UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

Law for Tourism

2627-2-F7602M014-F7602M014-1

Learning objectives

The course aims to explore the private law aspects of tourism law and the relationships between travelers and tourism operators, integrating theoretical knowledge with practical skills from an interdisciplinary perspective. Through the study of legal sources and the analysis of practical cases, the course seeks to develop the critical and interpretative abilities needed to address the legal issues of the tourism sector in both national and international contexts.
Specific Objectives:
Acquisition of fundamental knowledge of tourism law: Understand the main legal sources governing the tourism sector (national, European, and international).
Analyze the general principles of law as applied to tourism: legal definitions of tourist, tourism operator, and tourism activity.
Understanding typical contracts in the tourism sector: Study in depth the regulation of tourism-related contracts (package travel, travel, transport, and accommodation contracts).
Examine civil liability and legal protections in cases of non-performance or service disruptions.
Development of interpretation and application skills in legal norms: Practice analyzing real cases and drafting legal opinions in the tourism field.
Enhance the ability to identify regulatory issues and propose legally sound solutions.
In-depth study of consumer-tourist protection: Understand the legal protection mechanisms available to tourists as consumers (information rights, withdrawal, compensation, alternative dispute resolution).
Analyze relevant case law and the main tools for out-of-court protection.

Contents

Through the analysis of the most significant National and European decisions, the aim of the module shall be the study of the sources of tourism law; of the entities and operators involved in the touristic activities; of the touristic contracts; entities which offer accommodation services; mooring and pleasure yachting contracts; air and maritime carriage; contractual liability and dispute resolution methods.

Detailed program

1. The sources- European law of tourism – International conventions on tourism
2. The players of the touristic activity – The traveller; the Tour Operator; Travel Agencies; Touristic Organizations
3. Touristic Contracts – Contracts of carriage; Denied boarding, Cancellation and delay; Cruise contracts; Voyage Contract; Packages; Booking; Accommodation; Bailment and deposit in Hotel.
4. Pleasure yachting contracts
5. Civil Liability and touristic activity – Contractual liability;
6. Tort liability;
7. Ruined vacation damage

Prerequisites

Knowledge of the concepts of contract and liability

Teaching methods

Classic lessons in presence. The course will also feature the participation of tourism industry professionals who will hold seminars during the lessons.

Assessment methods

Students attending the course: oral exam based on the issues taught in classroom

Students not attending: oral exam based on the materials indicated below

Each question (3) is evaluated in thirtieths. The average of the votes between the two modules constitutes the final grade of the teaching.

Textbooks and Reading Materials

As to transport law, limited to the parts related to air transport:

Margherita Colangelo – Vincenzo Zeno-Zencovich, Introduction to European Union transport law, III edizione, Roma3-Press, 2019, available in open access on http://romatrepress.uniroma3.it/libro/introduction-to-european-union-transport-law-iii-edizione

As to tourism packages: .

2. Francesco Morandi, The new European Union regulation on package travel and linked travel arrangements within the Italian experience, 2020, which will be available during the lessons .

3. for italian speaking students: V. Franceschelli – F. Morandi, *Manuale di diritto del turismo*, Giappichelli, Torino, 2017, chapters n. IV; XII, XIII; XIV; XVI; XIX
   It is necessary to study the following sources of law:

4. Regulation (CE) n. 261/2004 of the European Parliament and of the Council dated 11th of February 2004 on decide boarding, cancellation of the flight and delay of the flight

5. Directive 2015\2302 on packages.

6. Directive 2026\1024 amending Directive 2015\1024

The texts indicated above and the materials handed out during the lessons regarding international rules, European Union legislation, case law and contractual models shall be available during the course and for non attending students shall be found on the web.

Semester

First semester

Teaching language

English

Sustainable Development Goals

INDUSTRY, INNOVATION AND INFRASTRUCTURE | SUSTAINABLE CITIES AND COMMUNITIES