

**Diritto Processuale Civile – Civil Procedure Law**  
**A.A. 2022/2023**  
**IV Year - I e II Semester - 14 Credits - 98 hours**

**8 Credits - I semester – Prof. Maria Laura Guarnieri**  
**6 Credits – II semester – to assign**

<b>Course Info</b>	The course has an annual duration and is divided in 2 semesters for a total of 14 credits. The final exam will be held orally. The students who attend the course (at least 75% of the classes) will be offered the option to take an intermediate test at the end of the first semester, with exemption from the final exam (only in case of a positive outcome of the intermediate test) of the parts of the program included in the first module (i.e. the general rules, first degree ordinary proceeding, as well as the mediation and negotiation, evidence, general rules for appeals).
<b>Professor's Contacts</b>	Prof. Maria Laura Guarnieri (marialauraguarnieri@unicz.it)  The teacher will receive after lessons.
<b>Course Description</b>	The course focuses on the study of the fundamental and constitutional principles of the Italian Civil Procedure, also from an international perspective, as well as the foundations, in details, of the Civil Procedural
<b>Course goals and expected learning results</b>	The course aims at making students familiar with the Italian Civil Procedure and to give them an adequate knowledge of the foundations, remedies and techniques of the proceedings. The expected results of the learning are obviously in line with the aim of the course.
<b>Program (attending and not attending students)</b>	Moving on from the constitutional principles, the program illustrates the various forms of jurisdictional remedies and the foundations disciplined in the four books of the Civil Procedure Code, as in particular: 1) general rules (jurisdiction and competence, procedural requisites, the judge and his auxiliaries, the parties, the actions, the multiparty proceedings, the procedural acts and their invalidity, the judge's decisions, notices and services; 2) the ordinary proceeding in first degree, the discipline of evidence, the judgment and its effects, the appeals, the labour proceedings; 3) the enforcement proceedings (except real estate and against a non debtor third party); 4) special proceedings as injunctions, interim urgent measures, the summary

	proceeding.																		
<b>Estimated Commitment</b>	Approximately 300 hours																		
<b>Methods of teaching</b>	The course is developed in 98 hours of lectures, case study, seminars.																		
<b>Learning Resources</b>	<p>Sassani, <i>Lineamenti del processo civile italiano</i>, Giuffr�, Milano;  Balena, <i>Istituzioni del processo civile italiano</i>, Cacucci, Bari;  Per chi volesse approfondire alcuni istituti:  Luiso, <i>Diritto processuale civile</i>, Giuffr�, Milano;  Mandrioli, Carratta, <i>Diritto processuale civile</i>, Giappichelli, Torino;  Reference is made to the last edition of the testbooks.  It is required the knowledge and the use of an updated edition of the Italian Code of Civil Procedure.  Further materials will be available on the E-Learning Platform.</p>																		
<b>Support Activities</b>	The course may include seminars and tutorial meetings. During the entire year the students may ask for one-of-one meetings with the teachers. Sessions of meetings will be dedicated also to specific needs of disabled students and for working students (regularly registered with the University).																		
<b>Attendance Policy</b>	The modalities of attendance are established in the Art. 6 of the Teaching Regulation of the course.																		
<b>Assessment Methods</b>	<p>The intermediate test will be held orally as well as the final exam. The criteria of evaluation are summarized in the following grid:</p> <table border="1" data-bbox="445 1464 1500 2067"> <thead> <tr> <th><b>Votazione</b></th> <th><b>Knowledge and comprehension</b></th> <th><b>Analysis and Synthesis Capability</b></th> <th><b>Use of bibliographic references</b></th> </tr> </thead> <tbody> <tr> <td>Fail</td> <td>Important gaps/mistakes/lexical inaccuracies Confusion</td> <td>Irrelevant Inappropriate use of digressions and generalizations</td> <td>Completely inappropriate</td> </tr> <tr> <td>18-20</td> <td>Minimal orientation skills. Clear imperfections</td> <td>Barely sufficient</td> <td>Barely appropriate</td> </tr> <tr> <td>21-23</td> <td>Fairly basic knowledge</td> <td>Correct analysis and synthesis. Argues in a</td> <td>Able</td> </tr> </tbody> </table>			<b>Votazione</b>	<b>Knowledge and comprehension</b>	<b>Analysis and Synthesis Capability</b>	<b>Use of bibliographic references</b>	Fail	Important gaps/mistakes/lexical inaccuracies Confusion	Irrelevant Inappropriate use of digressions and generalizations	Completely inappropriate	18-20	Minimal orientation skills. Clear imperfections	Barely sufficient	Barely appropriate	21-23	Fairly basic knowledge	Correct analysis and synthesis. Argues in a	Able
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			logic and coherent way	
	24-26	Competent knowledge	Good capability also to present issues	Able
	27-29	Remarkable knowledge	Sophisticated	In depth
	30-30L	Conoscenza ottima	Excellent	Significant in-depth analysis