

**COURSE DATA****Data Subject**

Code	35065
Name	Criminal law for minors
Cycle	Grade
ECTS Credits	6.0
Academic year	2021 - 2022

Study (s)

Degree	Center	Acad. year	Period
1302 - Degree in Criminology	Faculty of Law	3	Second term
1923 - Double Degree Programme Law-Criminology	Faculty of Law	3	Second term

Subject-matter

Degree	Subject-matter	Character
1302 - Degree in Criminology	7 - Criminal law	Obligatory
1923 - Double Degree Programme Law-Criminology	4 - Year 3 compulsory subjects	Obligatory

Coordination

Name	Department
COLAS TUREGANO, M.ASUNCION	72 - Criminal Law

SUMMARY

The subject Right Penal of the minors is a subject compulsory of semiannual character of the Degree in Criminology. In the Plan of Studies in force, Plan 2010, consists of a total of 6 credits ECTS. With his study pretends that the student reach the specific competitions in the applicable juridical statute to the minors of age. Especially it tackles the analysis of the Regulatory Organic Law of the Penal Responsibility of the Minors (L. Or. 5/2000), and the one of the Organic Law of Juridical Protection of the Lower (L. Or. 1/1996). The study and understanding of said legislative body, as well as the approximation to his practical application, are fundamental for the Graduated in Criminology.



PREVIOUS KNOWLEDGE

Relationship to other subjects of the same degree

There are no specified enrollment restrictions with other subjects of the curriculum.

Other requirements

There isn't

COMPETENCES (RD 1393/2007) // LEARNING OUTCOMES (RD 822/2021)

1302 - Degree in Criminology

- Tener una conciencia crítica frente a la realidad social y los problemas sociales respetando los principios de igualdad, derechos humanos, paz, accesibilidad universal, solidaridad y protección medioambiental, todo ello desde una perspectiva de género.
- Saber atender las necesidades de la víctima, con especial referencia a las víctimas de violencia de género o los menores.
- Ser capaces de elaborar informes para evaluar las situaciones de riesgo de los menores, medidas aplicables a los infractores y medidas de protección a los que estén en situación de abandono.
- Ser capaz de analizar el delito, el delincuente y la víctima, y diseñar estrategias de prevención e intervención, desde el respeto a los derechos humanos, la igualdad entre hombres y mujeres, la paz, sostenibilidad, accesibilidad universal y diseño para todos y valores democráticos.

LEARNING OUTCOMES (RD 1393/2007) // NO CONTENT (RD 822/2021)

Competition number 9: Relate the applicable juridical diet to the lower offenders with the treatment and prevention of the juvenile delinquency.

Competition number 10: Describe the budgets for the application of the juvenile legislation, the procedure and the different measures that can apply to the lower offender.

Competition number 11: Explain the competitions and functions of the institutions involved in justice of minors and the conditions of execution of the different educational measures.

Competition number 12: Be able to explain the peculiarities of the Spanish system of juridical protection of the lower



DESCRIPTION OF CONTENTS

1. FOUNDATIONS OF THE PENAL RIGHT OF MINORS

Approximation criminology and criminal politician. Concept and nature of the penal right of minors

2. PRINCIPIIS CONSTITUCIONALS DEL DRET PENAL DE MENORS

Constitutional guarantees. Specific principles of the penal Right of minors

3. HISTORICAL ANTECEDENTS AND VALID LEGISLATION

Legislative antecedents of the rule in matter of juvenile delinquency. Systems of juvenile justice

4. INTERNATIONAL RIGHT AND COMPARED

Own rule of the international organisms. Examination of the Right compared

5. CONCEPT OF MINOR AND OF YOUNGSTER. COMPUTATION OF THE AGE

Penal juridical diet of the minors in function of his age: minors of fourteen years, period of fourteen to eighteen years, greater of eighteen years.

Positions *doctrinales and jurisprudential on the computation of the age

6. INSTITUTIONS

Institutional appearances of the penal right of minors. Institutions involved in the process and application of measures to the lower offenders.

7. JURIDICAL THEORY OF THE CRIME (I)

Analysis of the peculiarities of the juridical theory of the crime by reason of the lower age. Unfair and culpability

8. JURIDICAL THEORY OF THE CRIME (II)

Analysis of the peculiarities of the juridical theory of the crime by reason of the lower age. Forms of apparition and circumstances

**9. CONSEQUENCES (I)**

Educational measures and other derivative juridical consequences of the commission of crime by minor of age

10. CONSEQUENCES II

Regimen juridical and problematic of the execution of the educational measures. special analysis of the execution of the measure privativa of libertad

11. THE PROCESS IN THE LORRPM

Analysis of the regulation and peculiarities of the juvenile penal process

12. CIVIL DEFENCE

Juridical diet in matter of protection of minors

WORKLOAD

ACTIVITY	Hours	% To be attended
Theoretical and practical classes	60,00	100
Attendance at events and external activities	3,00	0
Development of group work	10,00	0
Study and independent work	40,00	0
Readings supplementary material	5,00	0
Preparation of evaluation activities	4,00	0
Preparing lectures	18,00	0
Preparation of practical classes and problem	10,00	0
TOTAL	150,00	

TEACHING METHODOLOGY

The subject Right Penal of minors is a subject of 6 credits ECTS. According to the educational protocol of the Faculty of Right of the UV, this supposes two educational sessions weekly of an hour and forty minutes more the complementary activities to develop along the semester.

Each week will procure devote the first educational session to the theoretical introduction of the matter, that the students previously will have prepared with the bibliographic material to his disposal and the material that will deposit in the virtual classroom by part of the educational and the second session to the realization of activities applied: critical review of the news published in the forum, exhibition and correction of reports, jurisprudential comments, written of allegations...



COMPLEMENTARY ACTIVITIES

VISIT CENTRE OF REEDUCATION

It will realize a voluntary visit to a Centre of Reeducation of Minors, depending his realization of the permission of the public entity (Consellería of Justice) and of the dates that agree with the Centre. The date will announce in the virtual classroom.

VISIT TO A TRIAL OF MINORS

Voluntary visit to a trial of minors, owing the students realize the task that establish. It will inform previously of the date and of the content of the task in the virtual classroom.

SEMINAR

It will program like complementary activity a multidisciplinary seminar on which will have to realize the task according to the previously published instructions in the virtual classroom.

ACTIVITIES APPLIED

PREPARATION OF WORKS IN GROUP

EXHIBITION REPORTS WITH THE CONCLUSIONS OF THE WORK IN GROUP

PRACTICAL CASES: jurisprudential Comments, resolution of cases according to the diagram of the writing of allegations...

PARTICIPATION IN THE FORUM OF NEWS OF ACTUALITY IN RIGHT OF LOWER

DEBATES IN CLASS ON THE NEWS PUBLISHED IN THE FORUM

SEEING FILMS AND DOCUMENTARY

EVALUATION

-Global proof written at the end of the semester, 70 %.

To be able to surpass the subject is necessary that approve the global proof.

-Continuous evaluation, 30 %:

To evaluate participation in applied and complementary activities

Comments Jurisprudential



Resolution of cases according to the diagram of the writing of allegations

Task linked to the seminar

Task linked to visits it trial of lower

Work in team and exhibition report

Participation in class and in the forum of news

- The students that do not realize continuous evaluation, will be able to present to the global proof remaining limited the note obtained to the value pondered of the examination on the global note so that at most they will be able to obtain a 7 in the final qualification.
- The students that suspend the global proof in first announcement, will keep the qualification obtained in the continuous evaluation for the second announcement

REFERENCES

Basic

- Referencia b1: L.O. 5/2000, REGULADORA DE LA RESPONSABILIDAD PENAL DE LOS MENORES
- Referencia b2: R.D. 1774/2004 Reglamento de la LO reguladora de la responsabilidad penal de los menores
- Referencia b3: LO 1/1996, DE PROTECCIÓN JURÍDICA DEL MENOR

Additional

- Referencia c1: Colás Turégano, A.: Derecho Penal de menores. Valencia, 2011
- Referencia c2: Cruz Blanca, M^a José: Derecho penal de menores: Ley orgánica 5/2000 reguladora de la responsabilidad penal de los menores. Madrid, 2002.
- Referencia c3: Díaz Maroto y Villarejo, J.: (Dir.): Comentarios a la Ley reguladora de la Responsabilidad penal de los menores. Cizur Menor, 2008
- Referencia c4: de Urbano Castrillo, E/ de la Rosa Cortina, J.M.: La responsabilidad penal de los menores, adaptada a la lo 8/2006, de 4 de diciembre Cizur Menor, 2007.
- Referencia c5: Dolz Lago, M. J.: Comentarios a la legislación penal de menores. Valencia, 2007.
- Referencia c6: Gómez Rivero, C. (coord). Comentarios a la ley penal del menor (Conforme a las reformas introducidas por la LO 8/2006), Madrid, 2007.
- Referencia c7: Landrove Díaz, G.: Introducción al Derecho penal de menores, 2^a, Valencia, 2007.
- Referencia c8: Ornos Hernández, M^a R.: Comentarios a la ley orgánica 5/2000, de 12 de enero reguladora de la responsabilidad penal de los menores, 4^a ed., Barcelona, 2007.
- Referencia c9: VVAA: Legislación de menores en el siglo XXI: análisis del Derecho comparado. Estudios de Derecho Judicial nº 18. Madrid 2000



Referencia c10: VVAA: Responsabilidad penal de los menores. Aspectos sustantivos y procesales. Cuadernos de Derecho Judicial, Madrid, 2001.

Referencia c11: VVAA: Ley de responsabilidad penal de los menores. Situación actual. Cuadernos de Derecho Judicial, Madrid, 2005, nº 25.

- Referencia c12: Vázquez González, C/ Serrano Tárraga, M. D. (editores): Derecho Penal Juvenil, 2ª ed. Madrid, 2007.

Referencia c13: Abadías Selma, Simon Castellanos, Cámara Arroyo (coord): Tratado sobre delincuencia juvenil y responsabilidad penal del menor. La Ley, 2021.

ADDENDUM COVID-19

This addendum will only be activated if the health situation requires so and with the prior agreement of the Governing Council

PRESENTIAL TEACHING MODEL: No significant changes are foreseen in the teaching methodology, which will be specified at the discretion of each lecturer.

BLENDED TEACHING MODEL: If academic authorities so state, this subject will be adapted to the blended teaching model established by the Faculty of Law, under which students will attend in-person theoretical-practical classes in alternate weeks. To this end, the Secretariat of the Faculty will divide the group into as many subgroups as necessary, and lectures will take place for a subgroup in the classroom at the schedule established for the subject according to the calendar established by the Faculty, whereas the others will attend the class, as a priority, through synchronous VIDEOCONFERENCE. The contents, volume of work and assessment remain in the terms initially foreseen in the academic guide.

NON-PRESENTIAL TEACHING MODEL: If academic authorities declare the change into non-presential teaching, this subject will be taught to all students under the same conditions as those indicated for the distance teaching of the blended system. The contents, volume of work and evaluation remain in the terms initially foreseen in the academic guide.