

Roman Law I M-Z

2022-2023

I year, I semester,

ECTS 8

**Prof. Mariateresa Carbone**

<b>Course Information</b>	<p>Master's Degree in Law Course of Roman Law I M-Z 10 ECTS, 70 hours LANGUAGE: ITALIAN</p> <p><b>8 ECTS prof. Mariateresa Carbone</b> + 2 ECTS prof. Isabella Piro I year, I semester, Academic year 2022-2023</p>
<b>Professor Information</b>	<p>MARIATERESA CARBONE (Department of Law, Economic and Sociology).</p> <p>Contacts: mtcabone@unicz.it, uff. 09613694936; cell. 3371021349 Student reception: room 18, "S. Venuta University Campus", Legal-economic building. At the end of each month, the calendar of weekly receptions set for the following month is published. It is possible to arrange remote receptions on the University platform, upon request by e-mail to the address indicated above. Timetables are available on the Department website on the Faculty page.</p>
<b>Course Description</b>	<p>The course is aimed at getting to know the Roman legal system in its historical building. In this key, the constitutional arrangements are insighted, legal culture, private law institutions, procedural aspects.</p>
<b>Course objectives and expected learning outcomes</b>	<p>The student must achieve knowledge of the institutional system and grasp the peculiarity of the Roman legal experience. Must prove to have framed historically the contents and understood the methods of production and application of Roman law.</p>
<b>Program (contents, methods of development); Possible</b>	<p>Recommended text: CORBINO A., Diritto privato romano. Contesti, fondamenti, discipline, quarta edizione, Padova Cedam 2019.</p>

<p><b>distinction of programs between attending and non-attending students</b></p>	<p>(The chapters and paragraphs under study are indicated in the program. In absence specification of the paragraphs, the chapters must be studied in full).</p> <p>THE GENERAL PROGRAM OF THE COURSE IS SHOWN BELOW, WITH INDICATION OF THE CONTENTS OF THE TWO TEACHING MODULES:</p> <p><b>I MODULE (8 ECTS) PROF. CARBONE:</b></p> <p style="text-align: center;"><b>PART ONE.THE <i>CIVITAS ROMA</i></b>  <b>SECTION ONE:</b>  <b>FROM THE CITY ON THE TIBER TO THE UNIVERSAL EMPIRE</b></p> <ul style="list-style-type: none"> <li>- The royal age and the original characteristics of the city community</li> <li>- <i>La libera res publica</i> (from paragraph 1 to paragraph 34)</li> <li>- The Mediterranean empire (paragraphs: 40, 44, 45.47, 48.49, 50, 51)</li> </ul> <p style="text-align: center;"><b>SECTION TWO:</b>  <b>THE ROMAN COMMUNITY</b>  (only to the student is recommended reading of chapters I- II - III- IV)</p> <p style="text-align: center;"><b>SECOND PART.</b>  <b>THE ROMAN LEGAL CULTURE</b>  The Romans and the law</p> <p style="text-align: center;"><b>PART THREE.</b>  <b>PRIVATE LAW</b></p> <p style="text-align: center;">Premise  <b>PART ONE.</b>  <i>PERSONAE</i></p> <ul style="list-style-type: none"> <li>- Legal subjectivity</li> <li>- Legal activity</li> <li>- Freedom and citizenship</li> <li>- The patrimonial condition of the personae. The Roman familia</li> <li>- Changes of status and subjectivity</li> </ul> <p style="text-align: center;"><b>PART TWO:</b>  <i>RES</i></p> <ul style="list-style-type: none"> <li>- The object of the rights</li> <li>- Property rights and patrimonium</li> <li>- Iura in alien king</li> <li>- Structure and events of the mandatory relationship</li> <li>- Types, causae and disciplines of obligatio in the Roman vision</li> <li>- Civil obligations</li> <li>- Succession mortis causa (from paragraphs 265 to 269 inclusive)</li> <li>- Damnum, infringement of private rights and its consequences</li> </ul> <p style="text-align: center;"><b>PART THREE:</b>  <i>ACTIONES</i></p> <ul style="list-style-type: none"> <li>- The judicial application of the law</li> <li>- Private disputes</li> <li>- Judicial procedures</li> <li>- The executive procedures</li> </ul>
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	<p>II MODULE (2 ECTS ) PROF. PIRO:</p> <p style="text-align: center;">PART TWO: <i>RES</i></p> <ul style="list-style-type: none"> <li>- The facts of the purchase</li> <li>- Private <i>negotia</i></li> <li>- The belonging of things</li> </ul> <p style="text-align: center;">* * * * *</p> <p>Attending students can make use of the following organization: November 2022: EXEMPTION PROOF concerning the First, Second and Third part of the program up to: Rights on things and <i>patrimonium</i> (included). Starting from January 2023: Examination of the remaining parts of the program.</p> <p>THE FACULTY OF THE ATTENDING STUDENT NOT TAKING ADVANTAGE REMAINS OF THE PROPOSED SUBDIVISION AND TO TAKE THE ENTIRE EXAMINATION, WILL START FROM JANUARY 2023 CALL.</p>
<b>Estimate of the commitment required for individual study in terms of hours</b>	The integral program requires an individual study by the student of approximately 350 hours.
<b>Teaching methods</b>	The course is divided into lectures conducted with the support of teaching material distributed from time to time (diagrams or sources) or slides projected in the classroom; for some topics are organized cycles of seminars, in the course of which we use likewise of slides or other teaching material.
<b>Learning resources (recommended textbooks, further recommended reading, other educational material)</b>	<p>CORBINO A., Diritto privato romano. Contesti, fondamenti, discipline, quarta edizione, Padova Cedam 2019. (The chapters and paragraphs under study are indicated in the program. In absence specification of the paragraphs, the chapters must be studied in full).</p> <p>The exhibition structure of the textbook is divided into two levels, distinguishable by the different print body used. For overcoming the exam, the necessary knowledge required of the Student will only relate to parts of text written in larger font.</p>
<b>Support Activities</b>	The teacher reserves the right to indicate alternative texts during the course as well as in-depth readings. Supplementary and supporting didactic material if necessary, it is distributed in the classroom directly by the teacher.
<b>Modality of Attendance</b>	Attendance to the course is not compulsory. Attending students are allowed to take an exemption test (pertaining to a limited part of the program, discussed in class) whose methods of development will be explained

<b>Modality of Assessment of knowledge</b>	The final exam is carried out orally, generally following the indications contained in the following grid:			
		Knowledge and understanding of the topic	Ability to analyze and synthesize	Use of references
	Fail	Severe shortcomings and inaccuracies	Irrelevant. Frequent generalizations. Inability to synthesize	Completely inappropriate
	18-20	Sufficient. Important shortcomings.	Sufficient capabilities	Sufficient
	21-23	Basic knowledge	The student is capable of correct analysis and synthesis, argues logically and consistently	The student uses standard references
	24-26	Satisfactory. Good knowledge	The student has good analysis and synthesis skills. The arguments are expressed consistently	The student uses standard references
	27-29	Very Good	The student has considerable skills in analysis and synthesis	The student deepened the topics of the exam
	30-30L	Excellent	The student has excellent analysis and synthesis skills	Important insights.