

Master's Degree in Sciences of Investigations
Criminal Law and Crime from Middle Ages to Contemporary Age
Academic Year
2021/2022, I Year, II Semester, Cfu 6

Prof. Alarico Barbagli

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| Course information | Criminal Law and Crime from Middle Ages to Contemporary Age CFU: 6 II Semester a.a. 2021/2022 Language: Italian |
| Professor information | Prof. ALARICO BARBAGLI e-mail address: alarico.barbagli@unicz.it Student reception: before and after the lessons during the course; before and after the examinations; according to the notices communicated each month on the web or scheduled by e-mail. |
| Course description | The Course focuses, above all, on development of Criminal Law, science and juridical praxis in the past societies of the Western Europe, and particularly about the Italian situation during the period between Middle Ages and Age of Codifications. |
| Course objectives and expected learning outcomes | Acquisition, by the students, of good knowledge of the various European legal historical experiences in criminal field, from the end of the Middle Ages to the Contemporary Age, and the crucial importance of an appropriate historical contextualization of current Law. |
| Program (contents, methods of development); Possible distinction of programs between attending and non-attending students | <p>PROGRAM FOR ATTENDING STUDENTS</p> <p>The Course offers a global view on development and transformations of Criminal Law during the Middle Ages and Modern Age until the beginnings of Contemporary Age. The Course analyzes the main legal historical experiences in criminal field, and particularly it focuses about history of crime and criminal Law in the Ancient Italian States from Middle Ages until the beginnings of Contemporary Age, with the aim of highlight the aspect effectively historic of the criminological legal phenomenon. To this end, the main legal experiences from the Middle Ages to the dawn of the Contemporary Age will be reviewed, with specific reference both to the sources (legislative, doctrinal, documentary) as well as to the institutes and the most important exponents of the criminal law doctrine. Particular attention will be paid to the analysis of the historical-legal evolution of the criminal law phenomenon in the Italian pre-unification states from the Middle Ages to the Modern Age and to the early Contemporary Age.</p> <p>As a prerequisite, students are required of appropriate knowledges on medieval and modern Ages, with the aim of understanding the arguments of the Course and their social and cultural importance.</p> <p><u>Texts:</u></p> <p>M. Cavina, <i>La giustizia criminale nell'Italia moderna (XVI-XVIII)</i>, Bologna, Pàtron, 2012 (pp. 7-380)</p> |

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| | <p>Any supplementary and supporting didactic material will be indicated directly in the classroom.</p> <p><u>Modalities of teaching:</u></p> <p>The course will take place through lectures and seminars, with analyses of texts and documents related to arguments of each lesson.</p> <p>PROGRAM FOR NON-ATTENDING STUDENTS:</p> <p>In order to pass the exam, knowledge of the contents of the following texts is required:</p> <ol style="list-style-type: none"> 1) A. Dani – M R. Di Simone e altri, <i>Profilo di storia del diritto penale dal medioevo alla Restaurazione</i>, Torino, Giappichelli 2012 (pp. 108) 2) M. Cavina, <i>La giustizia criminale nell'Italia moderna (XVI-XVIII)</i>, Bologna, Pàtron, 2012 (pp. 7-380, except the following chapters: “Gli inizi di un ‘genere letterario’: le statistiche criminali” – “Scienza medica e processo criminale” – “Saperi normativi di ceto e soluzione dei conflitti. Dal duello nobiliare alla scienza dell’onore”) |
| <p>Estimate of the commitment required for individual study in terms of hours</p> | <p>The indicated program requires an individual study of approximately 120 hours.</p> |
| <p>Teaching methods</p> | <p>Lectures and seminars, with analyses of texts and documents related to arguments of each lesson.</p> |
| <p>Learning resources (recommended textbooks, further recommended reading, other educational material)</p> | <p>Texts:</p> <ol style="list-style-type: none"> 1) A. Dani – M R. Di Simone e altri, <i>Profilo di storia del diritto penale dal medioevo alla Restaurazione</i>, Torino, Giappichelli 2012 (pp. 108) (only for non-attending students) 2) M. Cavina, <i>La giustizia criminale nell'Italia moderna (XVI-XVIII)</i>, Bologna, Pàtron, 2012 (for all students, attending and non-attending ones, according to the related instructions in the Section “Program” of this Syllabus, in the two Sub-sections relating to attending students and non-attending students) <p>Any supplementary and supporting didactic material will be distributed directly in the classroom, included reproduction photos of ancient documents.</p> |
| <p>Support activities</p> | <p>Reception activities with qualified tutors according to calendars indicated monthly and by appointment for explanations and insights.</p> |
| <p>Modality of</p> | <p>See art. 8 of “Regolamento didattico d'Ateneo “</p> |

attendance**Modality of Knowledge Assessment**

See the “Regolamento didattico d'Ateneo”, art. 22, at the following link [http://www.unicz.it/pdf/regolamento didattico ateneo dr681.pdf](http://www.unicz.it/pdf/regolamento%20didattico%20ateneo%20dr681.pdf)

Criteria for the exam:

| Grade | Knowledge and understanding of the topic | Ability to analyze and synthesize | Use of references |
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| Fail | Severe shortcomings and inaccuracies | Irrelevant. Frequent generalizations. Inability to synthesize | Completely inappropriate |
| 18-20 | Sufficient. Significant shortcomings | Sufficient capabilities | Sufficient |
| 21-23 | Basic knowledge | The student is capable of correct analysis and synthesis, argues logically and consistently | The student uses standard references |
| 24-26 | Satisfactory. Good knowledge | The student has good analysis and synthesis skills. The arguments are expressed consistently | The student uses standard references |
| 27-29 | Very good knowledge | The student has considerable skills in analysis and synthesis | The student deepened the topics of the exam |
| 30-30L | Excellent knowledge | The student has excellent analysis and synthesis skills | Relevant insights |