UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Introduction To Administrative Processual Law

2627-3-E1401A033

Learning objectives

The course aims to explain the fundamentals of administrative action's review not only in front of judicial authority but even in front of administrative tribunals, with particular attention to the citizens legal protections.
The course aims to help the student achieve the following objectives:
A) Knowledge and understanding
Students are expected to know and understand the main normative elements regarding procedural protection of the citizen against the public administration
B) Applying knowledge and understanding
Students will be able to find, interpret and apply the legal rules regarding administrative process
and be able identify the judge and the right procedural remedy in disputes against the Administration
C) Making judgements
Develop autonomy of judgment regarding the finding and evaluation of possible legal solutions to issues concerning administrative procedural law
D) Communication skills
Know how to communicate the operating methods and interpretative problems of the main provisions regarding the administrative process
E) Learning skills
Be able to find the texts of the regulatory provisions and independently interpret any legal provision. Understanding the functioning of the procedural protection of citizens against public authorities

Contents

The course focus on the reviwe of administrative action, analysing the existing tools and remedies in and outside the Court.

Detailed program

Historical evolution of Italian system; Constitutional principles about administrive action review; rights in administrative action; administrative remedies; citizens protection in civil justice; the administrative judicial review and its proceeding.

Prerequisites

Administrative law

Teaching methods

Frontal class-room teaching, in delivery mode. Some lessons - at most 8 hours - could be recorded and uploaded on e-learning

Assessment methods

Oral examination.The oral exam consists of an interview on the topics illustrated in the program and indicated in the recommended study texts; particular attention is paid to the in-depth parts during the lessons; the objective is to verify the ability to understand and explain in a clear and personal way all the topics and fundamental aspects of the subject.
During the examination, the following will be assessed:
(a) knowledge and understanding of the fundamental content of the subject;
(b) the ability to present information using appropriate legal terminology;
(c) the ability to apply acquired knowledge through personal synthesis;
(d) the ability to argue solutions using critical reasoning and to situate legal concepts within the context of the system.

There may be one or more optional written test for attending students.

Textbooks and Reading Materials

Students can choose one of the following text books:
A. TRAVI, Lezioni di giustizia amministrativa, Giappichelli, Torino, 2024, 16a ed. all chpaters (not included chapter VII) till page 326; chapter XV.
or M. CLARICH, Manuale di giustizia amministrativa, il Mulino, Bologna, 2023 (not included chapters IX; XII; XIII).

Sustainable Development Goals

PEACE, JUSTICE AND STRONG INSTITUTIONS