# Administrative Law

## Prof. Mauro Renna

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

The course aims to provide students with the basics of the subject and, in particular, to illustrate the general discipline of the organization and activity of public administrations, as well as the relationships between them and the citizens in the Italian system.

As regards the intended learning outcomes, in terms of knowledge and understanding, at the end of the course students will be able to understand the principles and rules that govern the internal functioning and activity of the public administration, especially with regard to administrative proceedings, administrative provisions and the citizens’ participation instruments.

Regarding the students’ ability to apply knowledge and understanding, they will be able to evaluate the legitimacy of the administration's work and the validity of the acts adopted by it.

***COURSE CONTENT***

– Administration and administrative law in the Italian constitutional system.

– Administrative law and its sources.

– The public administration, its organisation in general, organs, offices, personnel and employment relationships (aspects).

– The State, the Regions, local authorities and functional bodies; the independent authorities.

– Administrative functions: authorising, transactions and public services.

– Administrative proceedings and measures. Inertia in the public administration.

– The validity and enforceability of administrative acts, nullity of administrative acts, and the distinction between substantive and procedural defects.

– Appeal proceedings (annulment on own motion, revocation, etc.).

– The public administration and contracts.

– Public services.

– Public property.

– Individuals vis-à-vis the public administration (rights, legitimate interests, etc.).

* Liability of the public administration.

***READING LIST***

F. Benvenuti, *Scritti giuridici*, vol. I, V&P, Milano, 2006, only pages from 437 to 535.

M. Clarich, *Manuale di diritto amministrativo,* Il Mulino, Bologna, last edition (with the exclusion of the following parts: chap. V, par. 9 - 12; chap. VI; chap. XIII; chap. XIV).

A. Travi, *Pubblica amministrazione: burocrazia o servizio al cittadini?*, V&P, Milano, 2022.

Students must know directly, in addition to the three texts, the provisions of the Constitution on the public administration, Law No. 241 of 7 August 1990 and the other rules cited during the course.

***TEACHING METHOD***

Lectures, tutorials and seminars.

***ASSESSMENT METHOD AND CRITERIA***

The students’ assessment will be carried out on the basis of an oral exam consisting of an interview aimed at verifying, primarily, the students’ knowledge of the administrative law system covered by the course and their legal reasoning ability on the subject matter.

The assessment will be based on the relevance of the students’ answers, the command of the language, and their ability to argue and identify open issues.

***NOTES AND PREREQUISITES***

Students must have a basic knowledge of the constitutional order of the Republic.

Participation in seminars/practical exercises is restricted to attending students and, although highly recommended, is not mandatory.

Students enrolled in the previous years, can opt for the program in force at the time of their enrollment.

In case the current Covid-19 health emergency does not allow frontal teaching, remote teaching will be carried out following procedures that will be promptly notified to students.

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.

*Student reception*

Until new University provisions, prof. Renna receives students on the Microsoft Teams online platform, by appointment to be agreed *via* e-mail at mauro.renna@unicatt.it.