UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Fondamenti Romanistici del Diritto Privato Europeo

2526-4-A5810134

Learning objectives

The course will particularly focus on the interpretation of contracts starting from the Roman juridical experience until the modern codifications.
The course also aims to achieve the following targets:

A) Knowledge and understanding
Know and understand the different sources of law in its evolution.

B) Applied knowledge and understanding
Be able to apply the theoretical notions learned during the course to legal cases found in various ancient texts.

C) Communication skills
Develop adequate communication and critical skills, as well as develop a proper legal language.

D) Ability to learn
Be able to identify legal texts and interpret them autonomously.

Contents

The course focuses attention on the interpretation of the contract, keeping in mind its historical roots. In particular, the tools used in the ancient world will be considered.

Detailed program

The course, aimed at the study of the Roman foundations of European law, focuses its attention on the theme of the interpretation of the contract considering in particular the Roman legal experience, and then move from the work of Jean Domat to the Civil Code, the italian Codes and, where possible, references will be made to the law of some other European country.

Prerequisites

It is preferably required that the student has passed the examination of institutions of Roman law.
Attendance is not mandatory.

Teaching methods

21 lessons of 2 hours held in the first part of the course, which aims to involve students interactively in the next part. All activities are carried out in precence.
The expected learning outcomes are knowledge and understanding of legal institutions related to the interpretation of contracts and the evolution of legal institutions over time.

Assessment methods

Colloquium on the topics taught in class and on the examination textbooks, unless otherwise agreed during the course.
The questions formulated during the oral exam are aimed at verifying the knowledge of the topics covered and especially the ability to an autonomous and critical reasoning within the historical - legal study.

Textbooks and Reading Materials

Massimo Brutti, Interpretare i contratti. La tradizione, le regole, Torino 2017, p. 17-100.
Emanuele Stolfi, Gli attrezzi del giurista: introduzione alle pratiche discorsive del diritto, Torino 2018, p. 117-217.

Sustainable Development Goals

PEACE, JUSTICE AND STRONG INSTITUTIONS