

## ANCORA QUALCHE RIFLESSIONE SULL'AUTONOMIA DELLA GIUSTIZIA SPORTIVA E SUL VINCOLO DI GIUSTIZIA

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*ABSTRACT: Last March 2017, the Administrative Regional Tribunal of Lazio ruled yet again about damages compensation due to the impact of a sanction decided by a sports justice in a sports law issue. The paper assesses in depth the ultra-sensitive question of the sports domestic, exclusive jurisdiction and the Italian partition of jurisdictions between the state ordinary law and the sectorial domestic justice systems.*

*The author suggests that the constitutional court's case law has left behind some needy clarity with persisting flaws in the jurisdiction competences between the ordinary/state justices and the autonomous sports jurisdictions.*

*The confirmation of the sports law justice autonomy has been left with an increased, invasive capacity of the ordinary and administrative state justices to review the formally "independent" sports case law. Though it is true that the ordinary judge intervenes only to assess and define the value of the damages to be compensated to players because of wrong decision.*

*Finally, the review ends soliciting a serious debate on the revised subjects and asking for a reform of the domestic jurisdictions system to avoid major problems for the sports and their institutions.*

*Keywords: domestic, exclusive jurisdiction – ordinary law – sports law – administrative justice and sports.*

Sommario: 1. Posizione del tema – 2. Analisi della fattispecie – 3. L'analisi offerta dalla Corte Costituzionale – 4. Le sanzioni in materia tecnica e/o disciplinare – 5. La pregiudiziale sportiva quale condizione di perseguibilità – 6. Conclusioni

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