

## White-Collar Crime

Code: 100470  
 ECTS Credits: 6

Degree	Type	Year	Semester
2500257 Criminology	OB	3	1

### Contact

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### Use of languages

Principal working language: spanish (spa)  
 Some groups entirely in English: No  
 Some groups entirely in Catalan: No  
 Some groups entirely in Spanish: Yes

### Other comments on languages

The course, both lectures and seminars, may be followed in Spanish

### Teachers

Margarita Bonet Esteva

### Prerequisites

There are no prerequisites for this course.

### Objectives and Contextualisation

This course introduce students to the various aspects of White Collar Crime (WCC).

The objectives of the course are the following:

1. To familiarize students with the problems concerning the delimitation and conceptualization of this kind of criminality
2. To enable students to carry out a criminological research on crimes that can be categorized as WCC.
3. To familiarize students with strategies for preventing WCC.
4. To recognize the characteristics of the authors of these crimes (both individuals and groups)

### Skills

- Ability to analyse and summarise.
- Analysing the conflict and criminology by using the criminological theories and their psychological and sociological foundations.
- Designing a criminological research and identifying the appropriate methodological strategy to the proposed goals.
- Drawing up an academic text.
- Respectfully interacting with other people.
- Students must demonstrate they comprehend the criminological theories.

- Students must demonstrate they know a variety of criminal policies in order to face criminality and its different foundations.
- Using the evaluation techniques of criminogenic risk and needs of a person in order to decide an intervention proposal.
- Verbally transmitting ideas to an audience.
- Working autonomously.
- Working in teams and networking.

## **Learning outcomes**

1. Ability to analyse and summarise.
2. Applying the criminological theories.
3. Applying the scientific criminological knowledge to the delinquency analysis.
4. Drawing up an academic text.
5. Efficiently applying the foundations of the different crime policies in the professional activity.
6. Inferring the intervention models in accordance with a previous needs assessment.
7. Respectfully interacting with other people.
8. Using the appropriate research methodology in accordance with the suggested criminological research.
9. Verbally transmitting ideas to an audience.
10. Working autonomously.
11. Working in teams and networking.

## **Content**

### **PART ONE**

#### **White Collar Crimes: general issues**

Topic 1: What is White Collar Crime?

Topic 2: Criminological profile of authors and victims of White Collar Crime

Topic 3: Investigation and prosecution of White Collar Crime

Topic 4: Corporate crime. The responsibility of companies, from a criminological and legal perspective. Programs of compliance.

Topic 5: Crime prevention policies and sanctions. Intervention against economic crime: prevention and punishment . National and international perspectives.

### **PART TWO**

#### **White Collar Crime: special issues**

Topic 6: Cybercrime. Cybercrime from a criminological perspective. Computer fraud. Industrial and intellectual property rights. Company secrets.

Topic 7: Corruption. The legal and criminological concept of corruption. The crimes of corruption. Corruption in Spain. Crime prevention strategies.

Topic 8: Money laundering. Concept and modus operandi. The crime of money laundering. Other legal regulations of money laundering. Crime prevention strategies

Topic 9: Tax evasion. Fiscal ethics. Fraudulent behaviors. Types of tax evasion. Crime prevention strategies. The role of enforcement of criminal law.

Topic 10: Corporate crimes.

## **Methodology**

The organization of the course is similar to the courses of the degree of criminology. There are two types of activities.

1. Lectures, with the whole group. The professor, following an interactive methodology, will explain the main issues, stimulate reflection and propose activities,

2. Seminars, with small group in which reading will be discussed and data will be analyzed. Seminars will follow an active methodology to improve the learning of the contents of the course.

Students will also attend presentations given by experts in the field, which will give them an insight into practical aspects of WCC.

## **Activities**

Title	Hours	ECTS	Learning outcomes
<b>Type: Directed</b>			
Lectures	22.5	0.9	2, 6
<b>Type: Supervised</b>			
Seminars / workshops	22.5	0.9	4, 7, 1, 9, 10, 11
<b>Type: Autonomous</b>			
Individual and group work	105	4.2	2, 4, 1, 9, 10, 11

## **Evaluation**

### **Method of assessment**

The evaluation is based on continuous assessment. Therefore, attendance to lectures and seminars is compulsory (minimum attendance is 80%)

### **Items of assessment**

Students will be assessed, according to the following items:

- Firstly, students will need to participate in the seminars, prepare the projects in group, present and defend them orally in class. There will be 4 workshops based on the analysis of readings (40% of the final mark).
- Secondly, two exams must be passed during the course, which will account for 60% of the mark (30% the first part and 30% the second).

In the second part of the course, students will have the opportunity to carry out voluntary group works dealing with cybercrime, based on a current case.

### **Requirements to pass the course**

In order to pass the course, students will need to obtain an average of 5 or above and must not receive a mark below 4 in any of the evaluated activities.

### **Fraudulent conducts**

Students who are found cheating or attempting to cheat during the exams will receive a mark of 0, losing the right to be reassessed.

Cases of plagiarism in composition and projects will be individually evaluated and may bring to a fail mark. According to the seriousness of the plagiarisms the student may lose the right to be reassessed.

## **Evaluation activities**

Title	Weighting	Hours	ECTS	Learning outcomes
Group work in the workshop	40%	0	0	5, 3, 6, 4, 1, 9, 11, 8
Theoretical tests	60%	0	0	2, 4, 7, 1, 10

## Bibliography

### 1. Mandatory readings:

#### PART ONE

Payne, B.K. (2013). Understanding White Collar Crime. En White-Collar Crime. California: SAGE.

Moron, E. (2014). El perfil criminológico del delincuente económico. En GARCIA ARAN, M. y al. La delincuencia económica. Prevenir y sancionar. Valencia: Tirant Lo Blanch.

Rebollo R. y Casas J. (2014). El proceso penal y la investigación de la delincuencia económica. En GARCIA ARAN, M. y al. La delincuencia económica. Prevenir y sancionar. Valencia: Tirant Lo Blanch.

Rodriguez Puerta, M.J. (2014). Modelos de prevención y sanción de la delincuencia económica. Perspectiva comparada. En GARCIA ARAN, M. y al. La delincuencia económica. Prevenir y sancionar. Valencia: Tirant Lo Blanch.

#### PART TWO

- Fernandez, J., (2007) "Respuesta penal frente a fraudes cometidos en internet: estafa, estafa informática y los nudos de la red", en Revista de Derecho penal y criminología 2017. Disponible en:

[http://e-spacio.uned.es/fez/eserv.php?pid=bibliuned:DerechoPenalCriminologia2007-6&dsID=respuesta\\_penal](http://e-spacio.uned.es/fez/eserv.php?pid=bibliuned:DerechoPenalCriminologia2007-6&dsID=respuesta_penal)

- Abel, M., (2012) Blanqueo, innovaciones tecnológicas, amnistía fiscal de 2012 y reforma penal, en Revista electrónica de ciencia penal y criminología (págs. 1 a 19). Disponible en:

<http://criminet.ugr.es/recpc/14/recpc14-14.pdf>

- Aliaga, J.A. y Blanco, I., (2015), La política contrael blanqueo en España:cómo nosven los expertos, ", en Escritura pública,. Disponible en:

[http://www.notariado.org/liferay/c/document\\_library/get\\_file?folderId=12092&name=DLFE-134026.pdf](http://www.notariado.org/liferay/c/document_library/get_file?folderId=12092&name=DLFE-134026.pdf)

- Muñoz Conde, F. (2015), Delitos contra la hacienda pública y el delito de blanqueo de capitales, en Derecho penal, parte especial, Valencia: Tirant Lo Blanch (se facilitará copia de las págs.)
- Arroyo, E, "Cerco al fraude fiscal", en Escritura pública,. Disponible en:

[http://www.notariado.org/liferay/c/document\\_library/get\\_file?folderId=12092&name=DLFE-117352.pdf](http://www.notariado.org/liferay/c/document_library/get_file?folderId=12092&name=DLFE-117352.pdf)

### 2. Complementary readings:

-- Martínez Buján Pérez, C. (2015), Derecho Penal Económico y de la empresa, Tirant lo Blanch, Valencia.

-- Muñoz Conde, F, Derecho penal. Parte especial (2015), 20 ed, Tirant Lo Blanch, Valencia.

-- AAVV, "La delincuencia económica: prevenir y sancionar" (2014), Tirant Lo Blanch, Valencia

-- "White collar and corporate crime" (2007), en Mike Maguire, Rod Morgan and Robert Reiner, The Oxford Handbook of Criminology, 4th, Oxford University Press.

-- "Organised and Business Crime" (2010), en Fiona Brookman, Handbook on crime, Cullompton, UK; Willan

## **Note**

The mandatory readings (5 for the first part and 5 for the second part of the course) will be available in moodle.