

**Second Cycle Degree/Two-Year Master in
Economics and Management**

**TRANSPORT LAW
SSD IUS/06**

a. y. 2020/2021, I year, I semester, 9 ECTS (6 ECTS + 3 ECTS)

**Prof. UMBERTO LA TORRE (6 ECTS), 42 hours
Prof. ANNA L. MELANIA SIA (3 ECTS), 21 hours**

Course Info	<p>For the Master's degree in Economics and Management, the course includes two didactic modules:</p> <ul style="list-style-type: none">- Didactic Module of TRANSPORT LAW (6 ECTS, 42 hours), Prof. Umberto LA TORRE, Full Professor SSD IUS/06 - Didactic Module of EUROPEAN TRANSPORT LAW (3 ECTS, 21 hours), Prof. Anna L. M. SIA, Associate Professor SSD IUS/06 <p>Students of the Laurea Magistrale in Giurisprudenza (Master's Degree in Law) can choose to include in their curriculum the 6 CFU and/or 3 CFU program among the Elective courses (both coded as <i>Transport Law</i>).</p> <p>LANGUAGE: ITALIAN</p>
	<p>Didactic Module of</p> <p>TRANSPORT LAW (6 ECTS, 42 hours)</p> <p>Prof. Umberto LA TORRE</p>
Teacher Information	<p>UMBERTO LA TORRE, full professor SSD IUS/06 (latorre@unicz.it) tel. + 39 0961 3694946. The office hours are periodically published on the Department's website http://www.diges.unicz.it/web.</p> <p>Meetings can also be arranged on the Google Meet platform. In this case it is necessary to send a request via email to latorre@unicz.it.</p>
Course Description	<p>Transport has taken on an essential importance in contemporary times, to the point of influencing the development of many aspects of social life: it is enough to think of the "mobility" of people or the</p>

	<p>prominent role that commercial traffic plays in the domestic and international economy. The framework is composite because transport concerns constitutionally guaranteed freedoms, regular access to the market of free competition, environmental protection, and is part of a process of economic transformation in full evolution, in which the globalization of markets creates new frontiers for the production and exchange of goods and services. In this way, new issues emerge that open the way to investigation methods involving domestic, European and international law, both public and private, with important effects on economics and technology.</p> <p>On these bases, the course aims to study the institutions that govern the matter, providing an interpretative key to the phenomenon in object.</p>
<p>Course Objectives and Expected Learning Outcomes</p>	<p>To improve the knowledge of the most important issues and allow the acquisition of an effective study method, the theoretical and practical elements of the subject will be carefully considered. To facilitate learning, the most recent jurisprudential orientations will be commented on during the frontal lesson. Seminars on specific aspects are not excluded. Particular attention is given to the in-depth study of domestic legislation and the main conventions of uniform law in the field of maritime, air and land transport. The course is oriented to improve the techniques of analysis and synthesis, to allow an autonomous articulation of legal thought to promote a specialized training and, in perspective, an easier entry into the world of work. The attending students can agree on exam programs based on the work carried out in the classroom, and focused also on the most recent jurisprudential cases, on the new contractual formulas introduced by the practice, etc.</p>
<p>Program (contents, modalities) Possible distinction between attending and non-attending program</p>	<p>Partially different exam programs are proposed, some emphasizing aspects more clearly oriented towards public law, others more related to private law, with relevant references to European and international law. The recommended textbook, beyond the different methodological lines followed, all present a common substratum that can be summarized as follows: sources, characters and interpretation of transport law; definition of the transport contract and differences with similar contracts (shipping, logistics, etc.); charter and lease contracts; travel and tourist cruise contracts; definition of the carrier and its auxiliaries; liability of the carrier in the transport (land, sea and air) of persons and goods in the domestic, international and EU regulations; land transport of persons and goods and tariff system; transport documents.</p> <p>For students attending the course, specific exam programs can be agreed upon, based on the work done in the classroom.</p>

	<p>For out-of-class students and working students the program is reduced. For details see the following box on the recommended texts.</p>
Estimated Hours Required for Self-Study	<p>The estimated time for exam preparation will vary depending on the individual student's learning ability as well as background knowledge. The attending student will have to add at least 42 hours of individual study to the 42 hours of attendance of the course: therefore 42+42 (hours), with possible integrations of study, for clarifications or in-depth studies, to be carried out during the reception hours.</p>
Teaching Methods	<p>The course takes place in the first semester of the academic year and is divided into the traditional lessons of general survey of the subject to which will be added meetings with operators and professionals of the sector. Overhead projectors, PC, video projector and power point will be used. At least one intermediate test is foreseen, and self-assessment tests are not excluded.</p>
Learning Resources (recommended textbooks, any additional recommended reading for further study, other learning materials)	<p>A. ANTONINI, <i>Corso di diritto dei trasporti</i>, III ed., Giuffrè, Milano, 2015.</p> <p>Off-campus students are excused from the introductory section, pp. 1-63 and the chapter on Transport Documents, pp. 325-349.</p> <p>Students who have already taken the Navigation Law exam are exempt from the introductory portion (pp. 1-63) and those on leasing and chartering ships (including the portion on employment clauses, indemnity, etc.), but not from those on aircraft and land vehicles Leasing and rental.</p>
Supporting Activities	<p>The support activity, by the teacher, is carried out during the office hours, scheduled and published well in advance.</p>
Frequency Mode	<p>Attendance is not compulsory, but given the complexity of some of the institutes, it is recommended.</p>

Methods of Assessment

The general modalities are indicated in the didactic regulation of the University at art.22 available at the link

http://www.unicz.it/pdf/regolamento_didattico_ateneo_dr681.pdf

Intermediate test and final exam. It is foreseen, for the students who have attended the course, an intermediate exam of a part of the program that will be oral.

The students who have passed the intermediate test will take the exam on the remaining part of the program. The final examination will be conducted in oral form.

The student must be able to carry out correct analyses, supported by logical arguments such as to demonstrate the knowledge of the fundamental institutes of the discipline.

The evaluation, more or less high, is graded according to the combination of a series of elements not considered in isolation but integrated with each other. It alludes to the property of language, to the knowledge of the various institutions of special law, to the orientations of doctrine and jurisprudence, and, more generally, to the ability to connect, in a vision of synthesis, the skills acquired.

The exam is passed if the candidate reaches a minimum grade of at least 18/30. The criteria listed in the following table will be used:

Vote	Knowledge and understanding of the topic	Analysis and synthesis skills	Use of references
Ineligible	Significant deficiencies. Significant inaccuracies	Irrelevant. Frequent generalizations. Inability to synthesize	Completely inappropriate
18-20	Level Threshold. Obvious imperfections	Just sufficient ability	Just appropriate
21-23	Routine knowledge	Can analyze and synthesize correctly. Argues logically and coherently	Uses standard references
24-26	Good knowledge	Has good analytical and synthesis skills. Topics are expressed coherently	Uses standard references
27-29	More than good knowledge	Has remarkable analytical and	Has deepened the topics

		synthesis skills	
30-30L	Excellent knowledge	Has excellent analytical and synthesis skills	In-depth study

	<p>Didactic Module of</p> <p>EUROPEAN TRANSPORT LAW (3 ECTS, 21 hours)</p> <p>Prof. Anna L. M. SIA</p>
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Teacher Information	<p>ANNA L. MELANIA SIA, Associate Professor SSD IUS/06 e-mail asia@unicz.it, tel. +39 0961 3694948</p> <p>Office hours:</p> <ul style="list-style-type: none"> - In the period of the lessons in the hour following the end of the lessons. - At the end of the course, every Tuesday from 10,30 to 12,30. - Changes, if any, will be posted on the Department's website. <p>Meetings can also be arranged on Google Meet. In this case it is required to send a message to asia@unicz.it</p>
Course Description	<p>For the Master's Degree in Economics and Management, <i>European Transport Law</i> is the second didactic module of the <i>Transport Law</i></p>

	<p>course (for a total of 9 CFU), which includes the didactic module of <i>Transport Law</i> (6 CFU) held by Prof. Umberto La Torre.</p> <p>Students of the Master's Degree in Law can choose to include in their curriculum the 6 CFU and/or 3 CFU program among the Elective courses (both coded as <i>Transport Law</i>).</p> <p>This course will provide students with specific knowledge of access to the market of maritime, air, road and rail transportation services.</p>
Course Objectives and Expected Learning Outcomes	The objective of the course is to enable students to right contextualize the national transportation system within the more general framework of European Union law.
Program (contents, modalities) Possible distinction between attending and non-attending program	<p>The program includes the analysis of the European legislation regulating the access to transport services and related infrastructures, with particular attention to competition law. The following topics will be dealt with:</p> <ul style="list-style-type: none"> – maritime transport services (liner conferences, maritime consortia, alliances, maritime cabotage, territorial continuity); – air transport services (air services in Europe, bilateral agreements with non-European countries, EC reg. n. 1008/2008); – road transport services (road transport between Member States and road transport between Member States and third countries); – rail transport services (liberalized services at EU and national level, market access, allocation and use of railway infrastructure); – competition law profiles (state aid, public service obligations and territorial continuity, abuse of a dominant position). <p>For attending students, specific programs, based on the work done in the classroom, can be agreed upon.</p>
Estimated Hours Required for Self-Study	The attending student will have to add at least 21 hours of individual study to the 21 hours of attendance of the course: therefore 21+21 (hours), with possible integrations of study, for clarifications or in-depth studies, to be carried out during the office hours.
Teaching Methods	The course takes place in the first semester of the academic year and is articulated in the traditional lectures and in the meetings with operators and professionals of the sector. Overhead projectors, PC, video projector and power point will be used.
Learning	M. CASANOVA, M. BRIGNARDELLO, <i>Corso breve di Diritto dei</i>

Resources (recommended textbooks, any additional recommended reading for further study, other learning materials)	<i>trasporti.</i> , Giuffr�, Milano, 2020. Parte prima, Cap. I (Le fonti) – Parte seconda, Cap. II (I porti e i servizi portuali); Cap. III (Gli aeroporti e i servizi di <i>handling</i>); Cap. IV (Le autostrade e i servizi autostradali); Cap. V (Le ferrovie e i servizi ferroviari) – Parte terza, Cap. VI (I trasporti marittimi); Cap. VII (I trasporti aerei); Cap. VIII (I trasporti stradali); Cap. IX (I trasporti ferroviari).												
Supporting Activities	Support is provided by the teacher during office hours.												
Frequency Mode	Attendance is not compulsory, but it is recommended.												
Methods of Assessment	<p>The general modalities are indicated in the didactic regulation of the University at art.22 available at the link http://www.unicz.it/pdf/regolamento_didattico_ateneo_dr681.pdf</p> <p>Intermediate test and final exam. It is foreseen, for the students who have attended the course, an intermediate exam of a part of the program that will be oral.</p> <p>The students who have passed the intermediate test will take the exam on the remaining part of the program. The final examination will be conducted in oral form.</p> <p>The student must be able to carry out correct analyses, supported by logical arguments such as to demonstrate the knowledge of the fundamental institutes of the discipline.</p> <p>The evaluation, more or less high, is graded according to the combination of a series of elements not considered in isolation but integrated with each other. It alludes to the property of language, to the knowledge of the various institutions of special law, to the orientations of doctrine and jurisprudence, and, more generally, to the ability to connect, in a vision of synthesis, the skills acquired.</p> <p>The exam is passed if the candidate reaches a minimum grade of at least 18/30. The criteria listed in the following table will be used:</p> <table border="1" data-bbox="448 1541 1449 2067"> <thead> <tr> <th data-bbox="448 1541 619 1693">Vote</th> <th data-bbox="619 1541 890 1693">Knowledge and understanding of the topic</th> <th data-bbox="890 1541 1166 1693">Analysis and synthesis skills</th> <th data-bbox="1166 1541 1449 1693">Use of references</th> </tr> </thead> <tbody> <tr> <td data-bbox="448 1693 619 1883">Ineligible</td> <td data-bbox="619 1693 890 1883">Significant deficiencies. Significant inaccuracies</td> <td data-bbox="890 1693 1166 1883">Irrelevant. Frequent generalizations. Inability to synthesize</td> <td data-bbox="1166 1693 1449 1883">Completely inappropriate</td> </tr> <tr> <td data-bbox="448 1883 619 2067">18-20</td> <td data-bbox="619 1883 890 2067">Level Threshold. Obvious imperfections</td> <td data-bbox="890 1883 1166 2067">Just sufficient ability</td> <td data-bbox="1166 1883 1449 2067">Just appropriate</td> </tr> </tbody> </table>	Vote	Knowledge and understanding of the topic	Analysis and synthesis skills	Use of references	Ineligible	Significant deficiencies. Significant inaccuracies	Irrelevant. Frequent generalizations. Inability to synthesize	Completely inappropriate	18-20	Level Threshold. Obvious imperfections	Just sufficient ability	Just appropriate
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