Commercial Law

Academic Year: (2018 / 2019) **Review date: 17-02-2019**

Department assigned to the subject: Private Law Department

Coordinating teacher: CANDELARIO MACIAS, MARIA ISABEL

Type: Electives ECTS Credits : 6.0

Year : Semester :

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

To make and follow the subject correctly Business Law is necessary to have previous knowledge or introductory civil law heritage.

OBJECTIVES

1) Knowledge-
This knowledge is refered to both theory and practical aspects
This includes:
-To know the requirements to become a sole trader or a partnership.
-To learn the rules to draw up the articles of association
-To learn the legal instruments that govern industrial property rights in connection with companies (patents, trademarks, brands, industry designs, among others) as well the advantages and disadvantages of securities.
-To examine bankruptcy law applicable in the event of corporate insolvency.
2) Skills:
-improving the ability to advise companies
-working individually or in team
-ability to negotiate
3) Attitudes
-Implementation of mandatory law rules related to business corporations
-Flexibility of regulatory commercial law
4) Abilities- Possibility of applying theoretical concepts in real situations: partnership agreement, application for registering in the different types of industrial property, learning to write and fill out the documents related to financial securities; how it file bankcruptcy proceeding request.

DESCRIPTION OF CONTENTS: PROGRAMME

-The concept of commercial law: characteristics, sources and factors that affect it.
-Companies, employers and starts up.
-Legal framework of sole traders and partnerships (requirements)
-legal obligations of employers
-legal tools to protect trading companies
-The theory of trading companies
-General partnerships, general and limited partnership, a joint-stock companies
-Corporations: general theory
-Corporations: bodies and structure changes
-Limited liability Companies.
Introduction to commercial agreements. General theory of commercial purchasing agreement.
-Renewing the commercial agreements: collaboration contracts, financing, transportation and insurance contracts.
,-Introduction to law applicable to currencies and interest rates: letter of exchange, bank checks, promissory notes
-Introduction to bankruptcy law: General Theory, principles, bodies, bankruptcy effects, legal remedies, and types.

LEARNING ACTIVITIES AND METHODOLOGY

Passing the subject will mean that the theoretical concepts have been learnt through master classes, seminars and especifics workshops as well a practical ones (using practical cases, certificates of incorpation, legal actions and judgments).
The subject is made of ETCS. The practical classes and workshops will be up to 40% of ECTS and the theory classes up to 60% of those credists. Anyway, according to the legislation about college degrees. (Implementing higher education European agreements) will be taken in account to set the amounts of student¿s study hours.
Both theory and practice will enable students to know the fundamentals of commercial law. Knowledge required to the future of student¿s careers (business management and administration and activities about the corporate strategy among other related to business world).
Likewise, the knowledge of these subjects is necessary to understand the rest of especialised subjects contained in the degree.

ASSESSMENT SYSTEM

The evaluation will be continous about the competences learnt and based on the following criteria.
-Passing the exam containing exercises and theory
-Participation and classes attendance.
-Continuous evaluation of students, taking in account the participation in class activities, in research assignments (workshops and practices realized)
-The purpose of evaluation is verifying whether the students have fulfilled their learning goals as a whole.
-With the evaluation students will show that they have the skills and knowledge of the subject matter, ability to give opinions, ability to communicate the knowledge acquired in the learning process.
Eventually, the aim is to acquire a professional skills, knowledge and abilities and capacities to work in a team within the corporate legal environment,

Final exam grade: 60
The rest of the evaluation.40

% end-of-term-examination:	60
% of continuous assessment (assigments, laboratory, practicals…):	40

BASIC BIBLIOGRAPHY

- CANDELARIO MACÍAS, Mª.I. LECCIONES DE DERECHO CONCURSAL, TECNOS, 2012