

# Anticorruzione

**Luigi Oliveri**

**Manuale dell'anticorruzione e della trasparenza** Claudio Contessa,Alessio Ubaldi,2021-12-10T10:39:00+01:00

L'Opera - indirizzata a RPCT, studenti di master universitari e professionisti - si ripropone di analizzare la copiosa produzione normativa, nazionale e sovranazionale, in tema di prevenzione della corruzione e trasparenza amministrativa, ripercorrendo il fitto tracciato di prassi e giurisprudenza, secondo un approccio dogmatico e, al tempo stesso, immediatamente operativo. L'Opera è suddivisa in quattro Sezioni: la prima affronta l'impianto complessivo della legge n. 190/2012, esaminato da una pluralità di angoli visuali. La seconda offre una ricognizione - sistematica e schematica - delle principali indicazioni metodologiche fornite dall'Autorità, organizzata per specifici ambiti e processi operativi. La terza è dedicata al tema della trasparenza amministrativa, proattiva e reattiva. L'ultima Sezione si concentra sui versanti della vigilanza, delle sanzioni e delle responsabilità connesse al mancato rispetto della disciplina in analisi. Merita sottolineare che la scelta di individuare gli Autori e i Curatori fra ambiti assai diversi (l'Accademia, le Magistrature, l'Amministrazione, l'Avvocatura) conferisce all'Opera stessa una straordinaria ricchezza di prospettive.

**Anticorruzione, Trasparenza e 231** Letizia Davoli,2019-12-16 Questo ebook ha uno scopo preciso: fornire all'imprenditore uno strumento utile per prevenire il rischio di corruzione all'interno della propria azienda, perché possa sempre più concentrarsi sulla attività aziendale, con sicurezza e con maggior tempo a disposizione. La prevenzione della corruzione riguarda sia le aziende private, sia le aziende pubbliche o a partecipazione pubblica. Il legislatore negli ultimi anni è intervenuto in materia di corruzione con un duplice approccio: • da un lato ha previsto nuovi reati e ha aumentato le pene applicabili; • dall'altro lato ha introdotto nuovi obblighi tramite normative specifiche in materia di Anticorruzione e Trasparenza. Le norme da applicare a seconda dell'ambito di appartenenza (pubblico o privato) sono diverse, ma sono tutte collegate tra di loro. In questo e-book verranno sintetizzati gli obblighi applicabili a seconda della realtà aziendale, così che l'imprenditore possa comprendere quali azioni deve adottare. Nell'ultimo capitolo verranno inoltre riportate due best practices da poter mutuare all'interno della propria impresa. In Appendice è riportata la Determinazione dell'Autorità nazionale anticorruzione 8 novembre 2017, n. 1134.

**Il PIAO e la nuova disciplina anticorruzione nelle strutture sanitarie** Rossana Turturiello,Nicola Porcari,2022-08-23 L' eBook illustra le novità legislative, contrattuali e quelle previste dalle Delibere Anac dopo

l'approvazione del PNRR sulla prevenzione, repressione di corruzione e illegalità nella p.a. Il PNRR prevede, infatti, il cambio della disciplina contenuta nella L. n. 190/2012 (sulla prevenzione e repressione della corruzione e dell'illegalità nella p.a.), del D.Lgs. n. 39/2013 (sull'inconferibilità e incompatibilità di incarichi presso le pubbliche amministrazioni) e della normativa sulla trasparenza, nell'ottica di una ampia semplificazione. Il testo approfondisce la mappatura dei processi e un capitolo è stato dedicato alla trasparenza in rapporto alla nuova disciplina privacy ed al rapporto tra la c.d. sanità digitale e la tutela dei dati personali. Completano il testo la spiegazione, passo dopo passo, dei momenti precedenti e successivi all'approvazione del Piano, ivi compreso la definizione di un Piano di controlli (alla luce di alcune best practices avviate in ASL di rilevanti dimensioni) allo scopo di agevolare l'utente finale nella comprensione dei passaggi e nell'uso corretto degli istituti indicati nella griglia. Gli argomenti trattati, l'impostazione con domande e risposte, il taglio e gli esempi costituiscono un valido ausilio per gli operatori delle Amministrazioni pubbliche per sapersi districare sul piano pratico dinanzi alle vicende che interessano loro giornalmente: dalla rotazione al conflitto di interessi, dalla inconferibilità agli obblighi di trasparenza, dall'antiriciclaggio all'antifrode, spesso punti oscuri irrisolti nelle PA.

**La nuova Autorità nazionale anticorruzione** Francesco Merloni, Raffaele Cantone, 2015-02-13 Con il decreto legge 24 giugno 2014, n. 90, convertito nella legge n. 114 dello stesso anno, si è operata una significativa svolta nella costruzione di una vera Autorità nazionale anticorruzione in Italia, in attuazione degli obblighi internazionali assunti dal nostro Paese. La nuova Autorità nasce dalla fusione della precedente CIVIT e della soppressa Autorità di vigilanza sui contratti pubblici (AVCP). Il decreto prevede nuovi compiti in capo all'Autorità (in alcuni casi in capo al suo Presidente) e impone una profonda riorganizzazione dei suoi uffici, adeguandosi pienamente alla disciplina vigente per le altre autorità amministrative indipendenti. Questo volume fornisce una prima interpretazione della nuova disciplina, che fa dell'ANAC la sola Autorità nazionale ad occuparsi di prevenzione della corruzione, dei contratti pubblici e della trasparenza nelle pubbliche amministrazioni. Esso dà anche un primo quadro della sua attuazione da parte degli organi dell'Autorità, anch'essi totalmente rinnovati.

**La legge anticorruzione** Benedetto Ponti, Vincenzo Antonelli, Francesco Cingari, Roberto Bartoli, Ennio Antonio Apicella, Guido Rivosecchi, Gabriella Racca, Elisa D'Alterio, Marcello Clarich, 2013-04-02

*Corruzione e anticorruzione* Raffaele Cantone, Enrico Carloni, 2021-08-26T00:00:00+02:00 "L'anticorruzione persegue un obiettivo ambizioso: dare un contributo per cambiare in meglio il Paese" Ogni volta che un politico o un funzionario prende una decisione che riguarda la costruzione di opere pubbliche e infrastrutture e rilascia un documento ufficiale, oppure sceglie un membro del consiglio di amministrazione di una società partecipata, esiste il rischio di corruzione. Negli ultimi decenni in Italia la lotta alla corruzione si è intensificata, dotandosi di strumenti capaci di analisi sempre più approfondite. Il fenomeno è stato compreso nella sua complessità: non più come un semplice accordo privato, ma come un sistema

tentacolare che coinvolge le imprese, la politica e le organizzazioni criminali. Eppure gravi episodi di corruzione continuano a occupare le prime pagine dei giornali. Raffaele Cantone ed Enrico Carloni spiegano in questo libro che per colpire un fenomeno così insidioso la prevenzione è più efficace della cura: capire quanta corruzione abbiamo di fronte è solo una parte della sfida, le sanzioni non sono sufficienti se non vengono accompagnate da un insieme di regole che anticipino gli eventi delittuosi. In dieci lezioni capaci di rendere accessibile il linguaggio delle autorità amministrative, Cantone e Carloni illustrano in cosa consiste in concreto l'attività di contrasto alla corruzione e quali sono gli errori che dobbiamo correggere per non essere più vittime di un sistema spietato e pervasivo.

*Italian Studies on Quality of Life* Adele Bianco, Paola Conigliaro, Michela Gnaldi, 2019-05-14 This volume provides an overview of the ways the Italian school of quality of life studies addresses well-being and quality of life, from both a substantive and a methodological point of view. It discusses various topics such as those of equitable and sustainable wellbeing, lifestyles, the organization of economy and welfare, as well as aspects related to the measurement of quality of life in small towns, institutional transparency and corruption prevention indicators. Chapters presented in this volume are drawn from papers presented at the conferences of the Italian Association for Quality of Life Studies (AIQUAV) held in Florence, Italy, in 2015 and 2016. The volume is organised into three parts. The first part is devoted to methods and indicators for research on quality of life, the second part to social sustainability, lifestyles, cultural aspects and local applications, and the third to economy, welfare and quality of life. The volume hosts contributions that are interdisciplinary in scope and mirror the complexity of the globalized world.

**Anticorruzione** Franca Ferraro, Stefano Gambacurta, 2013

**The Antimafia** A. Jamieson, 1999-11-10 This exploration of the full diversity of the Italian Antimafia draws on primary sources and interviews to provide the first complete analysis of social, political and grassroots efforts since 1992. This fascinating study looks at Antimafia initiatives within the context of international initiatives against organized crime.

**LA LEGGE ANTICORRUZIONE VOL. 1-2** ALESSANDRO JAZZETTI, ALMERINA BOVE, 2015-01-01 La legge 6 novembre 2012, n. 190 ("Disposizioni per la prevenzione e la repressione della corruzione e dell'illegalità nella pubblica amministrazione") mira a superare l'inadeguatezza del sistema normativo italiano in tema di corruzione e ad adeguare l'ordinamento interno agli impegni assunti in materia a livello internazionale. La legge sancisce obblighi e prescrive adempimenti per le amministrazioni pubbliche, apporta modifiche espresse a leggi vigenti, conferisce deleghe legislative e opera rinvii all'adozione di atti di formazione secondaria, al fine di realizzare una "strategia integrata" che coniuga il potenziamento della funzione penale di repressione dell'illecito, con misure volte ad intervenire sull'organizzazione ed il funzionamento dell'apparato amministrativo, in funzione eminentemente preventiva dei fenomeni corruttivi. Il volume - che raccoglie le relazioni svolte nell'ambito del Convegno sul tema "Lotta alla corruzione - Effetti della riforma dei reati contro la

“Pubblica Amministrazione” tenutosi a Napoli il 12 dicembre 2013, rielaborate ed aggiornate, nonché altri contributi, anch’essi di autorevoli autori – è dedicato alla disamina e all’approfondimento di tutti gli aspetti della nuova disciplina giuspenalistica introdotta dalla legge anticorruzione.

*Antimafia-Bewegung und Soziale Arbeit* Marcel Michels, 2013-10-10 Marcel Michels beschreibt Möglichkeiten zum zivilgesellschaftlichen Engagement gegen die Machenschaften organisierter Kriminalität. Am Beispiel der Mafia schildert er Organisations- und Aktionsformen krimineller Gruppierungen und zeigt auf, wie eine Antimafia-Bewegung im Hinblick auf Möglichkeiten der Unterstützung durch soziale Professionen funktioniert. Unter Rückgriff auf Theorien und Methoden der Pädagogik und der Sozialen Arbeit geht er bereits vorhandenen oder in der Zukunft möglichen Unterstützungsformen für die Antimafia-Bewegung nach. Dabei beschreibt er unter anderem, wie von der organisierten Kriminalität verursachte negative Folgen für Betroffene und Gesellschaft beseitigt oder zumindest abgemildert werden können.

*The Challenges of Public Procurement Reforms* Annalisa Castelli, Gustavo Piga, Stéphane Saussier, Tünde Tátrai, 2020-08-31 Public procurement affects a substantial share of world trade flows, amounting to 1000 billion euros per year. In the EU, the public purchase of works, goods and services has been estimated to account on average for 16 percent of GDP. The novelty of this book is that it focuses on the new European Union Directives approved in 2014 by the EU Parliament. The book consists of original contributions related to four specific themes of interest to the procurers’ day-to-day role in modern public purchasing organizations – both economists and lawyers – allowing for relevant exchanges of views and “real time” interaction. The four sections which characterize the book are Life-cycle Costing in Public Procurement; Calculating Costs and Savings of Public Procurement; Corruption and Probity in Public Procurement and Public Procurement and International Trade Agreements: CETA, TTIP and beyond. These themes have been chosen for their current relevance in relation to the new European Public Procurement Directives and beyond. The original format features, as is the case with the first three volumes, an introductory exchange between leading academics and practitioners, from differing disciplines. It offers a series of sequential interactions between economists, lawyers and technical experts who supplement one another, so as to enrich the liveliness of the debate and improve the mutual understanding between the various professions. This essential guide will be of interest to policymakers, academics, students and researchers, as well as practitioners working in the field of EU public procurement.

*The Italian Antimafia, New Media, and the Culture of Legality* Robin Pickering-Iazzi, 2017-01-01 The past two decades have witnessed increasing opposition to mafia influence and activities in Italy. Community organizations such as Libera, founded in 1995, and Addiopizzo, originating in 2004, exemplify how Italian society has tried to come together to promote antimafia activities. The societal opposition to mafia influence continues to grow and the Internet has become a frontline in the battle between the two groups. *The Italian Antimafia, New Media, and the Culture of Legality* is the first book to examine

the online battles between the mafia and its growing cohort of opponents. While the mafia's supporters have used Internet technologies to expand its power, profits, and violence, antimafia citizens employ the same technologies to recreate Italian civil society. The contributors to this volume are experts in diverse fields and offer interdisciplinary studies of antimafia activism and legality in online journalism, Twitter, YouTube, digital storytelling, blogs, music, and photography. These examinations enable readers to understand the grassroots Italian cultural revolution, which makes individuals responsible for promoting justice, freedom, and dignity.

*Reversible Destiny* Peter T. Schneider, Jane Schneider, 2003-03-13 *Reversible Destiny* traces the history of the Sicilian mafia to its nineteenth-century roots and examines its late twentieth-century involvement in urban real estate and construction as well as drugs. Based on research in the regional capital of Palermo, this book suggests lessons regarding secretive organized crime: its capacity to reproduce a subculture of violence through time, its acquisition of a dense connective web of political and financial protectors during the Cold War era, and the sad reality that repressing it easily risks harming vulnerable people and communities. Charting the efforts of both the judiciary and a citizen's social movement to reverse the mafia's economic, political, and cultural power, the authors establish a framework for understanding both the difficulties and the accomplishments of Sicily's multifaceted antimafia efforts.

**Mafia and Antimafia** Umberto Santino, 2015-07-23 The mafia is the impenetrable and seemingly infallible embodiment of notoriety and criminality. Umberto Santino, one of Italy's leading mafia experts, here provides a new perspective on the mafia: as a polymorphic organization which encompasses crime, the accumulation of corruptly acquired wealth and power, the cultural code of omerta and consensus. Exploring the movements which strive to fight against the powers of the mafia, such as the campaigns of civil society organizations like the Centro siciliano di documentazione, the author also provides a fresh look at the mechanisms - and struggles - of the antimafia movement.

Trasparenza e anticorruzione in sanità AA. VV., 2024-06-21 T00:00:00+02:00 1341.1.48

**Piano nazionale e piani decentrati anticorruzione. La riforma anticorruzione in una visione integrata giuridica e organizzativa in 100 domande e 100 risposte** Franzina Bilardo, Moreno Proserpi, 2013

**The Politics of Public Administration Reform in Italy** Sabrina Cavatorto, Antonio La Spina, 2020-06-24 This book provides a stimulating presentation of the Italian administrative system through an empirical and critical perspective on the processes of administrative reform at the national level. It focuses on some of the most recent changes developed during the years of austerity and fiscal crisis and offers an updated perspective on the attempts made by Italian governments to modernize national public administration through the 'new public management' and 'governance' paradigms. These frameworks have been suggested as models to enhance efficiency, transparency, accountability and public participation. The book studies international and supranational influence, policy diffusion, domestic politics and institutional dynamics,

administrative traditions, and functional explanations—all determinants of policy outputs and outcomes, and possibly of policy learning as well. This book is the first to set out such a comprehensive and up-to-date analysis for non-Italian readers.

Corruption and Public Administration Francesco Merloni, 2018-09-07 *Corruption and Public Administration* looks at public sector organizations and what they have achieved since signing the UN Convention Against Corruption (UNCAC) Agreement in Merida in 2004. It examines how the signee countries engaged in the set-up of institutions to contain corruption in public administration, and how these governments and institutions have progressed. The book compares several developed countries, and undertakes an especially detailed examination of Italy. It highlights strengths and weaknesses, and proposes organizational means of addressing the issues, which include diversity in organizational structures and systems, and a focus on prevention rather than repression. The book shines a light on anti-corruption practices and aims to foster open discussion about this pressing topical issue among peers in all relevant fields of the social sciences.

*Anticorruzione negli Enti locali* Luigi Oliveri, 2013-01 La legge 190/2012, cosiddetta “anticorruzione”, introduce nella pubblica amministrazione nuovi strumenti per combattere i fenomeni corruttivi, oltre a modificare in parte le norme del codice penale relative alla materia. Si tratta di una serie di innovazioni, alcune delle quali significative, come l’onere di redigere una pianificazione di azioni volte a scongiurare i rischi di corruzione, o la previsione della figura obbligatoria del responsabile della prevenzione della corruzione, che negli enti locali coincide col segretario comunale, salvo motivata decisione diversa. Al di là delle singole e specifiche misure di prevenzione, la norma ha un notevole impatto sull’organizzazione degli enti e, in una certa misura, anche sui rapporti di lavoro. Le misure anticorruzione prevedono, ad esempio, l’articolazione di sistemi di rotazione della dirigenza e del personale, nei servizi qualificati come a maggior rischio. Il che impone sistemi di gestione più sofisticati e complessi, oltre al necessario rilancio della formazione e dell’aggiornamento professionale. In più, occorrerà rivedere anche in buona parte gli strumenti operativi: la legge 190/2012 insiste particolarmente sul concetto della total disclosure, dell’amministrazione “aperta”, incidendo in modo significativo anche sulla legge 241/1990, allo scopo di rendere trasparente e conoscibile in ogni sua fase l’azione amministrativa. La norma, dunque, chiama gli enti ad una significativa e rilevante revisione dei propri strumenti di programmazione, gestione e controllo. Da questo punto di vista, la legge 190/2012 si salda col d.l. 174/2012, che come è noto ha inteso proprio rivitalizzare le forme di controllo negli enti locali, quali strumento di presidio non solo della corruzione, ma anche e soprattutto della buona amministrazione, esente il più possibile da vizi di legittimità e anche di merito, oltre che il più possibile orientata verso risultati utili per la collettività amministrata. Luigi Oliveri, Dirigente amministrativo della Provincia di Verona, collaboratore del quotidiano “Italia Oggi”, autore di molteplici volumi sul Diritto amministrativo e degli Enti locali, docente in corsi di formazione, direttore del settimanale on-line “La Settimana degli Enti locali”, disponibile su [www.lagazzettadeglientilocali.it](http://www.lagazzettadeglientilocali.it).

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