# Principles of Law

## Proff. Francesco Zecchin -Paolo Sabbioni

# Module I – Principles of Private Law

## Prof. Francesco Zecchin

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

Teaching to students the methodological tools and basic notions to understand the subject, focusing on business activity also from a practical point of view.

At the end of the course the student:

* will have learnt the essential private law economic institutions and will be able to grasp their importance in the life of a company;
* will have the ability to formulate independent basic judgments, discuss and evaluate solutions provided by legal advisors.

***COURSE CONTENT***

Legal Order - Law Sources - Application and Interpretation of Law - Temporal Effects of Law - Legal Analogy and Reasoning - Individual Legal Rights - Exercise and Protection of Rights - Statute of Limitations and Lapse - Natural persons and Personal rights - Legal persons and Non-profit Organizations - Brief References to Property and Possession - Obligations in General - Obligations Sources - Duty to Performance - Non-performance and Liability - Damages - Ways of Extinguishing Obligation other than by Performance - Succession in credit and debt - Pledge and Mortgage - Avoidance and Subrogation Actions - Contract - Essential Elements of Contract - Conclusion of Contract - Invalidities of Contract – Simulation of Contract and Trust - Rescission and Resolution of Contract - Typical (Nominate) and Atypical (Innominate) Contracts - Contracts of Marketing and Management - Brief References to Tort Law.

***READING LIST***

A. Torrente-P. Schlesinger, *Manuale di diritto privato,* Giuffrè Editore, last edition. The chapters to be studied will be listed at the beginning of the course and on the Professor’s web page.

The lessons slides will be available on Blackboard. During the course a series of essay will be indicated to deepen of the topics of the lessons.

***TEACHING METHOD***

Classroom and simulation with the participation of students.

***ASSESSMENT METHOD AND CRITERIA***

#### The exam consists of a written test lasting 90 minute (10 open-ended questions). For each response will attribute a score from 0 to 3. The overall rating is given by the sum of each score. The aim of examination is to assess the level of knowledge and understanding of the candidate. In exceptional cases, students can take the exam orally.

***NOTES AND PREREQUISITES***

The course is introductory; therefore, it does not require prerequisites related to the contents. It is recommended to attend classes and to know the Italian *Codice civile* and the related rules in its last version.

***OFFICE HOURS FOR STUDENTS***

Updated timetables on office hours are permanently available on the professor’s personal page at <http://docenti.unicatt.it/>.

**Module II** – **Principles of Public Law**

Prof. Paolo Sabbioni

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

The aim of the course is to provide students with the basic overall framework and institutional notions governing public law, mainly focusing on the most important principles for economic students.

At the end of the course the student:

* Will understand the system of public law and its relevance in economic relations.
* Acquire the ability to link public law institutions and terminology to express legal concepts.
* Will have the ability to formulate independent basic judgments.

***COURSE CONTENT***

I. State, Constitution and European Union. I.1 Law and public law. I.2. Constitutions and the Italian Constitution. I.3 The European Union. Domestic sources and EU sources. II. Constitutional Rights. II.1 Freedoms. II.2 Equality. II.3 Social Rights. III State, Regions and independent local authorities. III.1 Forms of State. III.2 Statutory Autonomy. III.3 Legislature. III.4 Public Administration. III.5 Financial relations. IV Relations between authorities. IV.1 Forms of government. IV.2 Parliament and Councils. IV.3 Executives. IV.4 The President of the Republic. IV.5 Public administration: structure, principles and administration operations. V. Guarantees. V.1 Relations between sources of law. V.2 Judiciary and special judges. V.3 Constitutional Court.

***READING LIST***

For students attending lectures

P. Sabbioni,  *Istituzioni di diritto pubblico*, Giappichelli, 2021, to those parts shown in class.

For students unable to attend lectures

P. Sabbioni,  *Istituzioni di diritto pubblico*, Giappichelli, 2021, the entire text.

The slides used during the course and in-depth materials will be made available on

Blackboard

***TEACHING METHOD***

Classroom and examples of practical cases with the involvement of students.

***ASSESSMENT METHOD AND CRITERIA***

The exam consists of a written test lasting 7 minute (5 open-ended questions). on the course content. For each response will attribute a score from 0 to 6. The overall rating is given by the sum of each score. The aim of examination is to assess the level of knowledge and understanding of the candidate. In exceptional cases, students can take the exam in oral form.

***NOTES AND PREREQUISITES***

The course requires knowledge of the essential elements of public and private law. Attendance to lessons is recommended.

***OFFICE HOURS FOR STUDENTS***

Information on office hours available on the teacher's personal page at <http://docenti.unicatt.it/>.