

**COURSE OF STUDY: L-39 -L-40 – SOCIAL SERVICE SCIENCES AND SOCIOLOGY. -
SOCIOLOGY**

ACADEMIC YEAR: 2024-2025

ACADEMIC SUBJECT: PRIVATE LAW (A/L)

Main information on teaching	
Course year	First Year
Period	First semester (16.09.2024 - 13.12.2024)
Credits (CFU/ETCS):	8
SSD	IUS/01 Private Law
Language	<i>Italian</i>
Attendance	Attendance is not mandatory, but highly suggested

Professor	
Name and Surname	Salvatore Giuseppe SIMONE
e-mail	salvatoregiuseppe.simone@uniba.it
Phone	080.5717810
Location	Dipartimento di Scienze politiche – Corso Italia 23, 1st floor
Virtual location	Microsoft Teams Platform
Office hours	In person, every Wednesday from 11 to 12. For further information students should contact the professor by email. Please consult the teacher page for further updates: https://www.uniba.it/it/docenti/simone-salvatore-giuseppe

Classroom teaching			
Hours			
Total	In-class	Practice (laboratory, exercise, others)	Individual study
200	64		136
CFU/ETCS			
8	8		

Learning objectives	<p>The course aims to provide students with the basic notions of the civil code.</p> <p>The course aims to provide students with a general understanding of the subject of private law.</p> <p>Within the objectives of the Cds, the course aims to achieve autonomy in the search for normative sources and in their interpretation.</p> <p>The course aims to provide students with the essential knowledge to acquire a solid cultural background of technical and methodological knowledge, to use legal vocabulary and to grasp the systematic and axiological connections between the institutions involved.</p> <p>The course aims to promote the development of knowledge of the concrete interests at stake in view of the solution of practical cases in an interdisciplinary perspective.</p>
Prerequisites	A good knowledge of Italian and adequate learning reasoning capacity is required. It is also useful a basic knowledge of Italian Constitution.

Teaching methods	In-class teaching and guided practices.
-------------------------	---

<p>Expected learning goals</p> <p>DD1 Knowledge and understanding</p> <p>DD2 Knowledge and applied understanding</p> <p>DD3-5 Soft skills</p>	<p>The student will acquire knowledge and understanding, from a theoretical and practical point of view, to analyze and interpret the civil code using a legal-methodological approach.</p> <p>The student will acquire:</p> <ul style="list-style-type: none"> ✓ knowledge and understanding of the definitions and methodological tools necessary to examine the institutions of private law; ✓ knowledge of the sources of private law (at national, European and international level); ✓ specific skills to measure, represent and analyze the sources of private law; ✓ technical skills necessary to apply the rules of the civil code. <p>At the end of the course, students will be able to measure and analyze the institutions of private law, using legal techniques that are presented to them both from a theoretical and practical point of view. In particular, students will have acquired knowledge and skills that will allow them to collect and use data from various sources to analyze the institutions of private law, their dynamics and their structural characteristics.</p> <ul style="list-style-type: none"> ✓ <i>Autonomy of judgment</i> <p>Students will be able to formulate autonomous and coherent evaluations, also with a critical perspective, on private law issues. The teacher will stimulate students to collect and/or process and/or interpret information on these institutions that may be the subject of their future professional activity.</p> <ul style="list-style-type: none"> ✓ <i>Communication skills</i> <p>Students will be able to communicate by enhancing their expression skills through the use of appropriate modalities to a legal-methodological approach (basic).</p> <ul style="list-style-type: none"> ✓ <i>Ability to learn independently</i> <p>The teaching aims to stimulate the students' ability to empirically verify the presence of situations relevant from the point of view of the dynamics of private law. Students will be able to verify their knowledge in order to identify knowledge gaps but also to deepen the skills acquired.</p>
<p>Teaching contents (program)</p>	<p>THE CIVIL CODE.</p> <p><u>People and family</u>: physical persons; legal persons; domicile and residence; absence and declaration of presumed death; kinship and affinity; marriage; status of child; adoption of adults; parental responsibility and rights and duties of the child; protection orders against family abuse; guardianship and emancipation; affiliation and custody; measures of protection deprived in whole or in part of autonomy; food; acts of civil status.</p> <p><u>Successions</u>: general provisions on successions; legitimate successions; testamentary successions; division, donations.</p> <p><u>Property</u>: goods; property; surface; emphyteusis; usufruct, use and habitation; servitudes; communion; possession; denunciation of new work and feared damage.</p> <p><u>Obligations</u>: obligations in general; contracts in general; unilateral promises; business management; payment of the undue; enrichment without cause; illicit facts.</p> <p><u>Protection of rights</u>: transcription; patrimonial responsibility, causes of pre-emption, preservation of the patrimonial guarantee; prescription and forfeiture.</p> <p>Reference texts</p>
<p>Reference Textbooks</p>	<p>Perlingieri, Istituzioni di diritto privato, ESI, last edition: Torrente/Schlesinger, Manuale di diritto privato, Giuffrè, last edition</p> <p>Textbooks are available in the reference library.</p>
<p>Notes to reference textbooks</p>	<p>Mandatory consultation of an updated civil code with the main complementary laws.</p>

Teaching materials	The indicated teaching materials and any others may be made available by the teacher on the teams platform.
Evaluation	
Exam	The method of verifying the expected learning outcomes is represented by an oral interview, which consists of a sufficient number of questions related to the teaching program.
Evaluation criteria	<p><u>Ability to solve problems</u>: i.e. to apply in a real situation what has been learned, identifying the areas of knowledge that best allow to face it. Legal methodologies will be applied to the study of the institutes under examination to provide a critical interpretation of the results obtained.</p> <p><u>Analyze and synthesize information</u>: i.e. acquire, organize and reformulate data and knowledge from different sources. Studies will be carried out starting from jurisprudence in the field that will contribute to develop analysis and comparison skills of private law institutes.</p> <p><u>Formulate judgments independently</u>: i.e. interpret information with a critical sense and make consequent decisions. Students will have to indicate the ways in which to choose between alternative jurisprudential decisions for the collection, representation, processing, synthesis of the discipline of private law institutes.</p> <p><u>Communicate effectively</u>: i.e. transmit information and ideas in both oral and written form in a clear and formally correct way, expressing them in terms appropriate to the interlocutors specialists or non-specialists in the sector. Students will present on the jurisprudential decisions used in the detection, processing and interpretation of private law institutes and will indicate the most suitable solutions to the resolution of possible problems.</p> <p><u>Learn continuously</u>: i.e. know how to recognize your own gaps and identify effective strategies aimed at acquiring new knowledge and skills. During the exercises, students will be asked to indicate the methods (norms, jurisprudence, doctrine) that allow the critical analysis of private law institutes.</p> <p><u>Work in a group</u>: i.e. coordinate with other people, even of different cultures and professional specializations, integrating skills. Attending students will be asked to form work groups during the exercises.</p> <p><u>Be enterprising</u>: i.e. be able to develop innovative ideas, plan and organize their realization, manage the necessary resources and be willing to take risks to succeed. Students will have to independently identify the techniques necessary for the interpretation and correct framing of the concrete case.</p> <p><u>Ability to organize and plan</u>: i.e. realize ideas and projects also taking into account the time and other resources available. Students will have to carry out exercises and application activities to cases in the time provided for the course.</p>
Grading system	<p>The evaluation takes place through a final exam which includes an oral part with a vote expressed in thirtieths (from 18/30 to 30/30). To access a high evaluation of the exam, it will be necessary to have developed a critical autonomy of judgment and an adequate capacity for argumentation and exposition. The exam is considered passed when the vote is greater than or equal to 18. The criteria followed for the evaluation of learning outcomes expressed in thirtieths are as follows:</p> <ul style="list-style-type: none"> ✓ Insufficient: 0-17 <p>Lack, lacunose and inadequate knowledge of the topics contained in the program, inadequate capacity for exposition and argumentation, even with reference to the technical and conceptual vocabulary of the discipline by the candidates, insufficient capacity for elaboration and autonomy of judgment.</p> <ul style="list-style-type: none"> ✓ Sufficient: 18-20

	<p>Sufficient knowledge of the topics contained in the program, overall adequacy of the modes of expression and argumentation, even with reference to the technical and conceptual vocabulary of the discipline, elementary capacity for elaboration and autonomy of judgment.</p> <p>✓ Discreet: 21-23</p> <p>Fair knowledge of the topics contained in the program, appreciable ability to use modes of expression adequate to the technical and conceptual vocabulary of the discipline, fair ability to argue, elaborate and connect the various topics.</p> <p>✓ Good: 24-26</p> <p>Good knowledge of the topics contained in the program, good ability to deepen and autonomy of judgment, verifiable also through the use of modes of expression decidedly adequate to the technical and conceptual vocabulary of the discipline.</p> <p>✓ Distinguished: 27-28</p> <p>More than good knowledge of all the topics contained in the program, very good ability to deepen, connect the different topics, autonomy of critical judgment and mastery of the modes of expression of the technical and conceptual vocabulary of the discipline.</p> <p>✓ Excellent: 29-30</p> <p>Excellent knowledge of all the topics contained in the program, excellent ability to deepen, connect the different topics, as well as critical autonomy and deep mastery of the modes of expression of the technical and conceptual vocabulary of the discipline.</p> <p>✓ Excellent: 30L</p> <p>Excellent knowledge of all the topics contained in the program, excellent ability to deepen, connect the different topics, as well as critical autonomy and complete mastery of the modes of expression of the technical and conceptual vocabulary of the discipline</p>
Other	