 lessons will be held with a first part in "lecture" mode, and a second part in "interactive" mode, with discussion of practical cases.
The use of the e-learning platform, reading and in-depth study of sources and documents, which can be uploaded to the e-learning platform, and the projection of slides are planned..

Assessment methods

Oral exam to evaluate:
a) the acquired skills;
b) the ability to present concepts and rules using correct technical terminology;
c) the effective understanding of procedural legal concepts and the ability to reason about problems, including through case-based questions;
d) the ability to place procedural legal concepts in the context of the system

Written exercise: scheduled around mid-November, containing open-ended questions. Those who pass the written exercise will be able to take the oral exam on the remaining part of the study program only (i.e., on the part of the program not yet covered in class), with the grade received in the exercise as a starting point.
The oral exam may be preceded, for students who wish to do so, by a group project work, or the analysis of a case or decision, which will be assigned by the professor and evaluated for the purposes of the exam.

Textbooks and Reading Materials

Erasmus students can agree with the teacher a specific program and a specific text to study .

Sustainable Development Goals

PEACE, JUSTICE AND STRONG INSTITUTIONS