

Local Law

Code: 102226
 ECTS Credits: 6

Degree	Type	Year	Semester
2500786 Law	OT	4	0

Contact

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Use of languages

Principal working language: catalan (cat)

Some groups entirely in English: No

Some groups entirely in Catalan: Yes

Some groups entirely in Spanish: No

Teachers

Judith Gifreu Font

Prerequisites

There are no prerequisites, but it is recommended that Administrative Law I, II and III have been passed.

Objectives and Contextualisation

The objective of the subject is to know what is and what functions are developed by local governments. This subject is about the public administration closest to the citizen (municipality, district and province) and, consequently, the administrative level with whom most people relate, both at a private and professional level. We will analyze which organs make up this Administration (mayors, councilors, county councilors ...) and what activities they carry out: licensing, road cleaning, authorization of collective activities and parties in municipal or public facilities, management of kindergartens, ...

Content

ITEM 1. Historical evolution of the Catalan local Administration. The nineteenth-century Administration. The Second Republic. The Municipal Law of Catalonia of 1933. Pau Vila and the regional division. The Franco dictatorship and the Consolidated text of 1955. The constitutional and statutory framework: the principles of local autonomy and financial sufficiency. The Statute of Autonomy of Catalonia of 2006.

ITEM 2. The local Administration (I). Relations of local entities with the state and autonomous administrations. The Council of Local Government of Catalonia. The local regulatory power. Types of local entities. Law 7/1985, of April 2, regulating the Bases of Local Regime and Legislative Decree 2/2003, of April 28, by which approves the Consolidated Text of the Municipal Law and Local Government of Catalonia. Law 27/2013, of December 27, on Rationalization and Sustainability of Local Administration. Law 19/2014, of 29 November, on transparency, access to public information and good governance.

ITEM 3. The local Administration (II). The province. Historical evolution and constitutional framework.

Organization and competencies. Economic regime. The Law of vegueries and its modification.

ITEM 4. The local Administration (III). The comarca. Organization and competencies. Economic regime. The special regime of the Vall d'Aran.

ITEM 5. The local Administration (IV). The municipality. Concept and elements: the territory and the population. Organization and competencies. Economic resources. Electoral system. Special municipal regimes: the case of Barcelona. Local government agencies. The Metropolitan Area of Barcelona. Municipalities of municipalities. The local instrumental sector.

ITEM 6. The legal regime of local acts and agreements. Administrative procedure. Operation of the collegiate bodies. Challenge of acts and agreements.

ITEM 7. The legal status of local elected representatives. Access to the charge. Rights and duties. Patrimonial responsibility of the elect.

ITEM 8. Public services and local economic activity. Establishment and provision of services. Forms of management. Recourse to private foundations. Economic liberalization. The local public initiative in economic activity.

ITEM 9. The personnel at the service of the local Administration. Staff and civil servants. Typology. The management of human resources. Selection and promotion of the personnel. Disciplinary regime and incompatibilities.

ITEM 10. The assets of local entities. Classes of goods. Affection and disaffection. Alienation of goods.

ITEM 11. Local competences in relation to the protection of the environment and urban planning. Law 20/2009, of December 4, on prevention and environmental control of activities. Urban waste. Waste water sanitation. Local competences in urban planning. Land ownership regime. Planning Management. Discipline Licenses