

MASTER'S DEGREE COURSE IN LAW

DENOMINATION TEACHING: THEORY OF GOODS AND COLLECTIVE PROPERTIES

SCIENTIFIC FIELD: IUS/01

TRAINING CREDITS: 6

HOURS: 42

YEAR: IV

SEMESTER: II

ACADEMIC YEAR: 2022/2023

PROFESSORS

AQUILA VILLELLA – Full Professor IUS/01 – Private law

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OFFICE HOURS FOR STUDENTS

By appointment to be agreed by email addresses

PROGRAM

Property and theory of goods. Variability and relativity of the notion of property. The constitutional system of property. Forms of property. Property and social function. Property, solidarity and dignity of the person. The so-called property relationship. Diversity of property structures and diversity of functions. Social function, theory of limits, enjoyment and disposition of the good. The category of common goods and its critical issues. The protection of goods of common interest, the utility and social function of property and economic initiative. The problem of rational exploitation of natural resources.

ORGANIZATION OF THE COURSE

Lectures, Seminars

MODE OF DELIVERY

The course is developed through lectures, with discussions of doctrinal and case law materials

PREREQUISITES TO THE COURSE

Essential notions concerning the fundamental institutes of private law are assumed to be acquired

DESCRIPTION, TRAINING GOALS AND EXPECTED LEARNING OUTCOMES

Moving from the general theory of property and the theory of goods, the course aims to provide the students with the opportunity to develop analytical and investigative skills on the matter of sustainable use of resources of common interest, providing them with the necessary knowledge to address the new issues raised by the complex question of the so-called ‘commons’ and its critical profiles

ESTIMATED HOURLY COMMITMENT REQUIRED FOR INDIVIDUAL STUDY OF THE PROGRAM

105 hours of individual study

MODE OF ATTENDANCE

Optional

SUPPORTING ACTIVITIES

Seminars and mentoring

METHODS AND CRITERIA FOR EVALUATING LEARNING

The examination consists of an oral interview aimed at checking the degree of assimilation and understanding of the program carried out in class and contained in the recommended textbooks.

	Knowledge and understanding topic	Ability to analyse and synthesize	Use of references
Unsuitable	Important shortcomings	Irrelevant. Frequent generalizations.	Completely inappropriate

		Inability to synthesize	
18-20	At threshold level. Obvious imperfections	Just enough	Just appropriate
21-23	Routine knowledge	Skill of correct analysis and synthesis. Logical and coherent argument	Use of standard references
24-26	Good knowledge	Good topic and synthesis skills. Arguments correctly expressed	Use of standard references
27-29	More than good knowledge	Considerable analytical and synthesis skills	Deepening of topics
30-30L	Excellent knowledge	Excellent analytical and synthesis skills	Excellent deepening of topics

TEXTBOOKS

P. PERLINGIERI, *Introduzione alla problematica della «proprietà»*, Napoli, reprint 2011.

G. PERLINGIERI, *Criticità della presunta categoria dei beni c.dd. «comuni». Per una «funzione» e una «utilità sociale» prese sul serio in rassegna*, in *Rass. dir. civ.*, 2022, pp. 136-163.