

Administrative Law I

Code: 102276
ECTS Credits: 6

Degree	Type	Year	Semester
2500786 Law	FB	2	1

Contact

Name: Marta Franch Saguer
Email: Marta.Franch@uab.cat

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: Yes

Teachers

Manuel Ballbé Mallol
Marta Franch Saguer
Antoni Milian Massana
Isabel Pont Castejón
Ramon Jordi Moles Plaza
Roser Martínez Quirante

Prerequisites

No prerequisites need be met.

Objectives and Contextualisation

Deepening the birth of the right to administrativo, sources and legal configuration of the public sector.

Content

i - THE ADMINISTRATION LEGAL ORDER

T E M A 1

Origin and evolution of administrative law. Concept. The statutory nature of administrative law. Content and characteristics of administrative law. Right to privileges and guarantees. Administrative law and private law: the instrumental nature of the public administration's use of private law.

T E M A 2

Administrative law as a legal system: law, custom and general principles of law. The value of the jurisprudence. The Constitution as a legal norm. European law as part of the domestic legal order.

The law. Law classes. Government regulations with the force of law: Decree-laws and Legislative Decrees. The control of the excesses of the delegation.

TEMA 3

The state and autonomic order. Significance and scope of the political autonomy of the autonomous communities. The concurrence regulations between the State and the Autonomous Communities. Basic rules and implementing rules.

Autonomous execution of State legislation. Coordination and cooperation between the two systems. Conflicts of jurisdiction

TEMA 4

The Rules of Procedure. Concept and justification of regulatory power. Regulations and administrative acts. Classes of regulations. Procedure for drafting regulations. Transparency and public participation. The inderogability of the regulations. The limits of the regulations and their control.

II. THE ADMINISTRATIVE ORGANISATION AND THE PUBLIC SECTOR

TEMA 5

Principles of the administrative organisation and of the action and functioning of the public sector. The power organizational. Administrative units and administrative bodies. Types of organs. The competence of the organs. Delegation, lawyer, management assignment, delegation of signature and substitution. The relationships

interadministrative. Conflicts of jurisdiction.

TEMA 6

The General State Administration. Principles and structure. Territorial organization. The Administration of the Autonomous Communities. Principles and structure. Territorial organization. The Local Administration. Local autonomy.

Typology of local entities.

TEMA 7

The institutional public sector. Characterization and general problems. General principles of action. Typology. The

state, regional and local institutional public sector. Corporate governance, especially schools

and the official cameras. The Consultative and Control Administration. The Council of State. The Commission shall

Legal Advisor.

III... THE LEGAL STATUS OF THE ADMINISTRATION

TEMA 8

The principle of legality of the Administration. Administrative powers. Regulated powers and powers

discretionary. Techniques for reducing and controlling administrative discretion.

IV. THE GLOBALIZATION OF ECONOMIC ADMINISTRATIVE LAW (Part of the ADE+Derecho Program)

Global Economic Administrative Law: between Europeanization and Americanization. The paradox of deregulation'.

Administrative law as the key to solving the economic, banking and financial crisis.