UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Roman Law

2526-4-A5810036

Learning objectives

The course aims to introduce students to the jurisprudential elaboration of law and to bring out its intellectual and scientific aspects, as it was operated by Roman jurists, to understand and enhance the intellectual scientific dimension of the casuistic method. Selected passages from works such as Cicero, the Institutions of Gaius and Justinian, and the Digest will be read and discussed.
The objectives of the course according to the Dublin indicators are:
Knowledge and understanding: at the end of the course the student will have acquired familiarity with the casuistic method, through which jurists have gradually "invented" the law.
Applied knowledge and understanding: having acquired awareness of the casuistic method, the student will have mastery of the analytical and historical perspective, of the extensive and applicative possibilities of legal concepts, of the transition from casuistics to system.
Making judgments: at the end of this course the student will acquire critical capacity in the analysis of legal and non-legal texts, having in particular the focus on the concepts of iustitia, humanitas and aequitas developed by Roman jurists and later by Romanistic thought, and to develop the critical capacity necessary for a jurist.
Communication Skills: the student must be able to motivate with legal precision and effective exposition his conclusions about the sources examined.
Learning Skills: at the end of this course the student will be able to apply the proposed model to the legal texts that he may face in his future professional life, also in view of the proposal of solutions adequate to the different demands of future society

Contents

The course will cover analysis of roman law sources which will be introduced and discussed during the lectures, and it will focus on contract of mandatum and aequitas.

Detailed program

The contract of mandatum in roman sources in its different historical periods. Specific cases.

Casuistry and systematicity. Iustitia, Humanitas, Aequitas.

Prerequisites

Knowledge of the italian language. Knowledge of Latin is not essential, but a propensity for careful reading of the translations that will be discussed in lessons and published on e-learning is recommended.

Teaching methods

Lectures including practical discussions.

Assessment methods

Oral exam. Those who attended the lectures in person will be able to elaborate a written text.

Textbooks and Reading Materials

Relevant materials will be assigned during classes.
One of the four sections of the volume "Il diritto allo stato puro?" di C. Buzzacchi, I. Fargnoli, ed. Giuffrè Lefebvre, Milano, 2021.

Sustainable Development Goals

QUALITY EDUCATION | GENDER EQUALITY | REDUCED INEQUALITIES | PEACE, JUSTICE AND STRONG INSTITUTIONS