

<p style="text-align: center;">Programme of “Teoria dell’interpretazione e diritti fondamentali” “Theory of legal interpretation and fundamental rights”</p>		
<p style="text-align: center;">Number of ECTS credits: 9 (workload is 225 hours; 1 credit = 25 hours)</p>		
<p>Code: M0172 Type of course unit: compulsory 1st Cycle degree in ECONOMICS, 2nd year , 2nd semester Teacher: Francesca Carocchia</p>		
1	Course objectives and Learning outcomes	<p>The course is aimed to analyze the most relevant theories concerning the interpretation of the law, from both an historical and critical perspective, in order to show the complexity of the process of legal interpretation (taking into account the protection of the fundamental rights).</p> <p>The student should understand the relationship between methods and goals of legal interpretation, should acquire knowledge of the fundamental notions of legal theory and should be able to find and to use different meanings of a norm.</p>
2	Dublin descriptors	<p>Topics of the module include:</p> <ul style="list-style-type: none"> - SOURCES OF LAW AND LEGAL SYSTEM. - NORMS ABOUT INTERPRETATION. INTERPRETATION OF LAW AND INTERPRETATION OF CONTRACTS. - ROLE OF JUDGES IN THE PROCESS OF INTERPRETATION. - THE PROBLEM OF THE GENERAL CLAUSES. - EQUITY. - INTERPRETATION AND METHODS. DIFFERENT APPROACHES TO THE PROBLEM OF INTERPRETATION. - LAW AND ECONOMICS. - LAW AND LITERATURE. <p>On successful completion of this module, the student should</p> <ul style="list-style-type: none"> - have profound knowledge of basic techniques of legal interpretation; - have the capacity to analyze, to understand and to explain the meaning of juridical texts (Law, sentences, contracts); - demonstrate skill in juridical reasoning and ability to use different methods of interpretation; - apply and compare different interpretative methods in order to evaluate and to select the most convenient solution for every legal case.
3	Prerequisites and learning activities	<p>The course is not connected with previous learning. However, the students should know the basic notions of the Theory of sources of law.</p>
4	Teaching methods and language	<p>Lectures and exercises (team work, home work). Language: Italian / English</p> <p>Ref. Text books <i>F. CAROCCIA – F. POLITI – F. MARINELLI, QUESTIONI DI TEORIA DELL’INTERPRETAZIONE GIURIDICA, L’AQUILA, 2014</i></p>
5	Assessment methods	<p>Oral exam (every students will be examined with a minimum of 3 questions during a minimum of 30 minutes).</p>