

LA FUNZIONE SOCIALE DELL'ASSOCIAZIONISMO SPORTIVO

di *Maria Francesca Serra**

ABSTRACT: The paper targets the complex features of the amateur sports associations in Italy.

In this field, it is important to balance the undeniable business dimension with the social values and the human rights involved.

As a consequence, actually, it is important to clearly define the sport clubs, in particular when they perform as a business company, trying to conciliate their volunteer aspects and their economic assets.

In this context, cultural context of the country's sports institutions and applicable legislative instruments are essential to serve that double target.

Italian law about non profit organisations and social enterprise is an attempt to solve some problems. In fact, what is new is the creation of the "non professional sport clubs for profit".

This new law aims to help the amateur clubs to survive buiding up assets for their activities.

However, it is an open question the future implementation of the reform and its compatibility with the volunteer sport associationism and the Federations statutes.

Keywords: Sport and human rights – Sport and business – Social values – Associationism – Enterprise – Corporate Social Responsibility.

SOMMARIO: 1. Premessa – 2. Le finalità dello sport tra dichiarazioni di principi e realtà – 3. Il principio dell'utilità sociale – 4. La normativa comunitaria e nazionale – 5. L'impresa sportiva – Conclusioni

* Maria Francesca Serra, docente di Diritto sportivo presso l'Università Niccolò Cusano di Roma e collaboratore alla cattedra di Istituzioni di Diritto privato, Facoltà di Giurisprudenza, Università della Tuscia. E-mail: mfrancesca.serra@libero.it.