|   | Master's Degree in Law History of modern codifications and constitutions Academic Year 2022/2023, 2 <sup>nd</sup> Year, 2 <sup>nd</sup> Semester, n. 6 CFU  |  |  |  |
|---|---|--|--|--|
|   | Prof. Ferruccio Francesco Mariano Maradei   |  |  |  |
| Course<br>Information                         | HISTORY OF MODERN CODIFICATIONS AND CONSTITUTIONS Credits (CFU): 6 2nd Year, 2nd Semester Academic Year 2022/2023   |  |  |  |
| Professor<br>Information                      | Prof. Ferruccio Francesco Mariano Maradei e-mail address: maradei@unicz.it Student reception: before and after lectures during the Course; before and after examinations; according to the notices communicated monthly on the website or at the students request   |  |  |  |
| Course description                            | The Course focuses on the origins of the European and Western legal order, from the end of the 18 <sup>th</sup> Century to the advent of the Constitution of the Italian Republic (1948), reviewing the history of constitutions and codifications, from a comparative-historical perspective, in order to highlight its mutual influences and peculiarities.   |  |  |  |
| Course targets and expected learning outcomes | Students will have a good awareness of the various European and American legal experiences between the $19^{th}$ and the $20^{th}$ Centuries.   |  |  |  |
| outcomes                                      | The Course is divided into two parts:   |  |  |  |
|   | The first part of it will focus on the origins of modern constitutionalism both in Europe and America from a diachronic point of view.  The second part will focus on the 19th Century codifications - with particular reference to the Napoleonic and Austrian legal experiences - and the different codes of the Italian pre-unification States.  A specific attention will therefore be given to the problem of the codification of law in the Kingdom of Italy (1861-1946). |  |  |  |
| Program (contents, teaching methods)          | As a prerequisite, students are required to have adequate knowledge of modern and contemporary history, in order to understand the legal issues treated and their social and cultural relevance.  |  |  |  |
|   | <ul> <li>Recommended program for non-attending students:</li> <li>M. Fioravanti, Appunti di storia delle costituzioni moderne. Le libertà fondamentali, Giappichelli, latest edition available (the whole handbook);</li> <li>AA.VV., Tempi del diritto Età medievale, moderna, contemporanea, Giappichelli, 2016 (the only essays written by R. Ferrante, S. Solimano, G. Speciale).</li> </ul>  |  |  |  |
|   | Recommended program for attending students:   |  |  |  |

|   | <ul> <li>G. S. Pene Vidari, <i>Storia del diritto in età contemporanea</i>, Giappichelli, 2019 (the whole handbook);</li> <li>Notes from the lessons: understanding of the topics and contents of lectures is required.</li> </ul>   |  |  |  |  |
|---|--|--|--|--|--|
|   | The Course will essentially take place through traditional lessons   |  |  |  |  |
| Time commitment<br>required for<br>individual study   | At least 140 hours of individual study   |  |  |  |  |
| Teaching methods  | Lectures and in-depth studies of individual topics with suggestion of further teaching materials.  |  |  |  |  |
| Learning resources<br>(recommended<br>handbooks, further<br>recommended<br>readings, additional<br>teaching material) | <ul> <li>Recommended program for non-attending students:         <ul> <li>M. Fioravanti, Appunti di storia delle costituzioni moderne. Le libertà fondamentali, Giappichelli, latest edition available;</li> <li>AA.VV., Tempi del diritto Età medievale, moderna, contemporanea, Giappichelli, 2016 (the only essays written by R. Ferrante, S. Solimano e G. Speciale).</li> </ul> </li> <li>Recommended program for attending students:         <ul> <li>G. S. Pene Vidari, Storia del diritto in età contemporanea, Giappichelli, 2019;</li> <li>Notes from the lessons: understanding of the topics and contents of lectures is required.</li> </ul> </li> <li>Any further readings recommended for additional information will be indicated</li> </ul> |  |  |  |  |
| Support activities  | during the Course.  Reception activities according to the calendar indicated monthly on the website and by appointment for explanations and insights.  |  |  |  |  |
| Modality of attendance  | See the art. 8 of the "Regolamento didattico d'Ateneo".  |  |  |  |  |
| Assessment methods and criteria   | See the art. 22 of the "Regolamento didattico d'Ateneo" at the following link: http://www.unicz.it/pdf/regolamentodidatticoateneodr681.pdf   |  |  |  |  |

| Grade        | Knowledge and           | Ability to                     | Use of         |
|--------------|-------------------------|--------------------------------|----------------|
|              | understanding           | analyze and                    | references     |
|              | of the topic            | synthesize                     |                |
| Fail         | Severe                  | Irrelevant.                    | Completely     |
|              | shortcomings            | Frequent                       | inappropriate. |
|              | and                     | generalizations.               |                |
|              | inaccurancies.          | Inability to                   |                |
|              |                         | synthesize.                    |                |
| 18-20        | Sufficient.             | Sufficient                     | Sufficient.    |
|              | Significant             | capabilities.                  |                |
|              | shortcomings.           |                                |                |
| 21-23        | Basic                   | The student is                 | The student    |
|              | knwolegde.              | capable of                     | uses standard  |
|              |                         | correct analysis               | references.    |
|              |                         | and synthesis,                 |                |
|              |                         | argues logically               |                |
|              |                         | and                            |                |
|              |                         | consistently.                  |                |
| 24-26        | Satisfactory.           | The student has                | The student    |
|              | Good                    | good analysis                  | uses standard  |
|              | knowledge.              | and synthesis                  | references.    |
|              |                         | skills. The                    |                |
|              |                         | arguments are                  |                |
|              |                         | expressed                      |                |
| 27-29        | Vormored                | consistently.  The student has | The student    |
| ∠ ( - ∠7     | Very good<br>knowledge. | considerable                   | deepened the   |
|              | knowieuge.              | skills in analysis             | topics of the  |
|              |                         | and synthesis.                 | exam.          |
| 30-30 e lode | Excellent               | The student has                | Relevant       |
| 50-50 C IOUC | knowledge.              | excellent skills               | insights.      |
|              | kilowicuge.             | analysis and                   | magnta.        |
|              |                         | synthesis skills.              |                |
|              |                         | synthesis skins.               |                |