

Civil Law and International Private Law

Code: 42996
ECTS Credits: 6

Degree	Type	Year	Semester
4313781 Enterprise Law	OT	0	2

The proposed teaching and assessment methodology that appear in the guide may be subject to changes as a result of the restrictions to face-to-face class attendance imposed by the health authorities.

Contact

Name: Guillem Izquierdo Grau
Email: Guillem.Izquierdo@uab.cat

Use of Languages

Principal working language: spanish (spa)

Teachers

José María de Dios Marcer
Sandra Camacho Clavijo

Prerequisites

There are not previous requirements.

Objectives and Contextualisation

To reach a specialized knowledge in some specific subjects of civil and international private law linked to business.

Competences

- Communicate and justify conclusions clearly and unambiguously to both specialised and non-specialised audiences.
- Integrate knowledge and use it to make judgements in complex situations, with incomplete information, while keeping in mind social and ethical responsibilities.
- Integrate knowledge of the law and of negotiation to make judgments in the business context.
- Seek out information in the scientific literature using appropriate channels, and use this information to formulate and contextualise a research topic in business law.
- Seek out, interpret and apply legal provisions related to tax, employment or penal matters within corporate activity, and any others in which a legal solution is needed for situations arising in the business context.
- Use acquired knowledge as a basis for originality in the application of ideas, often in a research context.
- Work in a team to create synergies in the workplace, in a coordinated, cooperative fashion.

Learning Outcomes

1. Communicate and justify conclusions clearly and unambiguously to both specialised and non-specialised audiences.

2. Describe the liability of business-owners for acts committed by employees.
3. Differentiate and interpret the regulations on international judicial competence and applicable law regarding commercial contracts.
4. Explain the civil liability of commercial company administrators.
5. Explain the responsibility of service providers in the information society.
6. Identify the main principles of consumer protection.
7. Integrate knowledge and use it to make judgements in complex situations, with incomplete information, while keeping in mind social and ethical responsibilities.
8. Interpret corporate liability for damages caused by defective products and services.
9. Interpret the laws on employment of foreign workers.
10. Interrelate legal principles and negotiation techniques to assess business-related matters of civil law and international law
11. Seek out information in the scientific literature using appropriate channels, and use this information to formulate and contextualise a research topic in business law.
12. Use acquired knowledge as a basis for originality in the application of ideas, often in a research context.
13. Work in a team to create synergies in the workplace, in a coordinated, cooperative fashion.

Content

Civil law is focus on some specific issues related to business, such as the protection of consumers, the responsibility of service providers in the society of the information, the civil liability of the directors of commercial companies, the responsibility for defective products or services, as well as corporate responsibility for acts of their dependents.

Regarding private international law, it regards contracting foreign workers solution of controversies in international contracts and aspects of the law applicable to international commercial contracts.

Methodology

When it comes to Private international law, teaching will be active and dynamic, which means that the intervention of the teacher must always be accompanied by interventions by the students and debates that will be promoted based on both explanations and reading texts and jurisprudence, and the doubts that may arise from all this. Apart from the recommended bibliography, in each session, if applicable, documentation or jurisprudence will be offered to read in the classroom or in advance, depending on each assumption.

In relation to Civil law, it includes master classes, problem solving classes / cases / exercises, classroom practices, problem-based learning, debates and oral presentation / presentation of works, tutorials, work preparation, personal study, activities practices and reading of articles and reports of interest and others proposed by the teaching staff at the beginning of the course in order to guarantee that the student assumes the competences and expected learning results.

Activities

Title	Hours	ECTS	Learning Outcomes
Type: Directed			
Lecturing	36	1.44	11, 2, 3, 4, 5, 6, 9, 8, 10, 12, 13
Type: Supervised			
Resolution of exercises	9	0.36	11, 3, 10, 13
Type: Autonomous			
Personal study	59	2.36	11, 2, 3, 4, 5, 6, 9, 8, 10, 7, 12, 13

Assessment

In relation to Private international law, the examination will take place on May 25 from 15:30 to 18:00. Then there will be debate from 18:15 to 19:30. The exam will be a practice in the classroom in which different aspects of the treaties will be considered in teaching. It will be possible to have materials of all kinds and internet access. After the exam, the students and the teacher will discuss the practice.

Regarding Civil law, the course will be approved getting a minimum of 5 out of 10, in accordance with the established percentages. The civil law module test will consist of a type test with a practical approach. In other words, the questions will consist of solving practical cases worked in the classroom on the recent jurisprudence of the topics studied.

REVIEW AND REEVALUATION

Once the evaluation has been communicated, a review may be requested so that the Professor explains to the student the applied criteria (art. 114.3 UAB academic regulations), without prejudice to the student's rights to challenge the grade.

The date of the final exam of the subject is scheduled in the exam calendar of the Faculty.

The scheduling of the evaluation tests cannot be modified, unless there is an exceptional and duly justified reason why an evaluation act cannot be carried out. In this case, the people responsible for the degrees, after consulting the teachers and the affected students, will propose a new schedule within the corresponding school period (art. 115.1 Calendar of evaluation activities, UAB Academic Regulations)

To pass the course, the student must have participated in the three evaluation activities and have obtained at least a 3.5 in the final exam. To take the final exam, it is necessary to prove attendance to 90% of the classes.

Only the reevaluation of the test is possible (50%). The continuous assessment activities cannot be reevaluated, since their meaning is to check the knowledge progressively acquired throughout the course, notwithstanding that in case of illness or other eventualities an alternative solution may be found for the specifically affected student.

To retake the exam, student must have obtained at least a 3 in each of the three evaluation activities. Students who take the reevaluation exam may obtain a maximum grade of 7 in the subject.

Assessment Activities

Title	Weighting	Hours	ECTS	Learning Outcomes
Assignments	30%	10	0.4	11, 2, 3, 4, 5, 6, 9, 8, 10, 7, 1, 12, 13
Attendance and active participation in class	20%	32	1.28	12, 13
Theory and practicas tests	50%	4	0.16	11, 2, 3, 4, 5, 6, 9, 8, 10, 7, 1, 12

Bibliography

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