

FACOLTÀ	SCIENZE POLITICHE
ANNO ACCADEMICO	2013/2014
CORSO DI LAUREA MAGISTRALE	SVILUPPO SOSTENIBILE DELLE ORGANIZZAZIONI PUBBLICHE E PRIVATE Curriculum: PUBLIC MANAGEMENT
INSEGNAMENTO	LAW AND PUBLIC ADMINISTRATION
TIPO DI ATTIVITÀ	Caratterizzante
AMBITO DISCIPLINARE	Giuridico
CODICE INSEGNAMENTO	16847
ARTICOLAZIONE IN MODULI	NO
NUMERO MODULI	//
SETTORI SCIENTIFICO DISCIPLINARI	Ius/09
DOCENTE RESPONSABILE	LORENZO SALTARI Associate Professor Università di Palermo
CFU	8
NUMERO DI ORE RISERVATE ALLO STUDIO PERSONALE	144
NUMERO DI ORE RISERVATE ALLE ATTIVITÀ DIDATTICHE ASSISTITE	56
PROPEDEUTICITÀ	nessuna
ANNO DI CORSO	II
SEDE DI SVOLGIMENTO DELLE LEZIONI	Faculty
ORGANIZZAZIONE DELLA DIDATTICA	Lessons and Seminar
MODALITÀ DI FREQUENZA	Optional
METODI DI VALUTAZIONE	Oral Examination
TIPO DI VALUTAZIONE	Vote in the Thirtieth
PERIODO DELLE LEZIONI	Second Semester
CALENDARIO DELLE ATTIVITÀ DIDATTICHE	Monday 16-18 Wednesday: 8-10
ORARIO DI RICEVIMENTO DEGLI STUDENTI	Monday and Wednesday: 12-14

LEARNING OUTCOMES EXPECTED

Knowledge and understanding

Students acquire the fundamental knowledge of law regulating public administrations and the main problems of bureaucratic bodies. Such knowledge has got a theory and practical dimension. They are indispensable for those wishing to pursue a career in a government department or public body of a global economy.

Students learn to provide advice to public and private entities for economic, political, international cooperation, or otherwise, to operate in the globalized legal space.

Applying knowledge and understanding

Students engage in real life case-study that will be conducted in particular with respect to the global administrative law. They will cover: Global Standards, Global Administrative Law Principles, The Global Enforcement of Decisions, Judicial Globalization, Conflicting Jurisdictions, Global Dimensions of Democracy, Europe in the Global Space.

Making judgments

Students will be able to reflect on the problems concerning the need to improve the efficiency, effectiveness and cost effectiveness of public administrations, thus giving continuity to the experimentation of New Public Management.

Students will have the ability to understand the processes leading to the formation of global standards, principles of global administrative law, administrative dispute resolution on a global scale, such as global administrative law may raise the accountability of "globalization".

Communication

Students will present and discuss relevant literature as well as the result of their case studies in class.

Learning skills

Students will acquire skills that are required for self-studies of the literature on the subject and to investigate the relationship between Administrative Law and public bodies.

OBJECTIVES OF THE MODULE

The course aims to provide students the fundamental concepts related law and Public Administration. A specific focus will be placed on the emergence of Global Administrative Law- GAL. The aim of the course is to give students the basic concepts of the law which regulates public administration in the tradition of continental Europe, in the United Kingdom and the United States. For this purpose, in a comparative perspective, we will examine the following topics: the functions, organization, public management, procedures, system of administrative action, accountability, judicial review. Instead, the issues that concern the notion of Global Administrative Law are: States and Global Administration in Context, Global Standards, Global Administrative Law Principles, The Enforcement of Global Decisions, Judicial Globalization, Conflicting Jurisdictions, Global Dimensions of Democracy, Europe in the Global Space.

MODULO	DENOMINAZIONE DEL MODULO
ORE FRONTALI	LEZIONI FRONTALI
18	a) Principles and basic characteristics of the right of public administrations
	Functions
	Organizational Models (Ministries, Agencies, Independent Authorities, Regional And Local Authorities, Other Bodies with Autonomy, Private Companies In Public Control)
	Public Management
	Administrative Procedures
	Administrative Acts
	Liability of Public Authorities
	Judicial Review
38	b) Emergence of global administrative law
	States and Global Administrations in Context. It observes the emergence of administrative law beyond the State and the rise of global administration.
	Global Standards. It talks one of the most important activities of global administrative bodies: standard-setting. Global standards are generally addressed to national governments; this does not, however, mean that private parties are not affected by them.

	Global Administrative Law Principles. Analyzing, this time, the activity of global administrative bodies, it illustrates the increasing spread of principles established by global actors and/or norms, which must be respected within national administrative procedures.
	The Enforcement of Global Decisions. In connection with the increasing activities of IOs there is another issue of real significance: the enforcement of global decisions, whether “administrative” or “judicial” in nature.
	Judicial Globalization. It considers another fundamental topic in contemporary global governance: the rise of judicial globalization. Since the 1990s, the number of international courts and tribunals has grown rapidly.
	Conflicting Jurisdictions. The presence of many sectorial regimes does not only give rise to various forms of cooperation or interaction; it also creates conflict.
	SEMINAR
	Global Dimensions of Democracy. Within the many functions performed by IOs and their regimes, one of the most significant is the promotion of democracy through different means. This is why it examines global dimensions of democracy, by taking into different perspectives.
	Europe in the Global Space. Alongside global institutions and global regulatory regimes, a range of different regional organizations have emerged. Amongst these, the EU represents undoubtedly the most legally sophisticated example of integration. Therefore, it examines the significance of Europe in the global legal space.
RECOMMENDED BOOKS	<ol style="list-style-type: none"> 1) <i>I tribunali di Babele</i>, Roma, Donzelli, 2009, pp. 1-105, translated into English under the title <i>When Legal Orders Collide: the Role of the Courts</i>, and into Spanish under the title <i>Los tribunales ante la construcción de un sistema jurídico global</i>, Global Law Press, Editorial Derecho Global, Sevilla, 2010, 1-125 e 1-139. 2) IRPA-IILJ, <i>Global Administrative Law: Cases, Materials, Issues</i>, 3rd edition, edited by Sabino Cassese, Bruno Carotti, Lorenzo Casini, Eleonora Cavalieri, Marco Macchia, Euan MacDonald, and Mario Savino, May 2012.