# Economic Law

## Prof. Francesco Pantaleo

***COURSE AIMS AND INTENDED LEARNING OUTCOMES***

**Aims**

The course aims to analyse the key private and corporate law institutions, and the most relevant aspects related to labour law, especially from the point of view of the different types of contracts stipulated in companies. There will be a particular focus on natural persons, legal persons, contracts and corporate activity.

The aim of the course is to provide learners with the fundamental and regulatory principles referring to physical and legal people, so that students will be able to work as managers and/or consultants in different business environments.

**Intended outcomes**

By the end of the course, students will be able to understand in a linear way:

- the basics of civil, commercial, and labour law;

- the basic principles governing the rights and obligations of persons and enterprises, and, in particular, the rights and obligations at the basis of labour relations;

- the world of corporate law, the different types of companies, and the regulations at the basis of the relationship between members;

- the function and regulation of contracts between natural and legal persons.

- rights, powers, authority, and obligations;

- the different types of companies;

- the elements defining the different types of labour relations, with a focus on the distribution of power between the two actors involved in the individual contract

- the rights and obligations in the field of occupational safety;

- the different possibilities to analyse and apply contracts between physical or legal people.

***COURSE CONTENT***

PART 1 - OBLIGATIONS AND CONTRACTS

1. Obligations
2. The contract in general
3. The formation of the contract
4. The effects of the contract
5. The interpretation and integration of the contract
6. The termination and invalidity of the contact

PART 2 - LABOUR LAW

1. Self-employment and employment
2. The hiring of workers
3. Protection of the working mother and equality between men and women in the employment relationship
4. The trial agreement
5. The part-time employment contract
6. The managerial power and disciplinary power of the employer
7. The obligations of the worker: diligence and loyalty
8. The salary
9. Safety at work
10. Individual and collective redundancies
11. Employment severance indemnities

B) - Freedom and trade union organization

12. Trade unions

13. Trade union activity in the workplace

PART 3 – THE INDIVIDUAL CONTRACTUAL FIGURES

1. Contracts for the movement of goods (preliminary – sale)
2. Contracts for the use of assets (lease)
3. Contracts for the production of goods and/or services (procurement - work contract - transport)
4. Contracts for the performance of acts or for the promotion of business (agency-mediation mandate-contract)
5. Telematic contracts (B2B-B2C-C2C-B2A)

PART 4 – ENTERPRISE

1. The entrepreneur
2. The company
3. The entrepreneur and the market
4. The regulation of competition in Italy and internationally/within the EU
5. The Consumer Code and Consumer Contracts

PART 5

A) COMPANIES

1. Companies in general

2. Types of company

3. Partnerships

4. Limited companies

5. Rights in intellectual works: copyright and industrial law

B) COMPANY CRISES

6. Definition of Crisis

7. Alert Indices and the organisational structure

8. Notes on Legislative Decree 231/2001

***READING LIST***

*Diritto Commerciale vol. 2 – Diritto delle società* di G.F. Campobasso – UTET Giuridica.

*Ipercompendio Diritto Civile* – Edizioni Giuridiche Simone.

The material provided by the lecturer and published on the Blackboard platform.

***TEACHING METHOD***

Interactive frontal lectures with slideshow presentations.

Discussions of case studies, contracts and articles of association.

Students who are unable to attend will find the material presented in lectures and relative references on the Blackboard platform.

***ASSESSMENT METHOD AND CRITERIA***

Oral exam on the contents of the whole year-long course. The exam will be composed of between three and six open questions. The answer to each question will be marked according to the following criteria: completeness and accuracy; ability to identify sources; ability to frame topics and make connections between them; ability to make concrete examples to illustrate specific concepts (also thanks to the use of analogies); accuracy and appropriateness of the form of presentation of legal terminology used. The final mark is out of 30.

At the end of Semester 1, attending students will sit a partial written exam composed of five open questions. The interim test will be on the first three parts of the syllabus. The interim test will be marked according to the same assessment criteria as the exam (outlined above).

Each question will be worth 6/30, except the first one, which carries a maximum mark of 7/30. The maximum mark for the interim test is 31/30.

For attending students who have passed the interim test, the oral exam will focus on the remaining parts of the syllabus.

For attending students who have not passed the interim test, the oral exam will focus on the entire syllabus.

Students are categorised as attending or non-attending depending entirely on their presence or absence in lectures, rather than on the basis of attendance registers.

***NOTES AND PREREQUISITES***

As this is an introductory course, there are no prerequisites in terms of content.

Attendance is strongly encouraged.

Further information can be found on the lecturer's webpage at http://docenti.unicatt.it/web/searchByName.do?language=ENG or on the Faculty notice board.