

Curso Académico: 2022/23

## 143237 - Fundamentos de Derecho

### Información del programa

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**Titulación:** 14302 - Grado en Lenguas Modernas y Gestión

**Curso académico:** 2022/23

**Asignatura:** 143237 - Fundamentos de Derecho

**Periodo impartición:** Primer semestre

**Curso:** 3

**Tipo:** Obligatoria

**Créditos ECTS:** 6.0

### Justificación

This subject is aimed at providing the necessary knowledge of the main aspects relating to the field of law, explaining the elementary principles, processes and institutions of law, evaluating the law in its historical and theoretical context from a holistic point of view. Acquisition of the rudiments of law, knowledge of basic legal norms and their application to social life.

### Prerrequisitos

None

### Competencias de la asignatura

GC 2. Identifying, analyzing and defining the significant elements constituting a problem in order to solve it effectively and with good criteria. This competence will be developed on levels 1 and 2.

2.1 Identify and analyze a problem to generate alternative solutions applying the methods learned.

2.2 Using own experience and criteria to analyze the causes of a problem and constructing a more efficient and effective solution.

#### Learning outcomes:

To assemble the significant information that is necessary to solve problems based on objective information and not subjective opinions and to follow a logical method for the analysis of information. Recognizes a complex problem and is capable of dividing it up into manageable parts.

Specific Competence 9. To demonstrate a sound knowledge of the principles and fundamental norms regulating society and that are relevant to the legal organization of a business, both in its relationship with clients and suppliers and internally. This competence is developed at Level 1: Analyze the principles and basic norms that regulate social relations.

#### Learning outcomes:

Identifies the main sources of law and the main legal disciplines.

Understands the problems in the intersection between law and justice.

Identifies the legal types of businesses.

Understands the natures of legal personality.

## **Contenidos**

### Topic 1

State and the separation of powers. Law: concept and functions. Classification of the law: Public Law and Private Law. Civil Law. Commercial Law. International Law. The law as a system: sources of law. Application and interpretation of the rules. Efficacy of the law.

### Topic 2

The European Union. Origins of the European Union. The EU Institutions. Sources: Regulations, Directives and Decisions. The Fundamental Freedoms.

### Topic 3

The Spanish Constitution: concept and functions. The Autonomous State. The legislative pyramid.

### Topic 4

Legal relationships. Physical persons and legal persons. The physical person: Legal capacity and capacity to act. Legal persons: Legal transactions. Representation. The influence of time in legal relations.

### Topic 5

The Law of Contract. Sources of Contract Law. Formation of a Binding Contract. The Contents of the Contract. Remedies of the Parties. Consumer Protection. The use of General Conditions

### Topic 6

The Law of Obligations. The Law of Obligations in the Spanish Civil Code. Sources of obligations. Types of obligations and their classification. Contractual obligations. Capacity and consent. Discharge of a contract. Breach of contract and remedies. Non-contractual liability.

### Topic 7

Property Law. Principles of Property Law. Creation, Transfer, and Termination of Property Rights. Co-ownership. The Land Registry.

### Topic 8

Procedural Law. Judicial Independence. Judicial Impartiality. Procedural Principles: Access to Justice, Fair Hearing, Fair Trial, Public Hearing, Judgment within a Reasonable Time, Right to Enforcement, Representation by a Lawyer.

### Topic 9

The legal professions

## **Estrategia de enseñanza-aprendizaje, sistema de evaluación y documentación**

<b>DOCENTE/S:</b> <a href="#">David Fernandez Rojo</a>	<b>GRUPO:</b> <a href="#">910 - Inglés</a> ; <a href="#">10 - Inglés</a>
<b>ESTRATEGIA DE ENSEÑANZA-APRENDIZAJE</b>	
<p>The competences mentioned are to be acquired through working and developing the different areas into which the subject is divided making up a specific block divided into nine topics.</p> <p>Competences should be thoroughly acquired at conceptual, theoretical, argumentative, practical and evaluative level. The development and achievement of skills is carried out through an active methodology focusing on the student where priority is given to learning through the implementation of meaningful communicative activities and tasks.</p> <p>The time to be spent on the subject (6 ECTS: 150 hours) will be distributed as follows:</p>	

**In class-time: 50 hours**

- Lecturer explanations and Feedback between students and lecturer: 20 hours
- Cases followed by debate, activities and tasks included in various communication channels such as books, journals, judicial decisions: 12 hours
- Formative evaluation activities: 17 hours
- Examination: 1 hour

**Outside class-time: 100 hours**

- Resolution of activities and tasks studied: 15 hours
- Research for additional information (internet, library, databases): 8 hours
- Individual tutoring: 10 hours
- Reading and study time: 45 hours
- Exam preparation: 22 hours

**SISTEMA DE EVALUACIÓN**

The method of assessment is based on:

1. A written exam, in which students will have to demonstrate the knowledge they have acquired throughout the course. The answers will be assessed as follows: they should show that the student has understood the essential aspects of the topic discussed, that he/she is capable of producing a precise response which is consistent and effective in terms of conceptual capabilities, and that she/he has the ability to discern the underlying sense contained in the questions through a clear expositional structure. **This will account for 40% of the final grade.**
2. Activities, cases and tasks in the classroom: discussion, development of ideas by applying the issues and debates. **These will account for 60% of the final grade.**

Extraordinary evaluation: Any written exam in which pass mark is not achieved will have to be re-sat by the student.

**DOCUMENTACIÓN**

Notes and presentations provided by the lecturer.

- CABREIRO, OLGA, A Guide to the Spanish Legal System, 2002.
- MERINO-BLANCO, ELENA, Spanish Law and Legal System, Sweet & Maxwell, London, 2006.

Spanish Legal Texts in English:

- [http://www.congreso.es/constitucion/ficheros/c78/cons\\_ingl.pdf](http://www.congreso.es/constitucion/ficheros/c78/cons_ingl.pdf)
- <http://www.tribunalconstitucional.es/en/Pages/Home.aspx>
- <https://www.loc.gov/law/help/guide/nations/spain.php>
- [http://eur-lex.europa.eu/n-lex/info/info\\_es/index\\_en.htm](http://eur-lex.europa.eu/n-lex/info/info_es/index_en.htm)