

Diritto Processuale Civile – Civil Procedure Law
A.A. 2024/2025
IV Year - I e II Semester - 14 Credits - 98 hours

9 Credits – to be assigned
5 Credits – Prof. Maria Laura Guarnieri

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| Course Info | <p>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, simplified proceeding, as well as the mediation and negotiation, evidence).</p> <p>Students who attend the course during the second semester will benefit from a program reduction on the topics that will be indicated in class.</p> |
| Professor's Contacts | <p>Prof. Maria Laura Guarnieri (marialauraguarnieri@unicz.it)</p> <p>The teachers will receive after lessons.</p> |
| Course Description | <p>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</p> |
| Course goals and expected learning results | <p>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.</p> |
| Program (attending and not attending students) | <p>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:</p> <ol style="list-style-type: none">1) general rules2) mediation and negotiation3) the ordinary proceeding in first degree,4) the simplified proceeding5) general rules of appeal and legal remedies available |

| | 7) the enforcement proceedings 8) injunctions 9) the labour process 10) interim urgent measures | | | | | | | | | | | | |
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| Estimated Commitment | Approximately 300 hours | | | | | | | | | | | | |
| Methods of teaching | The course is developed in 98 hours of lectures, case study, seminars. | | | | | | | | | | | | |
| Learning Resources | Sassani, <i>Lineamenti del processo civile italiano</i> , Giuffr , 2023, Milano; Balena, <i>Istituzioni del processo civile italiano</i> , Cacucci, 2023, Bari; Mandrioli, Carratta, <i>Diritto processuale civile</i> , Giappichelli, 2023, Torino The books will be published in September and will be updated to the last changes introduced by Cartabia reform. Students who want to go deeper could consult the following textbook: Luiso, <i>Diritto processuale civile</i> , Giuffr , Milano, ultima edizione, Milano, Volumi I e II; 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. | | | | | | | | | | | | |
| Support Activities | 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). | | | | | | | | | | | | |
| Attendance Policy | The modalities of attendance are established in the Art. 6 of the Teaching Regulation of the course. | | | | | | | | | | | | |
| Assessment Methods | The intermediate test will be held orally as well as the final exam. The criteria of evaluation are summarized in the following grid: <table border="1" data-bbox="445 1700 1501 2076"> <thead> <tr> <th>Votazione</th> <th>Knowledge and comprehension</th> <th>Analysis and Synthesis Capability</th> <th>Use of bibliographic references</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</td> <td>Barely sufficient</td> <td>Barely appropriate</td> </tr> </tbody> </table> | Votazione | Knowledge and comprehension | Analysis and Synthesis Capability | Use of bibliographic references | Fail | Important gaps/mistakes/lexical inaccuracies Confusion | Irrelevant Inappropriate use of digressions and generalizations | Completely inappropriate | 18-20 | Minimal orientation | Barely sufficient | Barely appropriate |
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| | | | skills. Clear imperfections | | |
| | 21-23 | Fairly basic knowledge | | Correct analysis and synthesis. Argues in a logic and coherent way | Able |
| | 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 |