



UNIVERSITÀ DEGLI STUDI DI CATANIA

CORSO DI LAUREA MAGISTRALE A CICLO UNICO IN GIURISPRUDENZA

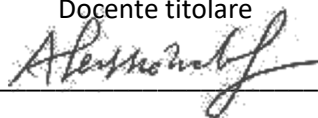
Anno accademico 2024/2025

Insegnamento	<b>Introduction to Comparative Civil Procedure</b> (lingua inglese)
Settore scientifico Disciplinare	IUS 15
Docente proponente	Alessandro Fabbi
Docente titolare	Alessandro Fabbi
Periodo didattico	Primo semestre
Totale CFU	2 CFU
N. ore di lezioni frontali	12
Propedeuticità	
Modalità di prenotazione	Via e-mail al docente
Numero partecipanti massimo	Nessuno
Frequenza	Obbligatoria
Contenuti del corso	<p>Il corso introdurrà gli studenti allo studio delle categorie concettuali, delle diverse metodologie di analisi e del diverso approccio culturale in uso nei sistemi processual-civilistici (con riferimenti anche all'ordinamento giudiziario) nelle varie tradizioni giuridiche: spaziando dalle tradizioni di c.d. civil law a quelle di common law, trattando altresì di sistemi misti, incluse le tradizioni orientali, e delle convergenze nel tempo progressivamente riscontrabili (negli ordinamenti interni ma anche nei processi dinanzi a corti internazionali, in arbitrati internazionali tra privati, ecc.).</p> <p>L'impostazione del corso mira ad essere dialogica e a suscitare l'attenzione dei partecipanti, avviandoli ad una visione (ad oggi di necessità) relativistica della machinery processuale.</p> <p>Il corso non richiede alcuna conoscenza preliminare ed è dunque accessibile, altresì, a studenti Erasmus/stranieri.</p>
Metodologia	Lezioni frontali/esercitazioni
Modalità di accertamento della preparazione	Breve colloquio orale
Libri di testo	Il materiale del corso verrà fornito direttamente dal docente.
Ricevimento del docente	<a href="https://www.lex.unict.it/docenti/alessandro.fabbi">https://www.lex.unict.it/docenti/alessandro.fabbi</a>
Contatti del docente	<a href="mailto:alessandro.fabbi@lex.unict.it">alessandro.fabbi@lex.unict.it</a>

Docente titolare

Course	<b>Introduction to Comparative Civil Procedure</b> (in English)
Scientific Sector	IUS 15
Requesting Professor	Alessandro Fabbi
Instructor	Alessandro Fabbi
Period	First Semester
Total CFU	2 CFU
No. of hours	12
Registration	By e-mail, directly to the instructor
Maximum number of participants	None
Attendance	Mandatory (save for legitimate unavailability)
Contents	<p>The course will introduce students to the study of conceptual categories, of the different analysis methodologies and the different cultural approach in use in different procedural systems (with references also to the judicial system/order) in the various legal traditions: ranging from the traditions of so-called civil law to common law, also dealing with mixed systems, including oriental traditions, and with progressive convergences over time (in internal systems as well as in trials before international courts and in commercial arbitration, etc.).</p> <p>The course setting aims to be dialogic and to inspire the attention of the participants, leading them towards a vision (to date necessarily relativistic) of the procedural machinery.</p> <p>The course will not require any preparatory study or prior background. Also Erasmus/foreign students are thus welcome to participate.</p>
Methodology	Frontal lesson/practical exercises
Assessment methods/exams	Short oral interview
Reference books/materials	The course material will be provided directly by the instructor.
Consultation hours	<a href="https://www.lex.unict.it/docenti/alessandro.fabbi">https://www.lex.unict.it/docenti/alessandro.fabbi</a>
Contacts	<a href="mailto:alessandro.fabbi@lex.unict.it">alessandro.fabbi@lex.unict.it</a>

Docente titolare




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Academic Year 2024/2025

## **Introduction to Comparative Civil Procedure**

### **SYLLABUS**

First Semester

Instructor: Alessandro Fabbi

<https://www.lex.unict.it/docenti/alessandro.fabbi>

[alessandro.fabbi@lex.unict.it](mailto:alessandro.fabbi@lex.unict.it)

#### **COURSE STRUCTURE**

Frontal lessons; study seminars; analysis of case law.

The course will introduce students to the study of conceptual categories, of the different analysis methodologies and the different cultural approach in use in procedural-civil systems (with references also to the judicial system/order) in the various legal traditions: ranging from the traditions of so-called civil law to common law systems, also dealing with mixed systems, including oriental traditions, and with progressive convergences over time (in internal systems as well as in trials before international courts and in commercial arbitration, etc.).

The course setting aims to be dialogic and to inspire the attention of the participants, leading them towards a vision (to date necessarily relativistic) of the procedural machinery.

The course will combine frontal lessons and seminars with active participation and teamwork by students.

The final examination will consist in an overall assessment of each student performance throughout the entire duration of the course.

#### **DETAILED COURSE CONTENT**

1. Introduction: Civil Law and Common Law Procedural Systems; 2. Differences and Convergences: Sources of Law and the Role of the Judges; 3. Procedural Law and Substantive Law. Filing a Civil Claim; 4. Evidence; Trial and Pre-trial; 5. Judgment. Finality and res judicata. Means of Challenges and the Role of the Supreme Courts; 6. ADR and Collective Redress.

#### **TEXTBOOK INFORMATION**

The course material will be provided directly by the instructor.