

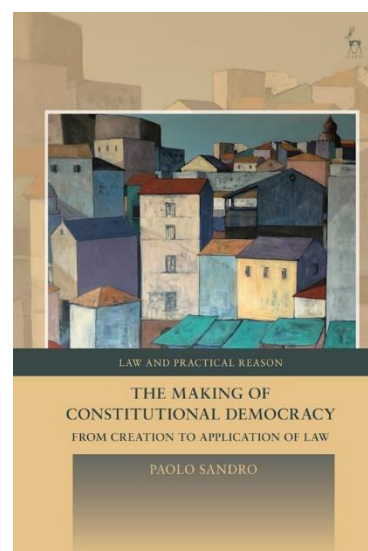
## Tavola rotonda

# Creazione e applicazione del diritto nelle democrazie costituzionali

In occasione della pubblicazione del volume di Paolo Sandro,  
*The Making of Constitutional Democracy. From Creation to Application of Law*,  
Bloomsbury Publishing, 2022

20 dicembre 2022 ore 14:00-16:30, Biblioteca di Politeia  
Università degli Studi di Milano, Via Festa del Perdono 7

This book addresses a palpable, yet widely neglected, tension in legal discourse. In our everyday legal practices – whether taking place in a courtroom, classroom, law firm, or elsewhere – we routinely and unproblematically talk of the activities of creating and applying the law. However, when legal scholars have analysed this distinction in their theories (rather than simply assuming it), many have undermined it, if not dismissed it as untenable. The book considers the relevance of distinguishing between law-creation and law-application and how this transcends the boundaries of jurisprudential enquiry. It argues that such a distinction is also a crucial component of political theory. For if there is no possibility of applying a legal rule that was created by a different institution at a previous moment in time, then our current constitutional-democratic frameworks are effectively empty vessels that conceal a power relationship between public authorities and citizens that is very different from the one on which constitutional democracy is grounded.



### Programma

- 13.45 Registrazione partecipanti
- 14:00 Presiede: **Vito Velluzzi** (Università degli Studi di Milano; Politeia)
- 14:15 Ne discutono:  
**Antonia Baraggia** (Università degli Studi di Milano)  
**Corrado Del Bò** (Università degli Studi di Bergamo; Politeia)  
**Susanna Pozzolo** (Università degli Studi di Brescia)
- 15:15 Replica dell'Autore e discussione

*Il seminario si terrà in presenza. La partecipazione è libera, nel rispetto delle norme anti Covid-19, fino ad esaurimento posti e previa iscrizione a: [info@politeia-centrostudi.org](mailto:info@politeia-centrostudi.org)*