

FACULTY OF LAW

THE LAW AND ECONOMICS SPORT  
2<sup>ND</sup> Level Master Degree

Academic Year 2006/2007

V Edition



## DIRECTION AND SCIENTIFIC COMMITTEE

**Director:** Prof. Angelo Rinella

**Coordinator:** Prof. Guido Valori

**Scientific Committee:** S. Ecc. Rev. Monsignor Salvatore Boccaccio, Prof. Giuseppe Dalla Torre, Prof. Giovanni Giacobbe, Dr. Raffaele Pagnozzi, Dr. Mario Pescante, Dr. Giovanni Petrucci

## PATRONAGE

Presidency of the Council of Ministers

## PARTNERS

**ACI** - Automobile Club d'Italia, **AeCI** - Aero Club d'Italia, **CIP** – Comitato Italiano Paralimpico, **FIBS** - Federazione Italiana Baseball Softball, **FICR** - Federazione Italiana Cronometristi, **FICK** - Federazione Italiana Canoa Kayak, **FIDASC** - Federazione Italiana Discipline Armi Sportive da Caccia, **FIGC** - Federazione Italiana Giuoco Calcio, **FIGH** – Federazione Italiana Giuoco Handball, **FIH** - Federazione Italiana Hockey, **FIN** - Federazione Italiana Nuoto, **FIP** - Federazione Italiana Pallacanestro, **FIPAV** - Federazione Italiana Pallavolo, **FIPSAS** - Federazione Italiana Pesca Sportiva e Attività Subacquee, **FIS** - Federazione Italiana Scherma, **FISE** - Federazione Italiana Sport Equestri, **FISI** - Federazione Sport Invernali, **FIT** - Federazione Italiana Tennis, **FITeT** - Federazione Italiana Tennis Tavolo, **FITri** - Federazione Italiana Triathlon, **FMI** – Federazione Motociclistica Italiana, **FMSI** - Federazione Medico Sportiva Italiana, **UITS** - Unione Italiana di Tiro a Segno, **ADT** - Corriere dello Sport, Lottomatica, Gioco del Lotto.

## PROFESSIONAL PROFILE

Expert in sports law and the economic-business aspects linked to the world of sport.

## PROGRAMME

The Master gives the understanding and skills necessary for the emerging professional competences and specialisations in the world of sport (managers and company executives, sports organisations and institutions, free lance).

## ENTRY REQUIREMENTS

Specialist degree, degree from the old system or a degree from a foreign university recognised as being equivalent.

## STRUCTURE

- Maximum number of students: 60
- Minimum number of students: 30
- Total number of hours in course: 1,500 of which 300 hours in the lecture hall (taught through lectures, practical exercises, assessment tests and visits to sports facilities and structures)
- Final exams: written paper and oral exam

## LECTURERS

University lecturers, magistrates, lawyers and experts working in the sector.

## SYLLABUS

### MODULE I

#### GENERAL THEORY OF THE SPORTS LEGAL SYSTEM

- The collocation of sports law
- Sports law as public law
- Sports law as private law
- The characteristics of the sports systems with respect to the common legal system and the interaction of the common system with the sports system
- The effectiveness of sports regulations
- The persons subject to sports regulations
- The language of sport
- Bioethics of sport

### MODULE II

#### THE SOURCES SYSTEM

- Sources and principles: the micro-system of sport
- International and community sources
- The principles of sports law in the Italian legal system:
  - a) reference framework and constitutional principles
  - b) normative sources
  - c) Act 426/42 (establishment of CONI as a public body)
  - d) The Melandri Act amended by Leg. Decree No. 15 of
  - e) 8/01/2004 and the reform of sports law
  - f) The new principles of sports law in sports regulations
- Statutory and regulation sources:
  - a) the CONI statute
  - b) the federal statutes
  - c) the CONI regulations
  - d) the federal regulations
  - e) the administration and accounting regulations of CONI and national sports federations; the industrial plan and the contract between CONI and CONI Servizi SpA

### MODULE III

#### COMPARATIVE SPORTS LAW

- The International Olympic Committee
- The International Federations
- Relations between international organisations and national bodies
- The Sports Arbitration Court of Lausanne

### MODULE IV

#### 1) THE PARTS OF THE SPORTS SYSTEM: THE ORGANISATIONS

- The institutional bodies
- CONI - CONI Servizi SpA
- The national sports federations

- The Italian Sports Federation for the disabled
- The Italian Paralympics Committee
- The sports companies leagues
- The spectators associations
- The sports disciplines in association with CONI
- The sports promotion agencies
- The BENEMERITE companies
- UNIRE
- The Ministry of Sport and its competences

## 2) THE OTHER PARTS OF THE SPORTS SYSTEM

- The sports companies and associations
- The members:
  - a) the athletes
  - b) the technicians
  - c) the referees
- Sports professionalism:
  - a) with reference to sports companies
  - b) with reference to the athletes
  - c) Act No. 91/81 and the proposal for reform
  - d) outline of the problem of professionalism with reference to the other categories
- Sports amateurism
- The "phenomenon" of the sports agent
- The reform of the figure of the Sports Agent

## 3) THE GOVERNMENT OF SPORT: THE DIFFERENT PARTS AND THE ORGANISATION; THE INTERNATIONAL AUTHORITIES AND THEIR STRUCTURE;

- CONI
  - a) the president of CONI
  - b) the national council
  - c) the CONI committee
  - d) the secretary general
  - e) the board of auditors
- CONI Servizi SpA
  - a) the president
  - b) the board of directors
  - c) the managing director
  - d) the director general
  - e) the auditors
- The national sports Federations:
  - a) the general assemblies
  - b) the federal president
  - c) the federal council
  - d) the secretary general
  - e) the board of auditors
  - f) the organisations of the sector
  - g) the organs of justice
  - h) the organs of control
- The territorial organisation:

- a) the territorial committees of CONI and sports federations
- b) the territorial assemblies:
- c) the organs of territorial justice

- The Ministry of National Heritage and Culture
- The role of the European Community in sport

#### **4) THE PROCEEDINGS AND ACTIVITIES**

- The proceedings and provisions
- The obligation of affiliation
- The obligation of membership
- The recognition of the sports discipline in the context of the sports legal system
- Sports activities:
  - a) sports facilities: their construction, maintenance
  - b) and management. The recourse to sports credit
  - c) the organisation and management of sports tournaments
  - d) the organisation and management of sports championships

#### **MODULE V**

##### **ECONOMIC- BUSINESS PROFILES OF SPORTS**

- Sponsoring
- Merchandising
- The right of "license"
- The commercialisation activities of radio-television rights
- Proposals for reform of the distribution of television rights and new technologies
- Marketing
- The use of new technologies and new communication systems
- Advertising and sports diffusion
- Patronage and promotion
- Marketing in sports facilities
- Image and institutional communication
- In-company institutional relations
- Group dynamics and team work
- Training of personnel and collaborators

#### **MODULE VI**

##### **CONTENTIOUS JURISDICTION**

- The new principles of sports justice; classification of sports justice
- The relations between sports justice and ordinary justice
- Breaches of the law in sport – principles and a brief case record
- Sports sanctions - principles and a brief case record
- Common essential lines of the procedure before the organs of sports justice
- Common essential lines on the competences of the organs of sports justice in relation to the phase and degree
- The validity and effectiveness of the sports sanctioning provision
- The arbitration clause
- Sports arbitration
- The chamber of settlement and arbitration for CONI sport
- Act 280 of 2003: examination, assessment and positive applications

#### **MODULE VII**

##### **THE LABOUR RELATION IN THE WORLD OF SPORT**

- The protection of rights
- Labour disputes

- The BOSMAN sentence
- The subject of access for athletes who are non-EU nationals and new EU citizens
- The subject of access for athletes who are non-EU nationals
- The position of the EU with regard to sport
- The right to work and the protection of young athlete nurseries

## **MODULE VIII**

### **DOPING:**

#### **THE JURIDICAL AND ECONOMIC IMPLICATIONS**

- The problem of doping at national and international level
- Medical-scientific issues
- Juridical issues:
  - a) the repercussions from the sports sanctions point of view
  - b) the repercussions from the point of view of the violation of regulations of common right
- CONI's anti-doping power of attorney and anti-doping regulations
- The anti-doping commission
- The anti-doping laboratory
- Act 376/2000
- The W.A.D.A. (World Anti-doping Agency)

## **MODULO IX**

#### **THE FINANCIAL AND ECONOMIC RESOURCES**

- CONI's economic resources:
  - a) football pools
  - b) betting
  - c) state financing
  - d) CONI Servizi S.p.A.: projects, development, affiliated controlled companies
- The economic resources of the sports federations, affiliated disciplines, sports promotion organisations:
  - a) CONI contributions
  - b) self-financing
    - I. membership
    - II. sponsoring
    - III. sale of promotion-advertising and radio-television rights
    - IV. marketing and merchandising
- The Institute of Sports Credit: history, work, objectives
- The taxation system in sport:
  - a) the law on amateurism and the facilitations in the 2003 finance law
  - b) the law on professionalism
  - c) the social security system – Enpals

## **MODULE X**

#### **CIVIL LIABILITY IN SPORT**

- Sport and the intrinsic risks connected with it
- Civil liability in the management of sports facilities
- Outline of third-party liability:
  - a) towards the athletes
  - b) towards the technicians
  - c) towards the medical and paramedical staff
  - d) towards a third-party
  - e) the role of the social doctor

- f) insurance for sportsmen - Sportass and the other forms of insurance

## **MODULO XI**

### **CRIMINAL LIABILITY IN SPORT**

- The risks of the activity and the relationship with criminal liability
- The justification of the exercise of sport
- Criminal liability in the management of sports facilities
- Important criminal profiles in sport:
  - a) professional sport
  - b) amateur sport

## **ADDRESS**

### **LUMSA – Faculty of Law**

Via Pompeo Magno, 22 - 00192 Roma

## **DURATION**

November 2006 – June 2007

## **TIMETABLE OF LECTURES**

Friday 14.30-19.30 / Saturday 9.00-12.30

## **ENROLMENT**

Last day for enrolment: 31 October 2006

Admission to the Master, up to the maximum number of places available, will depend on the assessment of the documents received, according to the order of arrival of the applications at the Master's Office

Candidates will be informed of their admission/non-admission to the Master by e-mail

The go-ahead for the Master and the beginning of lectures will be published on the LUMSA site

The application for enrolment, together with documentary evidence of qualifications must be sent to the following address:

**LUMSA - Segreteria Master e Corsi di Perfezionamento  
Via Pompeo Magno, 22 – 00192 Roma**

Applications without the requested documentary evidence of qualifications enclosed will not be taken into consideration.

The application for enrolment can be found at [www.lumsa.it](http://www.lumsa.it) or at the Master's and Specialisation Courses Office

**Enrolment for the Master is incompatible with other degree courses, Masters, Specialisation Courses, Specialisation Schools and Ph. D. Courses**

## ENROLMENT FEES AND PAYMENT

Cost: € 3.500.00 payable in five instalments

I instalment: € 700.00 at the time of enrolment

reimbursable in the case of failure to start/non-admission to Master

II instalment: € 700.00 (by 30.11.06)

III instalment: € 700.00 (by 31.01.07)

IV instalment: € 700.00 (by 31.03.07)

V instalment: € 700.00 (by 31.05.07)

Payments can only be made by bank transfer to:

**LUMSA - UniCredit PB**

**Reference: 7485 – ROMA Parioli**

**Account No. 60005491 ABI 03223 CAB 03202 CIN J**

specifying in the description of payment your name, surname and title of Master.

Copies of the bank receipt of the bank transfers must be taken to the Master and Courses Office.

## GRANTS

Grants are allocated to cover partial payment of the enrolment fee.

Once enrolled for the Master, no refund of the instalments already paid is due in the case of renunciation. (The payment by instalments of the enrolment fees is only a concession for students: therefore, any renunciation does not exempt students from the whole amount of the enrolment fee).

## AWARDS

- 60 University Credits
- Title of 2nd level Master in "Sports Law and Economy" (attendance not below 80% of the total number of lectures and final exams)

## TRAINEESHIPS

Students have the possibility of training periods in organisations, organs and associations of the sports world.

## INFORMATION

### **LUMSA - Masters and Specialisation Courses Office**

Via Pompeo Magno, 22 -00192 Roma

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