

COURSE OF STUDY Master's degree program in Law – Bachelor's degree program in
Legal Sciences of Immigration, Human Rights and Interculturality

ACADEMIC YEAR 2023/2024

ACADEMIC SUBJECT Comparative Legal Systems

General information	
Year of the course	5th year of the program , as a related discipline, for the 5 year Master's degree program in Law - From the 1st year of the program , as a discipline of free choice of the student, for the 3 year Bachelor's degree program in Legal Sciences for Immigration, Human Rights and Interculturality
Academic calendar (starting and ending date)	First semester (from 2023.09.18 to 2023.12.07)
Credits (CFU/ETCS):	6
SSD	IUS/02 – Comparative Legal Systems
Language	Italian
Mode of attendance	Not Compulsory

Professor/ Lecturer	
Name and Surname	Umberto VIOLANTE
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Telephone	
Department and address	Dipartimento Jonico- Taranto- Via Duomo 259
Virtual room	Teams platform
Office Hours (and modalities: e.g., by appointment, on line, etc.)	At the end of the lecture or by Microsoft Teams platform

Work schedule			
Hours			
Total	Lectures	Hands-on (laboratory, workshops, working groups, seminars, field trips)	Out-of-class study hours/ Self-study hours
150	48		102
CFU/ETCS			
6			

Learning Objectives	The objective of the course is: to provide students a good understanding of the basic concepts of comparative law and its methodologies; to introduce them to the study of legal traditions and illustrate the debate on the contraposition between common law and civil law.
Course prerequisites	No prior knowledge required
Teaching strategie	The course consists of lectures held by the lecturer and it is characterized by a broad involvement of students due to a constant interaction and moments dedicated to sharing the main themes taught.
Expected learning outcomes in terms of	

Knowledge and understanding on:	what has been learned by studying
Applying knowledge and understanding on:	The student will know distinguish the common law legal system from the civil law system. The course will enable the student to compare the rules that govern societies, and that in Western experience, are guaranteed by the State, taking into consideration sources of binding rules different from written law. The student will learn that a correct comparison must contemplate other formants, as case law and/or legal literature. The student will know that on internal law must be replaced by sensitivity to legal transplants and the perception of the factors that lead to the circulation of legal models.
Soft skills	The course will enable the student to master the main categories of the subject by suitable legal language too
Syllabus	
Content knowledge	Comparative Law: aims and methods. Legal transplants. Legal families, legal systems The Western Legal Tradition. The Common Law Tradition. The rule of stare decisis. American Law. The sources of law. The Civil Law Tradition. The French and German Models. EU system and his influence on both original models of common law and civil law.
Texts and readings	A. Somma , Introduzione al diritto comparato, Giappichelli Editore, last edition (Relating chapter III, the student will have to study only paragraphs n. 1 and n. 2).
Notes, additional materials	
Repository	

Assessment	
Assessment methods	ORAL EXAMINATION
Assessment criteria	Students must reproduce the descriptive and argumentative lines learnt in the lectures and from the textbook. The interview is aimed at testing the students' knowledge of the subjects studied and their understanding. The assessment process aims to verify the students' degree of knowledge of the institutions, their ability to make comparative assessments of what has been learned and their ability to exemplify and re-elaborate the contents acquired. The evaluation will take place in thirty from 18 to 30. An exam is deemed to be passed successfully if the final grade is equal to or higher than 18/30
Final exam and grading criteria	Students must show the knowledge of the descriptive and argumentative lines learnt in the lectures and from the textbook. The interview is aimed at testing: -the students' knowledge of the subjects studied (features of the common law legal system and of the civil law system; influences of the EU Law system) and their understanding; -to verify the students' degree of knowledge of the topic debated during the lectures;

	-to verify their ability to exemplify and re-elaborate the contents acquired.
Further information	