

COURSE OF STUDY (LAW - LEGAL SERVICE FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY)

ACADEMIC YEAR (2024-2025)

ACADEMIC SUBJECT (JUVENILE CRIMINAL PROCEDURE)

General information	
Year of the course	V
Academic calendar (starting and ending date)	<i>II semester (25/02/2025 – 30/05/2025)</i>
Credits (CFU/ETCS):	6
SSD	<i>IUS 16</i>
Language	<i>ITALIAN</i>
Mode of attendance	<i>MERELY RECOMMENDED</i>

Professor/ Lecturer	
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Department and address	<i>Dipartimento jonico</i>
Virtual room	<i>RECEIVING TEAMS CODE: 7idmjpd</i>
Office Hours (and modalities: e.g., by appointment, on line, etc.)	RECEPTION AFTER THE LESSONS

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

Learning Objectives
<p>LAW</p> <p><i>The course aims to provide an organic and complete knowledge of the discipline of the juvenile criminal process, not only in terms of exegetics, but also in a critical and from the point of view of living law, taking into account the doctrinal and jurisprudential elaboration, with particular reference to the general principles that permeate the entire juvenile system and to the alternative methods of defining the procedure.</i></p> <p><i>At the end, the course aims to provide students with the full ability of analysis and combination of legal norms, the ability to set the lines of reasoning and adequate argumentation for a proper examination of general and specific legal issues, in written and oral form, with awareness of their technical-legal, cultural, practical and valuable implications.</i></p>

	<p>LEGAL SERVICE FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY</p> <p><i>The course aims to provide an organic and complete knowledge of the discipline of the juvenile criminal process, not only in terms of exegetics, but also in a critical and from the point of view of living law, taking into account the doctrinal and jurisprudential elaboration, with particular reference to the general principles that permeate the entire juvenile system and to the alternative methods of defining the procedure.</i></p> <p><i>At the end, the course aims to give students the full ability of analysis and combination of legal norms and pedagogical/ philosophical skills, the ability to set the appropriate lines of reasoning and argumentation for a correct approach to general and special legal issues of cases and cases, in written and oral form, with awareness of their technical implications-legal, cultural, practical and valuable, as well as problem-solving skills for issues related to integration and the recognition of interculturality.</i></p>
Course prerequisites	CRIMINAL LAW
Teaching strategie	Frontal lessons in the classroom; in-depth seminars; material provided by the teacher through insertion on the online platform
Expected learning outcomes in terms of	
Knowledge and understanding on:	Students should be able to re-elaborate what has been learned in the course of lessons and studied individually, so as to transform the acquired knowledge into a reflection with traits of originality.
Applying knowledge and understanding on:	Students should be able to use the concepts and knowledge acquired in the preparation and comprehension of the data and resources available.
Soft skills	<ul style="list-style-type: none"> • <i>Making informed judgments and choices</i> Students should be able to independently deepen the concepts learned, so as to gradually acquire full maturity and independence of judgment • <i>Communicating knowledge and understanding</i> Students should be able to transmit the knowledge learned in a clear and understandable to everyone, having acquired adequate communication-relational skills and social skills useful for the construction of communication between different subjects • <i>Capacities to continue learning</i>

	Students should acquire the ability to refine and deepen their knowledge, continuing independently in the study and updating.
Syllabus	
Content knowledge	<p>LAW</p> <p>The characteristics of the juvenile criminal trial. The juvenile justice system. The provisions on personal freedom. The preliminary investigation. The conduct of the ordinary trial: the preliminary hearing and the trial. Special forms of procedure. The peculiar forms of early definition of juvenile criminal proceedings: the sentence of no place to proceed for "irrelevance of the fact" and the suspension of the trial for the "trial" of the accused. The appeals. The criminal execution of minors. The application of security measures. The penitentiary treatment.</p> <p>LEGAL STUDIES FOR IMMIGRATION, HUMAN RIGHTS AND INTERCULTURALITY</p> <p>The characteristics of the juvenile criminal trial. The juvenile justice system. The provisions on personal freedom. Migrant children and crime. The preliminary investigation. The conduct of the ordinary trial: the preliminary hearing and the trial. Special forms of procedure. The peculiar forms of early definition of juvenile criminal proceedings: the sentence of no place to proceed for "irrelevance of the fact" and the suspension of the trial for the "trial" of the accused. The appeals.</p>
Texts and readings	<p>M. BARGIS (A CURA DI), <i>PROCEDURA PENALE MINORILE</i>, TORINO, GIAPPICHELLI, 4^a ED., 2021 (Degree in Law pp. 1-273; Bachelor of Science in Law for Immigration, Human Rights and Interculturality pp. 1-244).</p> <p>○ in alternativa E. ZAPPALÀ, <i>LA GIURISDIZIONE SPECIALIZZATA NELLA GIUSTIZIA PENALE MINORILE</i>, 3^a ED., 2019 (Degree course in Law pp. 290; Bachelor of Science in Law for Immigration, Human Rights and Interculturality pp. 1-237)</p>

	H. BELLUTA-M. GIALUZ-L. LUPARIA (a cura di), Codice sistematico di procedura penale, 6th edition, Torino, Giappichelli, 2023.
Notes, additional materials	<ul style="list-style-type: none"> • www.minorigiustizia.it • www.processopenaleegiustizia.it; www.archiviopenale.it, www.sistemapenale.it; www.la legislazione penale.eu.
Repository	SLIDE

Assessment	
Assessment methods	The final exam consists of an oral interview on the topics covered by the program.
Assessment criteria	<ul style="list-style-type: none"> • <i>Knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition by the student of the methodology necessary for the knowledge and understanding of the institutes of criminal procedural law indicated in the program. • <i>Applying knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for the application of the knowledge and understanding of the institutes of criminal procedural law indicated in the program in the current historical context of crisis of the process, also through the study of the most significant literature on the individual topics being studied in depth through seminar-type educational activities and the analysis of the most innovative jurisprudence, through exercises, with specific attention to the jurisprudence of the Constitutional Court, the Court of Cassation, the European Court of Rights of man and of the Court of Justice of the European Union. • <i>Autonomy of judgment</i> The evaluation criteria used aim to verify the effective acquisition and development, by the student, of the critical study capacity of the institutes of criminal procedural law indicated in the program, also through the critical study of the most significant literature on the individual subjects subject to in-depth study - through seminar-type teaching activities - and more innovative jurisprudence, with specific attention to the jurisprudence of legitimacy and merit. • <i>Communicating knowledge and understanding</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the ability to argue the doctrinal and jurisprudential theses, in order to be able to communicate them well in moments of sharing, comparison and discussion also in the

	<p>classroom and on the platform forum. e-learning, both individually and in groups.</p> <ul style="list-style-type: none"> • <i>Communication skills</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the ability to argue the doctrinal and jurisprudential theses, in order to be able to communicate them well in moments of sharing, comparison and discussion even in the classroom and on the platform forum. e-learning, both individually and in groups. • <i>Capacities to continue learning</i> The evaluation criteria used aim to verify the effective acquisition, by the student, of the methodology necessary for learning, mastery of the discipline, critical study of the main institutes of criminal procedural law by examining the doctrine and jurisprudence more innovative on the topics under study.
Final exam and grading criteria	The final grade is expressed out of thirty. The exam is passed when the grade is greater than or equal to 18. To achieve a high evaluation, the student must have developed autonomy of judgment and adequate capacity for argumentation and presentation.
Further information	Students can request the assignment of the thesis by request sent to the teacher after passing the exam at least six months before the scheduled graduation session.
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