

Academic Year: (2019 / 2020)

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Department assigned to the subject: Criminal Law, Procedural Law and History Law Department

Coordinating teacher: FIODOROVA , ANNA

Type: Electives ECTS Credits : 3.0

Year : 1 Semester : 0

OBJECTIVES

BASIC SKILLS

1. To be able to apply obtained knowledge in solution of problems
2. To be able to integrate knowledge and to handle complexity of formulation of judgments
3. To have the learning skills that enable to continue individual or self-directed studying

GENERAL SKILLS

1. To manage information sources of the civil liability
2. To apply knowledge about civil liability in performance of legal functions
3. To draft high-quality legal reports

SPECIFIC SKILLS

1. To define civil consequences of criminal deeds.
2. To know the evidential sources that allows determining of persons with direct and subsidiary civil responsibility related to crime.
3. To define and to built objective and subjective elements of civil case within the penal process.

DESCRIPTION OF CONTENTS: PROGRAMME

1. LEGAL NATURE OF THE CIVIL LIABILITY

- 1.1. General notions of the civil liability
- 1.2. Civil liability derived from crime

2. DEFINITION OF CIVIL CLAIM WITHIN THE PENAL PROCESS

- 2.1. Objective elements of civil claim within the penal process
- 2.2. Subjective elements of civil claim within the penal process

3. PROCEDURAL REGIME OF CIVIL CLAIM DERIVED FROM THE PENAL PROCESS

- 3.1. General principle of the secundum eventum litis competence
- 3.2. Application of principles of civil process
- 3.3. Action and deduction of the claim

LEARNING ACTIVITIES AND METHODOLOGY

On-line part: presentation of theoretical material, case study and analysis of the case law using presentations, videos and on-line tutorships.

In-person part: seminar with invited speakers, resolution of doubts.

ASSESSMENT SYSTEM

% end-of-term-examination/test:	60
% of continuous assessment (assignments, laboratory, practicals...):	40

Student's work is evaluated both during the on-line phase as well as in-person part of the studies. The grade consists of:

% end-of-term-examination/test:	60
% of continuous assessment (assignments, laboratory, practicals...):	40

ORDINARY CALL

- * Up to 30% - test
- * Up to 30% - case resolution, legal decision or research paper
- * Up to 20% - participation in forums of the subject
- * Up to 20% - assistance and participation in the activities of in-person part related to the subject

EXTRAORDINARY CALL

- * Up to 40% - test
- * Up to 40% - case resolution, legal decision or research paper
- * Up to 20% - assistance and participation in the activities of in-person part related to the subject

BASIC BIBLIOGRAPHY

- Arnaiz Serrano, A. Las partes civiles en el proceso penal, Tirant lo Blanch, 2006
- Granados Pérez, C. Responsabilidad civil ex delicto, 1ª edición, La ley, 2010
- Llera Suárez-Bárcena, E., Landrove Díaz G. La Responsabilidad Civil "Ex Delicto", 6ª edición, Tecnos, 2005
- Molina Blázquez, M.C. La aplicación de las consecuencias jurídicas del delito: estudio práctico, Bosch, 2005
- Quintero Olivares, G., Cavanillas Múgica, S., De Fernández Fustes, M. D. La intervención de la víctima en el proceso penal, Tirant lo Blanch, 2004

ADDITIONAL BIBLIOGRAPHY

- Moreno Martínez, J. A. (coord.) et al. La responsabilidad civil y su problemática actual, Dykinson, 2007
- Navarro Michel, M., Roca Trías, E. Derecho de daños. Textos y materiales, 7ª edición, Tirant lo Blanch, 2016
- Roig Torres, M. La reparación del daño causado por el delito (Aspectos civiles y penales), Tirant lo Blanch, 2011