



SILVIO MAGNOSI

L'evoluzione della disciplina normativa sull'uso del demanio marittimo a scopo turistico-ricreativo, tra tutela del mercato e salvaguardia degli interessi imprenditoriali

The Evolution of the Regulation on Use of Maritime Public Domain for Recreation and Tourism Purposes, between Market Protection and Safeguard of Entrepreneurial Interests

The concept of public domain is permanently tied to that of the State. In fact, from time immemorial, public domain assets represent that part of public property which are relevant not only from the economic point of view, but above all at administrative level, also involving aspects of a political organization nature.

With particular reference to assets of maritime public domain, during the last decades we have seen a deep transformation of their form of use, which led to the employment of areas along the coastal region for tourism and bathing purposes. The evolution of the related regulation is characterized by strong decentralization of public functions of legislative and administrative nature and, as far as the criteria for use of the areas, by an articulated and often fragmentary regulation, given the necessity to satisfy public interests inherent to public domain on one hand and, on the other, needs of entrepreneurial nature connected to bathing activities.