



ENFORCEMENT LAW IN CIVIL MATTERS

IUS/15 - 7 CFU - 2° Semester

Teaching Staff

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COURSE STRUCTURE

Classroom-taught lectures. Some lectures are made through the power point technique.

Practice exercise for writing a foreclosure and correction in the classroom.

The legal cases and judgments analysis is used to support the knowledge and understanding of the subject matter.

During the course are examined domestic and European laws.

During the course the students meet subject matter experts. At the end of the course, the teacher organizes a visit to the civil court to check the concepts learned knowledge, witnessing some practical cases, should the conditions permit it.

Should teaching be carried out in mixed mode or remotely, it may be necessary to introduce changes with respect to previous statements, in line with the programme planned and outlined in the syllabus.

Learning assessment may also be carried out on line, should the conditions require it.

DETAILED COURSE CONTENT

- Main notions in the field of the enforcement proceedings
- All kinds of enforcement proceedings
- The preliminary acts of enforcement proceedings
- The compulsory expropriation
- All kinds of foreclosure
- Intervention of creditors into the compulsory expropriation

- The forced sale
- The assignment of goods after the foreclosure
- The sums' distribution and the related controversies
- The compulsory purchase of undivided goods
- The compulsory purchase against the legal owner
- The enforcement proceedings for the delivery of the personal and real property
- The enforcement proceedings for the obligations
- The opposition proceedings
- Suspension and extinction of enforcement proceedings

TEXTBOOK INFORMATION

C. MANDRIOLI - A. CARRATTA, Diritto processuale civile, vol. IV, XXVII ed., Giappichelli, Torino, 2019, pagg. 3-267.

or else:

F.P. LUISO, Diritto processuale civile, vol. III, Il processo esecutivo, Giuffrè, Milano, 2019, pagg. 3-317.
