1. Record Nr. UNINA9910774841203321 Autore Minicucci Gherardo Titolo Il dolo nella bancarotta : alla ricerca della tipicità soggettiva della fattispecie patrimoniale / / Gherardo Minicucci Firenze:,: Firenze University Press,, 2018 Pubbl/distr/stampa Descrizione fisica 1 online resource (312 pages) : digital, PDF file(s) Collana Premio Tesi di Dottorato;; 70 Disciplina 346.078 Soggetti Bankruptcy Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references. Sommario/riassunto This volume covers the role and policy efficacy of fraud within the system of bankruptcy crimes, focusing on the factual circumstances of the several indictments relating to it according to their their historical evolution; the traditional attention given to the declaratory judgement is replaced by the conceptual division between 'bankruptcy', 'insolvency' and 'financial difficulties', thus also enhancing the impact of the other insolvency procedures. The critical review of the individual criminal figures is oriented towards finding the minimum amount of fraud of each individual type of fraudulent bankruptcy, as a subjective typicality correction for the deficiencies of the offence. The investigation, which has turned into a broader reflection on the psychological aspect, aims at setting the coordinates for a possible

reform of the volume's subject.