UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Introduction To Civil Law - 2

2526-1-E1806M003-T2

Learning objectives

- acquire knowledge of the fundamentals of private law through the study of the Civil Code
- equip themselves with the basic tools for understanding and communicating the fundamental issues of private law
- acquire institutional knowledge and understanding of fundamental legal institutions applied to concrete cases
- understand the fundamental links between the norm and the application of the norm in the concrete case
- develop the institutional capacity to analyze the normative text and its application to practical cases
- develop the institutional basic capacity of application of principles to decisions made in the concrete case through analysis of case law

Contents

The course is structured as an introduction to Italian Private Law and to the fundamental principles of the Italian Civil Code.
References on the implementation of EU law in Italy,
Basic notion of the historical formation of the Italian Civil code Fundamental principles of family law, succession, property law, contract law, Consumer law and tort law - Digital Private Law and AI.

Detailed program

Basic notion of the historical formation of the Italian Civil code.

Basic notion of the Influence of EU Law and comparative law.

The Civil Code.

Law of persons. Family law. Marriage. Filiation. Adoption.

Law of successions. Will.

The law of property. Real and personal property. Real estate. Goods. Possession.

Law of obligation: sources, kinds and discipline.

Fundamental principles of contract law

The law of contract: formation, requirement, effects. Void, voidable or unenforceable contract. Breach of contract. Remedies. Promises. Negotiable instruments.

Main contracts. Sale. Lease. Agency. Carriage. Mandate. Deposit. Etc.

Consumer law and contracts. Consumer protection

The law of torts. Action in tort and action in contract. Damages.

An overview of Commercial law

An overview of the Italian notion of enterprise and of the Italian business organizations.

An overview of EU Private High Tech Digital Law and AI.

New Digital Goods and Services - Digital Contracts - Personal Data Protection - ISP Liabilities - AI.

Prerequisites

None

Teaching methods

Class lectures in italian language of Explanation Teaching (72 academic hours).
Prof. Emilio Tosi is available for Student reception at the end of the Lecture or by appointment.

Assessment methods

The final exam is oral, with no partial tests. It provides for a follow-up interview on the topics covered by the exam texts and in class.
The candidate must demonstrate a good knowledge of the key private law institutes and the Civil Code. A preliminary mnemonic study of the basic notions and definitions is also required. Institutions of private law must be presented with accurate terminology. The student must be able to explain the rules and problems that pertain to the main institutes of private law.

Textbooks and Reading Materials

Required an updated Textbook:
VINCENZO FRANCESCHELLI, Diritto privato, Milano, Giuffrè Lefebvre (the most recent Edition).
Furthermore required:
EMILIO TOSI, Circolazione dei dati personali tra contratto e responsabilità, Milano, Giuffrè Lefebvre, 2023.
Required last but not least an updated Civil Code.

Semester

First Year

Teaching language

Italian

Sustainable Development Goals

INDUSTRY, INNOVATION AND INFRASTRUCTURE