

LA THE STRUCTURE OF THE OFFENCE OF ILLICIT RECRUITMENT OF DAY LABOR (*CAPORALATO*) AND AGRO- MAFIA TODAY

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ABSTRACT

The aim of the present work is to examine the peculiar characteristics of the *Caporalato*, which is rooted in different sectors of the economy. In particular, considerable attention is paid to the incidence of this phenomenon in the agri-food sector. It analyzes the regulatory context of reference, starting from the international and EU regulations of contrast to the *Caporalato*, and then focus on internal discipline. The lack of an effective sanctioning response at national level, with regard to serious forms of labor exploitation and the jurisprudential solutions proposed to fill this gap before the introduction of art.603-bis are highlighted. In this context, the analysis of art. 603-bis c.p. both in the first version, and following the reform operated by law n. 199/2016. Lastly, reference is made to the recent decisions of the Court of Milan, which applied Article 34 of the anti-mafia code in order to combat serious forms of labor exploitation.
