



UNIVERSITÀ DI PISA PRINCIPLES OF LAW

ANDREA BERTOLINI

Anno accademico
CdS

2019/20
MANAGEMENT FOR BUSINESS AND
ECONOMICS
376NN
6

Moduli
PRINCIPLES OF LAW

Settore/i
IUS/01

Tipo
LEZIONI

Ore
42

Docente/i
ANDREA BERTOLINI
FRANCESCA EPISCOPO

Obiettivi di apprendimento

Conoscenze

Acquiring the fundamental notions of what a legal system is, how it functions, what comparative legal analysis entails, the fundamental principles of European law and its relationship with member states, the differences between common law and civil law.

Gain fundamental knowledge of contract law, in a comparative perspective, primarily focusing on the Italian, French, German, British and US legal systems.

Acquire analytical skills to understand legal texts and to identify legal issues and solve them, based on the knowledge possessed.

Modalità di verifica delle conoscenze

Written exam based on an open question and one issue spotter.

In the latter the candidate needs to identify the legally relevant facts provided in a short account, determine applicable law and effectively apply it to solve the issue at hand.

Capacità

Knowledge of the fundamental legal notions and methodologies presented.

Analytical skills to determine (i) what facts are relevant, (ii) what legal rules apply and, (iii) what conclusions this leads to.

Modalità di verifica delle capacità

written exam

Indicazioni metodologiche

study course books and materials provided.

learn to read legal texts by looking into civil codes cited during classes

Programma (contenuti dell'insegnamento)

1

24.02

Course Introduction. Program, exam and general information

AB

2

26.02

Functions of law, rules/principles, legal system, rights/duties, legal subjects

IPL, Chs. 1, 6 & 11 and 12

FE

3

02.03

Comparative law: functions, approach and methodology

IPL, Ch. 3, §3

FE

4



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04.03

Western legal tradition; civil law and common law jurisdictions

IPL, Chs. 2 & 4

FE

5

09.03

European Law

IPL, Ch. 7

FE

6

11.03

Private Law and its sources

IPL, Chs. 8 & 3, §§ 4 e 5

FE

7

16.03

The notion of contract and the purpose of contract law

CL, Chs. 1 & 2

AB

8

18.03

The formation of contract

CL, Chs. 3 & 4

AB

9

23.03

Form of contract and legal capacity

CL, Chs. 5 & 6

AB

10

25.03

Interpretation and gap filling

CL, Chs. 7 & 8

AB

11

30.04

Consent and misrepresentation

CL, Ch. 9

AB

12

01.04

Performance

CL, Ch. 11

AB

13

06.04

Non-performance, liability, damages, efficient breach

CL, Ch. 12

AB

14

15.04

Termination and withdrawal

CL, Ch. 13

AB

15

20.04

Voidance and Annulment

CL, Ch. 10

AB

16

22.04

Sales contract

materials/articles

AB

17

27.04

The notion of consumer and its consequences in contract law

materials/articles

AB



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18

29.04

Choice of law and international commercial arbitration
materials/articles

FE

19

04.05

Program revision

AB

20

06.05

Program revision

FE

21

11.05

Mock exam

AB

Bibliografia e materiale didattico

1. Sirena, *Introduction to Private Law*, Il Mulino, 2020 (2nd ed. If available)
2. J.M. Smits, *Contract Law. A Comparative Introduction*, Elgar 2017

All materials made available on the course webpage

Ultimo aggiornamento 24/02/2020 15:18