



UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

Family Law in Plural Societies Mod. B

2627-5-A5810269-A581026902

Learning objectives

The course aims to provide an overview of the possible configurations assumed by family law in history and current law.

The course module aims, in particular, to provide an in-depth analysis of Roman family law, the structure of the Roman familia, the powers of the pater familias, the relationship between father and children, the condition of women in the family, the relationships between spouses, with a look at the influence exerted on the concept of the family over the centuries and on the continuities and discontinuities with current family law.

The course aspires to deliver the following learning outcomes in terms of skills and competences (Dublin descriptors):

Knowledge and understanding

Knowledge and understanding of the theoretical basis of Roman family law and family law in modern legal systems; capability to elaborate and/or apply the gradually acquired knowledge to new content and original text structures.

Applying knowledge and understanding

Application of knowledge acquired during the course, through exercises of ancient and modern text analysis. Development of the ability to understand the relationship between social order and legal organization, in the field of family law.

Making judgements

Ability to combine knowledge and deal with complexity, and to make judgements on the basis of limited or incomplete information, including reflection on the social and ethical responsibilities associated with the application of their knowledge and judgements.

Communication skills

Ability to communicate clearly and unambiguously, to specialist and non-specialist interlocutors, their own ideas and considerations, as well as the theoretical basis of reasoning.

Learning skills

Development of learning ability. Aptitude for practising text analysis in a self-directed or autonomous manner.

Contents

The course is structured in two parts: in the first part, devoted to ancient law, the basics of family law in Roman law will be presented, showing its role in ancient Roman culture.

The course will start with a theoretical framework and will develop in discussions of cases and other materials such as laws and other concerning legal tools.

Active participation from students is required, as well as suggestions of specific readings that will facilitate discussion during the course.

Detailed program

The program articulates in the following parts:

the Roman family;

patria potestas and its evolution;

the link between position within the family and capacity to act in legal contexts;

guardianship and protection;

women's role in family and patrimonial relations;

adoption and its objectives.

Prerequisites

Good skills in reasoning and reading legal materials.

Teaching methods

19 two-hour lessons held in presence, with a first part face-to-face (DE) and a second part interactive (DI).

2 two-hour lessons delivered remotely (asynchronous mode)

Assessment methods

Final oral examination (interview), to check the preparation on the topics covered in class and to test the skills acquired.

The oral exam is an interview on the topics discussed in class and indicated in the recommended study materials. Particular emphasis will be placed on the analysis of materials used in the classroom.

The examination is aimed at testing the ability to understand and explain in a clear and personal manner the fundamental topics and issues of the discipline. The assessment criteria for the skills indicated are based on

knowledge and understanding of the fundamental content of the discipline and the ability to apply the knowledge acquired.

Textbooks and Reading Materials

First part of the course: materials provided by the lecturer.

Sustainable Development Goals

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