UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Criminal Law Mod A - M-Z

2526-2-A5810015-A581001501-MZ

Learning objectives

This course provides a basic understanding of principles of Italian criminal law, both in the light of the the law and of doctrinal developments and case law.

Laws and principles will be explained also discussing cases

the student should have acquired:

- knowledge and understanding of the fundamental principles of criminal law, with particular attention to constitutional principles of legality, personality of the criminal responsability and rehabilitative aim of sanctions.
- Ability to apply the notions learned to the analysis of concrete cases and in the resolution of interpretative issues in the context of criminal laws.
- Autonomy of judgment in the interpretation of the rules and in the identification of the most appropriate solutions.
- Communication skills in the presentation and discussion of legal issues in the field of criminal law, both in written and oral form.
- Autonomous learning skills, also through the consultation of regulatory, doctrinal and jurisprudential sources.

Contents

The course focuses on general rules of criminal law, the elements of crime, the sanctions, the crimes against the person, against property and public administartion by comparing provisions and jurisprudence.

Detailed program

I. Problems and principles of criminal law.
formal and substancial notion of criminal law

II: Constitucional criminal principles
The problem of legitimacy and functions of criminal law. Retributive and prevention conceptions of the criminal sanctions.

III. The Criminal Law.
The source of criminal law, prohibition of analogy, the principle of accuracy.
The interpretation of the criminal law.
When and which law is applied. The criminal law in space.

IV. The offense.
The fact of crime. General outline and main types: the action and the mode of action, events, causation, harm and danger; permanent crime, crimes of omission.
Defenses. General outline.
The culpability: intent, fault, mistake, accountability.
The exemption from punishment.
Attempt and accomplice.
Circumstances

V. The sanctions system.
The sentencing criteria.
Prison sentence and non-custodial sentences

VI. Crimes against the person, against property and public administartion

Prerequisites

Students must have passed the exam of Constitutional law.

Teaching methods

Description of rules and principles and their ratio; case by law approach, aiming to verify comprehension and problem solving capacities.

Assessment methods

Attending students:

oral examination on the topics discussed in class, or alternatively, written test about the first part of program, dedicated to those who have passed the quizzes proposed during the course.

Not attending students: Oral exam

Textbooks and Reading Materials

1. D. PULITANO', Diritto penale, Giappichelli, latest edition;
   or MARINUCCI-DOLCINI, Manuale di diritto penale. Parte Generale, latest edition.

2). R. BARTOLI, M. PELISSERO, S. SEMINARA, Diritto penale. Lineamenti di parte speciale, latest edition; **Parte prima; Parte seconda, capitoli I, II, III, IV; Parte terza, capitoli I, II, III, IV.

Sustainable Development Goals

REDUCED INEQUALITIES | PEACE, JUSTICE AND STRONG INSTITUTIONS