



COURSE: <b>PRIVATE LAW</b>			
ACADEMIC YEAR: 2018/2019			
TYPE OF EDUCATIONAL ACTIVITY: <b>BASIC</b>			
TEACHER: <b>CRISTINA DALIA</b>			
e-mail: cristina.dalia@unibas.it		website:	
phone:		mobile (optional):	
Language: <b>ITALIAN</b>			
ECTS: 10	n. of hours: 70	Campus: Potenza Dept.: DIMIE Program: Economia aziendale	Semester: II

#### EDUCATIONAL GOALS AND EXPECTED LEARNING OUTCOMES

**Knowledge and comprehension skills:** The course intends to guarantee the student a mastery of the private law fundamental notions, understood as a complex regulatory framework governing the personal and economic relations. In particular, the student will assimilate the main legal institutions, knowing the constituent elements and the effects and he will acquire the principles and rules that support the private relationships in economic action system.

**Ability to apply knowledge and understanding:** The student will be able to understand and analyze the legal norm of reference through the application of the main rules hermeneutic. Also, thanks to a practical approach to the study, offered by the analysis of the cases, he will recognize the abstract case and will provide a solution to the legal questions posed by the professor.

**Independence of judgment:** The student, achieving an adequate exegetical method and having legal basis, can increase, in an autonomous way, the concepts assimilated, by applying them in the study of the further legal teachings offered by the CdS.

**Communication skills:** The student will develop a good argumentative and reasoning capacity and will acquire the technical language necessary for expose the contents acquired, also to interlocutors not experts, through a simple but effective dialectical property.

**Learning ability:** The student will understand the particular nature of legal disciplines, object of constant evolution and change. He will be stimulate to refine its knowledge through a constant regulatory and jurisprudential updating, through consultation of legal magazines and data banks.

#### PRE-REQUIREMENTS

None

#### SYLLABUS

##### Course contents.

- The sources of the law and the interpretation.
  - Fact, act, legal business. The subjective rights and the legal relationship.
  - The subjects of legal activity: physical person and legal person; legal capacity and ability to act.
  - The successions: legal succession, inheritance, succession necessary. Donations.
  - The goods, property, other real rights of enjoyment, possession. Actions in defense of the property and possession.
  - Obligations: concept, function, structure. Legal discipline.
  - Debtor liability and guarantees. Means of retention of the collateral.
  - Other sources of the obligation.
  - Civil liability.
  - The contract: concept, essential elements, invalidity, effectiveness, dissolution.
- The protection of rights: proofs and the principle of the proof burden. Advertising and transcription. Prescription.

#### TEACHING METHODS

The course consists of 70 hours of frontal didactics, based on exegetical method of the main legal norms, to allow the student to develop a capacity for orientation within the framework of the Civil Code. A part of lessons will have



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a practical approach to the analysis of cases and judgements of the Courts.

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#### EVALUATION METHODS

The attainment of the teaching objectives is certified by passing an exam with valuation in thirtieths, whose minimum vote is 18/30.

The exam consists of an oral test lasting about 15 minutes, divided into five/six questions relating to the various parts of the program (persons, successions, goods, obligations, contracts, protection of rights). For each answer the professor will evaluate: knowledge and mastery of legal institutions, capacity of the connection between the same, properties of language and ability of thought articulation.

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Manuale di diritto privato, a cura di Pasquale Stanzione, Giappichelli, 2017, soltanto i capitoli: da 1 a 27, da 39 a 58, da 60 a 72.

Or:

Calvo-Ciatti Càimi, Diritto privato, terza edizione, Zanichelli, Bologna, 2017, soltanto i Capitoli: I, II, III, IV, V, VI, VIII, IX, XI, XII.

Or:

Manuale di diritto privato, a cura di Salvatore Mazzamuto, seconda edizione, Giappichelli, 2017, solo i capitoli: I, II, III, IV, VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, XVIII, XIX.

It is recommended the consultation of a civil code updated to 2018.

The student can consult any other manual of Private Law, provided in the updated edition to 2017 and with the consent of the professor.

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#### INTERACTION WITH STUDENTS

The professor will receive the students in her studio every Wednesday from 10 to 12.

Any changes will be communicated in a timely manner by means of a notice online.

The educational material integrative will be put at disposal of the students enrolled in accordance indicated from the professor.

The professor is available at an email contact with students.

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#### EXAMINATION SESSIONS (FORECAST)<sup>1</sup>

11/02/2019; 8/04/2019; 16/05/2019; 03/07/2019; 17/07/2019; 16/09/2019; 18/11/2019.

<http://economia-usb.unibas.it/site/home/triennale/calendario-esami-cdl-e-lm/documento14025240.html>

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SEMINARS BY EXTERNAL EXPERTS    YES     NO

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#### FURTHER INFORMATION

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<sup>1</sup> Subject to possible changes: check the web site of the Teacher or the Department/School for updates.