

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

<b>Code</b>	35207
<b>Name</b>	Civil Law II
<b>Cycle</b>	Grade
<b>ECTS Credits</b>	9.0
<b>Academic year</b>	2018 - 2019

**Study (s)**

<b>Degree</b>	<b>Center</b>	<b>Acad. year</b>	<b>Period</b>
1303 - Degree in Law	Faculty of Law	2	Annual
1921 - D.D. in Business Management Administration-Law	Doubles Studies Faculty of Law - Faculty of Economics	2	Annual
1922 - D.D. in Law-Political and Public Administration Sciences	Faculty of Law	2	Annual
1923 - D.D. in Law-Criminology	Faculty of Law	2	Annual

**Subject-matter**

<b>Degree</b>	<b>Subject-matter</b>	<b>Character</b>
1303 - Degree in Law	10 - Civil law	Obligatory
1921 - D.D. in Business Management Administration-Law	3 - Year 2 compulsory subjects	Obligatory
1922 - D.D. in Law-Political and Public Administration Sciences	3 - Year 2 compulsory subjects	Obligatory
1923 - D.D. in Law-Criminology	3 - Year 2 compulsory subjects	Obligatory

**Coordination**

<b>Name</b>	<b>Department</b>
SAIZ GARCIA, CONCEPCION	50 - Civil Law

**SUMMARY**



The subject "Civil Law II" is mandatory and it is taught in the second degree in Law, during the academic year (first and second semesters). Its teaching among contains 9 ECTS credits (225 hours). The subject is identified with the Book IV of the Civil Code (Obligations and contracts), notwithstanding the application of an increasing number of special Acts,. The subject includes general Theory of Obligations, General Theory of Contract, particular contracts (in particular, sale, , "gift", contracts for use and lease, contract of work, contract services, management contracts, financing and warrant contracts, contracts-on-trials in the litigation, games contract and atypical contracts) and Law od Tort. It is therefore one of the most important areas of Property Law and is the basis on which to settle the acquisition of property rights and the dynamics of economic traffic. Also must take into account the existence of another subjects to complete the matter, such as Consumer Law, Tort Law or the credit warrant, in order to streamline and coordinate the content of this subject.

## PREVIOUS KNOWLEDGE

### Relationship to other subjects of the same degree

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

### Other requirements

No prerequisites are required to study.

## OUTCOMES

### 1303 - Degree in Law

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## LEARNING OUTCOMES

Civil Law II must be oriented to the student obtain the following learning results:

- Know and use appropriately the terminology of the Obligations Law.- To understand the basic concepts of contract law and, in particular contracts.
- To know and use the spanish system of sources of obligations .
- To know in depth the basic aspects of the general theory of obligation.
- To know in depth the basic aspects of general theory of contracts
- To know the typical contracts and modalities, including the general conditions of contracts and the electronic contracts .
- Being able to read and write a contract .
- To know the current state of Community Law of contracts, and the consumer protection and care? you .
- To know the basics aspects of protection consumers in the field of Obligation and Contract Law .
- To know the Tort Law and the differents systems of civil liability



## DESCRIPTION OF CONTENTS

### 1. General Obligation theory

The general theory of obligations necessarily includes the following topics:

- Concept and sources of obligations
- Elements and circumstances dealing with the obligatory relationship
- Compliance of obligations
- The breach of duty
- Defence and guarantees of the the credit right and concurrence of creditors
- Modification and extinguishing of obligations

### 2. Contract general theory

The general theory of contracts necessarily includes the following topics:

- Introduction to Contract Law.
- Essential requirements for the contract
- Formation of contracts
- Interpretation of contracts
- validity and effects of contracts
- nullity and breach of contract

### 3. Contracts

The legally-typified contracts necessarily includes the following topics

- Contract of sale and another contracts to transfer property
- Leases
- The contract for works services



- The contract of Civil Society
- The contract of mandate
- The loan and other financing agreements
- The deposit contract
- Contracts for the settlement of disputes
- The contract of guarantee and other forms for security
- Randoms contracts
- Other contracts

#### 4. Tort Law

The Law of Tort necessarily includes the following topics:

- The tort liability. Concept and elements
- Spanish system of Liability and Liability for vicarious
- Special cases of civil liability

### WORKLOAD

ACTIVITY	Hours	% To be attended
Theoretical and practical classes	90,00	100
Attendance at events and external activities	10,00	0
Study and independent work	90,00	0
Readings supplementary material	35,00	0
<b>TOTAL</b>	<b>225,00</b>	

### TEACHING METHODOLOGY

English version is not available



## EVALUATION

**Composition of the final qualification.-** The final qualification composes of a:

- **30 % OF CONTINUOUS EVALUATION.**
- **70 % OF EVALUATION OF THEORETICAL And PRACTICAL KNOWLEDGES.**

**Activities computable in the continuous evaluation.-** In the **CONTINUOUS EVALUATION** will value the follow-up continued and the preparation of the distinct contents of the programs and will have **LIKE MINIMUM TWO evaluate acts** consistent mainly in the resolution of cases, test-objective proof, individual work or in group, etc..

In any case, each professor reserves the faculty to realize activities of additional continuous evaluation, that will be recorded in the corresponding Annex to the Educational Guide.

**Punctuation of the continuous evaluation.** - In the continuous evaluation will not obtain any punctuation if it does not surpass **AT LEAST THE 40 PERCENT** of the same. In consequence, those that do not arrive to the 40 percent will have zero points of continuous evaluation. It pretends with this improve the work continued of the student.

The continuous evaluation will compute so much in first as in second announcement.

**Modality of the final proof.-** The modality of the **FINAL PROOF** of knowledge's (test, short questions or of development, theoretical or theoretical-practical, oral examination, etc.) will determine by each professor and will communicate to the students with the due advance.

In case of coincidence of examinations, will be able to vary the type of examination concerning the planned with general character (p.And., test, oral, writing).

**ATTENTION! ONLY FOR ASIGNATURAS ANNUAL (CIVILIAN II And CIVILIAN III):**

**Examination partial.-** The existence of partial examination, as well as his scope (liberatory only in first announcement or liberator in first and second announcement), will determine by each professor, that will certify it, in his case, in the Annex to the Educational Guide.

**Need to approve the Final Proof.-** To overcome the course it will be essential to pass the final **PROOF**.

**Qualification in case of have not marked the continuous evaluation.** - Those students that have not participated regularly in the activities that allow the continuous evaluation will be evaluated by the result of the final proof, to which anyway will be able to present the students enrolled. In such supposition, the maximum final qualification that they can obtain these students will be of 7 points on 10.

**Qualification in case of concurred automatic cause of suspense.-** If concurred automatic cause of suspense, according to the criteria of this Educational Guide or of the Annex of each professor, the maximum note that will obtain the student is a 4.



## REFERENCES

### Basic

- F. BLASCO, Instituciones de Derecho Civil. Contratos en particular. Cuasicontratos. Daños, Tirant lo Blanch.
- E. CORDERO y M.J. MARÍN, Derecho de obligaciones y contratos en general. Lecciones de Derecho Civil Tecnos.
- L. DíEZ-PICAZO, Fundamentos del Derecho Civil Patrimonial, vols. I, II, IV y V, Civitas.
- L. DíEZ-PICAZO y A. GULLÓN, Sistema de Derecho Civil, vol. II, Tecnos.
- L. DíEZ-PICAZO y A. GULLÓN, Instituciones de Derecho Civil, vol. II, t. I y II, Tecnos.
- C. MARTÍNEZ DE AGUIRRE y otros, Curso de Derecho civil II, t. I y II, Edisofer.