**Private Law**

## Prof. Flavio Rocchio

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

Outlining the most useful general theories for understanding private law institutions, the course aims to investigate the discipline (of primarily coded origin) of legal subjects, real rights, possession and rights to assets, obligation in general, the contract in general, and civil liability, highlighting their rational origin and operational potential.

*Intended learning outcomes*

Knowledge and understanding

At the end of the course, students will be able to:

- understand the typical conflict cases of private law;

- identify and distinguish the different legal situations and their forms of protection.

Ability to apply knowledge and understanding

At the end of the course, students will be able to:

- interpret a legal text on the subject of private law;

- resolve concrete cases of potential and current conflicts in private law;

- plan the best safeguard and protection for legal situations.

***COURSE CONTENT***

- General theoretical background: notes on the sources of private law; legal act and fact; the subjective positions; the judicial protection of rights.

- The natural person and his ability; the institutions.

- Real rights: the property and rights of others; possession.

- The obligation in general and the guarantees of fulfilment.

- The contract in general.

- Liability for wrongdoing: unjustifiable damage to be compensated.

- Other sources of obligations.

- Keynotes on the circulation of goods.

***READING LIST***

A. Liserre-F. Rocchio, *Lezioni di diritto privato*, Giuffrè, Milan, 2017, 4th ed. (excluding the special sections on *I contratti tipici*, *Le successioni* and *La famiglia,* and excluding the sections indicated with the symbol C).

***TEACHING METHOD***

Lectures.

***ASSESSMENT METHOD AND CRITERIA***

Oral examination, in which students will be asked to answer three questions, each of which is assigned a maximum of 4 marks according to the level of the answer's accuracy. Should a student fail to answer the first two questions, they will fail the exam. Generic or peripheral replies are also considered a non-answer to a question. The first two questions will be opened-ended and will cover a chapter or paragraph of the textbook. The third question will focus on a practical case study for which a reasoned solution will have to be offered.

***NOTES AND PREREQUISITES***

Adequate knowledge of the principles covered by the course, the Constitution, the Civil Code and the laws that supplement it, is indispensable.

There are no necessary prerequisites.

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