

Mercantile Law I

Code: 102271
ECTS Credits: 9

Degree	Type	Year	Semester
2500786 Law	OB	2	2

Contact

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Use of languages

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

Prerequisites

There are no previous requirements.

Groups 1, 2, 3 and 52 of the Law Degree are in Spanish. Groups 51 of the Law Degree and 70 of Law and Business Management Administration are in Catalan.

Objectives and Contextualisation

To reach a good knowledge of the principal institutions of Commercial law related to its legal sources, the businessperson, the industrial property, anti-trust and unfair competition law and corporate enterprises.

Skills

- Demonstrating a sensible and critical reasoning: analysis, synthesis, conclusions.
- Efficiently managing information, being capable of assimilating a considerable volume of data in a limited amount of time.
- Identifying, assessing and putting into practice changes in jurisprudence.
- Identifying, knowing and applying the basic and general principles of the legal system.
- Orally and clearly defending ideas, works, reports, documents and rulings in a structured way.
- Presenting in front of an audience the problems of a concrete law suit, the applicable legal regulations, and the most consistent solutions.
- Searching, interpreting and applying legal standards, arguing every case.

Learning outcomes

1. Contextualising the Commercial Law within the legal system, its role and its usefulness in the business traffic.
2. Critically distinguishing the historical trajectory in the approval of commercial standards and in the training of trade uses, and being ready to anticipate alternative legal solutions.
3. Demonstrating a sensible and critical reasoning: analysis, synthesis, conclusions.
4. Efficiently managing information, being capable of assimilating a considerable volume of data in a limited amount of time.
5. Orally and clearly defending ideas, works, reports, documents and rulings in a structured way.

6. Providing a fair and efficient response to the practical cases proposed from the acquired knowledge.
7. Publicly presenting practical cases and its possible legal solutions.
8. Summarising the basic principles of jurisprudence in the main aspects relatives to the economic and business activity.

Content

Concept, historical evolution and sources of commercial law.

The individual entrepreneur. Business accountancy. The Business Registry. The commercial establishment.

Industrial property rights on patents and other industrial inventions and on trademarks and other distinctive signs

Competition law: Antitrust law and unfair competition law.

General theory of company law

The general partnership and the simple limited liability partnership.

Capital companies: Basic aspects. Procedures of foundation. Stakes and shares. Obligations The general meeting and the managing. Financial statements. Amendments to the by- laws. Separation and exclusion of partners and shareholders. Structural changes in commercial companies. The dissolution and liquidation of the commercial companies.

Other commercial companies and Groups of companies.

Methodology

Lecturers will put into practice the educational activities they deem appropriate in order to facilitate the study and The development of the teaching of the subject and of the learning of the

1. Guided activities: activities where the teacher develops the active part

It includes master classes where the student reaches the conceptual bases of the subject and its legal and regul

such as discussion and resolution of cases, comments, debates, simulations of judgments, others.

2. Autonomous activities: activities that students will develop autonomou

Activities

Title	Hours	ECTS	Learning outcomes
Type: Directed			
Exercises in the classroom (practices and cases, comments, debates, simulation of trials...)	35	1.4	7
Master classes	35	1.4	5, 3, 7, 4
Type: Autonomous			

Evaluation

For every single group, the dates of the evaluation activities will be announced at the beginning of the course in the Virtual Campus, even though, exceptionally and force majeure, these activities could, with advance notice in good time, be modified.

Qualification of the assignments and participation in class will be published before the final exam.

To pass the subject, student must have taken part in the three evaluation activities.

To be eligible to participate in the retake process, it is required to: 1) Do the final exam and do not pass it, and 2) have achieved an average grade in every one of the three evaluation activities not inferior to 3. Students who take the retake exam, will be a maximum grade of the subject is 7.

Evaluation activities

Title	Weighting	Hours	ECTS	Learning outcomes
Assignments	30%	5	0.2	5, 3, 7, 4
Final exam	50%	5	0.2	1, 2, 6, 8
Participation in class	20%	35	1.4	5, 3, 7, 4

Bibliography

RECOMMENDED BOOKS

Broseta Pont, Manuel - Martínez Sanz, Fernando, *Manual de derecho mercantil*, vol. I, last edition, Madrid, Tecnos.

Jiménez Sánchez, Guillermo - Díaz Moreno, Alberto (dirs.), *Derecho mercantil I*, Barcelona-Madrid-São Paulo, Marcial Pons

Menéndez, Aurelio - Rojo, Angel (dirs.), *Lecciones de derecho mercantil*, vol. I, last edition, Cizur Menor, Thomson Reuters Civitas

Sánchez Calero, Fernando, *Instituciones de derecho mercantil*, vol. I, last edition, Cizur Menor, Thomson Reuters Aranzadi.