UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Diritto Urbanistico

2526-2-FSG01A009

Learning objectives

The course aims to provide students with a theoretical legal education, with practical implications, in the fields of urban planning and building regulations. It develops a critical approach and provides the tools for the legal analysis of issues related to urban planning, the role of public administration in land management, and the positions of private individuals concerning administrative powers. In particular, the course pursues the following learning objectives:

1. Knowledge and Understanding
Acquire advanced knowledge of the sources, principles, and fundamental institutions of land management law, with particular reference to the regulation of territorial planning and building law, in their historical evolution. The course will develop the ability to understand the role of public administration in land management and the evolution of the related legislation, case law, and doctrine.

2. Applying Knowledge and Understanding
Develop the ability to interpret and apply urban planning and building regulations to concrete cases, to understand planning documents and administrative measures related to land use, to identify the legal issues arising from interventions on the land and construction, and to analyze and understand judicial trends and case law.

3. Making Judgements
Develop a critical approach and the ability to form independent judgments when analyzing issues related to urban planning and administrative powers regarding land use, taking into account the balance between public and private interests and constitutional principles.

4. Communication Skills
Promote the ability to clearly and coherently communicate the concepts and issues related to urban planning and building law, both in writing and orally, using appropriate technical language, and presenting legal issues related to urban law with clarity, logical consistency, and technical rigor, even in professional contexts.

5. Learning Skills

Enhance the ability to independently update and deepen one's knowledge in the field by consulting legislative, jurisprudential, and doctrinal sources and following their evolution, as well as critically and consciously addressing issues of land management law.

Contents

The course is dedicated to the study of the legal aspects of land management, particularly the regulation of the urban and territorial planning system, the control of land transformation activities, and the exploration of the relationship between administrative powers and private property.

Detailed program

Program for all students

At first we will analyse the constitutional background concerning the administrative function of the territorial planning. In particular we will put attention on private property guarantees and on legislative and executive prerogatives of the Regions.
Then we will examine the urban planning, focused on the general town development plan, which is the most traditional category regarding the territorial planning; we will underline its main purposes and its most important structural characteristics.
Moreover we will focus on the most important aspects of other territorial planning typologies, such as protect natural areas, areas in countrified bound and hydrographic basins , by highlighting the relationships with town urban planning and the surroundings that own a most operative autonomy.
The last part of the course will centre on the study of control instruments on territorial transformation activities and the repression of eventual abuses on it.

Prerequisites

Fairly good skills in learning, writing and speaking, together with a general knowledge of public law.

Teaching methods

Classroom lessons. Some lectures may be conducted on line and/or recorded and posted on the e-learnig platform.

Assessment methods

Type of exam for all students:

Oral exam. Colloquium on topics covered in class and/or exam texts.

Textbooks and Reading Materials

URBANI, CIVITARESE MATTEUCCI, Diritto urbanistico, Organizzazione e rapporti, Giappichelli, Torino, 2023.
Alternative texts may be suggested in class or through notices or published omn e-learning web site.
Students are responsible for reading the main legislation concerning the subjects of the course.

Sustainable Development Goals

SUSTAINABLE CITIES AND COMMUNITIES | CLIMATE ACTION | PEACE, JUSTICE AND STRONG INSTITUTIONS