

**Second Cycle Degree/Two-Year Master in
Economics and Management**

**TRANSPORT LAW
SSD IUS/06**

a. y. 2022/2023, I year, I semester, 9 ECTS (6 ECTS + 3 ECTS)

**Prof. UMBERTO LA TORRE (6 ECTS), 42 hours
Prof. ANNA L. MELANIA SIA (3 ECTS), 21 hours**

Course Info	<p>For the Master's degree in Economics and Management, the course includes two didactic modules:</p> <ul style="list-style-type: none">- Didactic Module of TRANSPORT LAW (6 ECTS, 42 hours), Prof. Umberto LA TORRE, Full Professor SSD IUS/06 - Didactic Module of EUROPEAN TRANSPORT LAW (3 ECTS, 21 hours), Prof. Anna L. M. SIA, Associate Professor SSD IUS/06 <p>Students of the Laurea Magistrale in Giurisprudenza (Master's Degree in Law) can choose to include in their curriculum the 6 ECTS and/or 3 ECTS program among the Elective courses (both coded as <i>Transport Law</i>).</p> <p>LANGUAGE: ITALIAN</p>
	<p>Didactic Module of</p> <p>TRANSPORT LAW (6 ECTS, 42 hours)</p> <p>Prof. Umberto LA TORRE</p>
Teacher Information	<p>UMBERTO LA TORRE, full professor SSD IUS/06 (latorre@unicz.it) tel. + 39 0961 3694946. Website: https://diges.unicz.it/web/docenti/la-torre-umberto/</p> <p>The office hours are periodically posted on the website.</p> <p>Meetings can also be arranged on the Google Meet platform. In this case it is necessary to send a request via email to latorre@unicz.it.</p>
Course Description	Transport has taken on an essential importance in contemporary times, to the point of influencing the development of many aspects of

	<p>social life: it is enough to think of the "mobility" of people or the prominent role that commercial traffic plays in the domestic and international economy. The framework is composite because transport concerns constitutionally guaranteed freedoms, regular access to the market of free competition, environmental protection, and is part of a process of economic transformation in full evolution, in which the globalization of markets creates new frontiers for the production and exchange of goods and services. In this way, new issues emerge that open the way to investigation methods involving domestic, European and international law, both public and private, with important effects on economics and technology.</p> <p>On these bases, the course aims to study the institutions that govern the matter, providing an interpretative key to the phenomenon in object.</p>
<p>Course Objectives and Expected Learning Outcomes</p>	<p>To improve the knowledge of the most important issues and allow the acquisition of an effective study method, the theoretical and practical elements of the subject will be carefully considered. To facilitate learning, the most recent jurisprudential orientations will be commented on during the frontal lesson. Seminars on specific aspects are not excluded. Particular attention is given to the in-depth study of domestic legislation and the main conventions of uniform law in the field of maritime, air and land transport. The course is oriented to improve the techniques of analysis and synthesis, to allow an autonomous articulation of legal thought to promote a specialized training and, in perspective, an easier entry into the world of work. The attending students can agree on exam programs based on the work carried out in the classroom, and focused also on the most recent jurisprudential cases, on the new contractual formulas introduced by the practice, etc.</p>
<p>Program (contents, modalities) Possible distinction between attending and non-attending program</p>	<p>Partially different exam programs are proposed, some emphasizing aspects more clearly oriented towards public law, others more related to private law, with relevant references to European and international law. The recommended textbook, beyond the different methodological lines followed, all present a common substratum that can be summarized as follows: sources, characters and interpretation of transport law; definition of the transport contract and differences with similar contracts (shipping, logistics, etc.); charter and lease contracts; travel and tourist cruise contracts; definition of the carrier and its auxiliaries; liability of the carrier in the transport (land, sea and air) of persons and goods in the domestic, international and EU regulations; land transport of persons and goods and tariff system; transport documents.</p> <p>For students attending the course, specific exam programs can be</p>

	<p>agreed upon, based on the work done in the classroom.</p> <p>For out-of-class students and working students the program is reduced.</p> <p>For details see the following box on the recommended texts.</p>
Estimated Hours Required for Self-Study	<p>The estimated time for exam preparation will vary depending on the individual student's learning ability as well as background knowledge. The attending student will have to add at least 42 hours of individual study to the 42 hours of attendance of the course: therefore 42+42 (hours), with possible integrations of study, for clarifications or in-depth studies, to be carried out during the reception hours.</p>
Teaching Methods	<p>The course takes place in the first semester of the academic year and is divided into the traditional lessons of general survey of the subject to which will be added meetings with operators and professionals of the sector.</p> <p>Overhead projectors, PC, video projector and power point will be used.</p> <p>At least one intermediate test is foreseen, and self-assessment tests are not excluded.</p>
Learning Resources (recommended textbooks, any additional recommended reading for further study, other learning materials)	<p>Students can delve into the various aspects of the discipline by choosing between two different textbooks:</p> <p style="text-align: center;">A)</p> <ul style="list-style-type: none"> • ANTONINI, <i>Corso di diritto dei trasporti</i>, III ed., Giuffr�, Milano, 2015. <p style="text-align: center;">or</p> <p style="text-align: center;">B)</p> <ul style="list-style-type: none"> • M. CASANOVA, M. BRIGNARDELLO, <i>Corso breve di Diritto dei trasporti</i>, Giuffr�, Milano, 2020. Parte Prima, Cap. I (Le fonti), Parte Seconda, Cap. II (I porti e i servizi portuali); Cap. III (Gli aeroporti e i servizi di handling); Parte Quarta (I contratti). • U. LA TORRE, <i>Il trasporto tra fatto e contratto. Una ricognizione di problemi</i>, in <i>Il Diritto marittimo</i>, 2016, pp. 643-693, ISSN: 0012-348X (This resource will be available on the UMG e-learning platform).
Supporting Activities	<p>The support activity, by the teacher, is carried out during the office hours, scheduled and published well in advance.</p>

Frequency Mode	Attendance is not compulsory but is recommended.																								
Methods of Assessment	<p>The general modalities are indicated in the didactic regulation of the University at art.22 available at the link http://www.unicz.it/pdf/regolamento_didattico_ateneo_dr681.pdf</p> <p>Intermediate test and final examination</p> <p>For students who have attended the course, an intermediate test to assess the knowledge acquired in the first part of the course will be held in oral form or with multiple-choice tests. The final examination will be conducted orally.</p> <p>The student must be able to carry out correct analyses, supported by logical arguments such as to demonstrate knowledge of the fundamental institutes of the discipline.</p> <p>The evaluation is assessed on the basis of the combination of a number of elements that are not considered separately but integrated with each other. It is referred to property of language, knowledge of the various institutes of special law, the orientations of doctrine and jurisprudence, and, more generally, the ability to connect, in a synthesis vision, the acquired skills.</p> <p>The examination is passed if the candidate achieves a minimum mark of at least 18/30. The criteria listed in the following table will be used:</p> <table border="1" data-bbox="448 1093 1449 2069"> <thead> <tr> <th data-bbox="448 1093 619 1240">Vote</th> <th data-bbox="619 1093 890 1240">Knowledge and understanding of the topic</th> <th data-bbox="890 1093 1166 1240">Analysis and synthesis skills</th> <th data-bbox="1166 1093 1449 1240">Use of references</th> </tr> </thead> <tbody> <tr> <td data-bbox="448 1240 619 1431">Ineligible</td> <td data-bbox="619 1240 890 1431">Significant deficiencies. Significant inaccuracies</td> <td data-bbox="890 1240 1166 1431">Irrelevant. Frequent generalizations. Inability to synthesize</td> <td data-bbox="1166 1240 1449 1431">Completely inappropriate</td> </tr> <tr> <td data-bbox="448 1431 619 1621">18-20</td> <td data-bbox="619 1431 890 1621">Level Threshold. Obvious imperfections</td> <td data-bbox="890 1431 1166 1621">Just sufficient ability</td> <td data-bbox="1166 1431 1449 1621">Just appropriate</td> </tr> <tr> <td data-bbox="448 1621 619 1812">21-23</td> <td data-bbox="619 1621 890 1812">Routine knowledge</td> <td data-bbox="890 1621 1166 1812">Can analyze and synthesize correctly. Argues logically and coherently</td> <td data-bbox="1166 1621 1449 1812">Uses standard references</td> </tr> <tr> <td data-bbox="448 1812 619 2036">24-26</td> <td data-bbox="619 1812 890 2036">Good knowledge</td> <td data-bbox="890 1812 1166 2036">Has good analytical and synthesis skills. Topics are expressed coherently</td> <td data-bbox="1166 1812 1449 2036">Uses standard references</td> </tr> <tr> <td data-bbox="448 2036 619 2069">27-29</td> <td data-bbox="619 2036 890 2069">More than</td> <td data-bbox="890 2036 1166 2069">Has</td> <td data-bbox="1166 2036 1449 2069">Has deepened</td> </tr> </tbody> </table>	Vote	Knowledge and understanding of the topic	Analysis and synthesis skills	Use of references	Ineligible	Significant deficiencies. Significant inaccuracies	Irrelevant. Frequent generalizations. Inability to synthesize	Completely inappropriate	18-20	Level Threshold. Obvious imperfections	Just sufficient ability	Just appropriate	21-23	Routine knowledge	Can analyze and synthesize correctly. Argues logically and coherently	Uses standard references	24-26	Good knowledge	Has good analytical and synthesis skills. Topics are expressed coherently	Uses standard references	27-29	More than	Has	Has deepened
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	good knowledge	remarkable analytical and synthesis skills	the topics
30-30L	Excellent knowledge	Has excellent analytical and synthesis skills	In-depth study

Didactic Module of

EUROPEAN TRANSPORT LAW (3 ECTS, 21 hours)

Prof. Anna L. M. SIA

Teacher Information

ANNA L. MELANIA SIA, Associate Professor SSD IUS/06
 e-mail asia@unicz.it,
 tel. +39 0961 3694948
 Website: <https://diges.unicz.it/web/docenti/sia-anna-liberata-melania/>
 Room: 6 DiGES
 Office hours:
 - During the class period, in the hour following the end of class.
 - At the end of the course, every Tuesday from 10,30 to 12,30.
 - Any change will be posted on the website.

Meetings can also be arranged on Google Meet. In this case it is required to send a message to asia@unicz.it

<p>Course Description</p>	<p>For the Master's Degree in Economics and Management, <i>European Transport Law</i> is the second didactic module of the <i>Transport Law</i> course (for a total of 9 ECTS), which includes the didactic module of <i>Transport Law</i> (6 ECTS) held by Prof. Umberto La Torre.</p> <p>Students of the Master's Degree in Law can choose to include in their curriculum the 6 ECTS and/or 3 ECTS program among the Elective courses (both coded as <i>Transport Law</i>).</p> <p>This course will provide students with specific knowledge of access to the market of maritime, air, road and rail transport services.</p>
<p>Course Objectives and Expected Learning Outcomes</p>	<p>The objective of the course is to enable students to right contextualize the national transport system within the more general framework of European Union Law.</p>
<p>Program (contents, modalities) Possible distinction between attending and non-attending program</p>	<p>The program includes the analysis of the European legislation regulating the access to transport services and related infrastructures, with particular attention to competition law. The following topics will be dealt with:</p> <ul style="list-style-type: none"> – maritime transport services (liner conferences, maritime consortia, alliances, maritime cabotage, territorial continuity); – air transport services (air services in Europe, bilateral agreements with non-European countries, EC reg. n. 1008/2008); – road transport services (road transport between Member States and road transport between Member States and third countries); – rail transport services (liberalized services at EU and national level, market access, allocation and use of railway infrastructure); – competition law profiles (state aid, public service obligations and territorial continuity, abuse of a dominant position). <p>For attending students, specific programs, based on the work done in the classroom, can be agreed upon.</p> <p>Erasmus students may choose to present three chapters of their choice from the examination program. They will have to write an in-depth thesis on a topic of European transport law (of their choice, different from those covered in the examination program) that carries out a comparative analysis between the legislation in force in Italy and that of their country of origin.</p>
<p>Estimated Hours</p>	<p>The attending student will have to add at least 21 hours of individual</p>

Required for Self-Study	study to the 21 hours of attendance of the course: therefore 21+21 (hours), with possible integrations of study, for clarifications or in-depth studies, to be carried out during the office hours.
Teaching Methods	The course takes place in the first semester of the academic year and is articulated in the traditional lectures and in the meetings with operators and professionals of the sector. Overhead projectors, PC, video projector and power point will be used.
Learning Resources (recommended textbooks, any additional recommended reading for further study, other learning materials)	<p>M. CASANOVA, M. BRIGNARDELLO, <i>Corso breve di Diritto dei trasporti.</i>, Giuffr�, Milano, 2020.</p> <p>Parte prima, Cap. I (Le fonti) – Parte seconda, Cap. II (I porti e i servizi portuali); Cap. IV (Le autostrade e i servizi autostradali); Cap. V (Le ferrovie e i servizi ferroviari) – Parte terza, Cap. VI (I trasporti marittimi); Cap. VII (I trasporti aerei); Cap. VIII (I trasporti stradali); Cap. IX (I trasporti ferroviari).</p> <p>Further teaching materials will be available on the UMG e-learning platform.</p>
Supporting Activities	Support is provided by the teacher during office hours.
Frequency Mode	Attendance is not compulsory but is recommended.
Methods of Assessment	<p>The general modalities are indicated in the didactic regulation of the University at art.22 available at the link http://www.unicz.it/pdf/regolamento_didattico_ateneo_dr681.pdf</p> <p>Intermediate test and final exam. It is foreseen, for the students who have attended the course, an intermediate exam of a part of the program that will be oral. The students who have passed the intermediate test will take the exam on the remaining part of the program. The final examination will be conducted in oral form. The student must be able to carry out correct analyses, supported by logical arguments such as to demonstrate the knowledge of the fundamental institutes of the discipline. The evaluation, more or less high, is graded according to the combination of a series of elements not considered in isolation but integrated with each other. It alludes to the property of language, to the knowledge of the various institutions of special law, to the orientations of doctrine and jurisprudence, and, more generally, to the ability to connect, in a vision of synthesis, the skills acquired.</p>

The exam is passed if the candidate reaches a minimum grade of at least 18/30. The criteria listed in the following table will be used:

Vote	Knowledge and understanding of the topic	Analysis and synthesis skills	Use of references
Ineligible	Significant deficiencies. Significant inaccuracies	Irrelevant. Frequent generalizations. Inability to synthesize	Completely inappropriate
18-20	Level Threshold. Obvious imperfections	Just sufficient ability	Just appropriate
21-23	Routine knowledge	Can analyze and synthesize correctly. Argues logically and coherently	Uses standard references
24-26	Good knowledge	Has good analytical and synthesis skills. Topics are expressed coherently	Uses standard references
27-29	More than good knowledge	Has remarkable analytical and synthesis skills	Has deepened the topics
30-30L	Excellent knowledge	Has excellent analytical and synthesis skills	In-depth study