Information law in the digital context

Academic Year: (2020 / 2021) **Review date: 10/07/2020 16:53:39**

Department assigned to the subject: Public State Law Department

Coordinating teacher: VIDA FERNANDEZ, JOSE

Type: Basic Core ECTS Credits : 6.0

Year : 1 Semester : 1

Branch of knowledge: Social Sciences and Law

OBJECTIVES

1. Understading the legal framework for media professionals.
2. Ability to deal with basic legal concepts related to the fundamental rights of communication, media law and professional regulation.
3. Approach to legal institution and language.

DESCRIPTION OF CONTENTS: PROGRAMME

I. FUNDAMENTAL RIGHTS TO FREEDOM OF EXPRESSION AND INFORMATION
1. Constitutional grounds of the right to freedom of expression and information.
2. Legal sources of Media Law.
3. Fundamental rights to freedom of expression and information.
4. Constitutional guarantees and protection of freedom of expression and information.
5. Limits on the fundamental rights to freedom of expression and information (I): personality rights.
6. Limits on the fundamental rights to freedom of expression and information (II): limits from other constitutional interests.

II. LEGAL FRAMEWORK FOR JOURNALIST
7. Regulation of journalistic activities and professionals.
8. Access to information and sources.

III. LEGAL FRAMEWORK OF TRADITIONAL AND NEW MEDIA
9. The Spanish audiovisual sector within the European context.
10. Regulation of mass media.

IV. INFORMATION LAW
11. Legal framework for media content.
12. Intellectual property.
13. Advertising and Marketing Law.

LEARNING ACTIVITIES AND METHODOLOGY

The learning process is based on a practice-oriented education. Therefore, regular lectures will be supplemented with in-class analysis and discussion of cases and materials, which will facilitate the understanding and application of the legal concepts.

The teaching activities are divided into "lecture type" sessions (for the whole group) and case-oriented sessions or discussion groups (in small rooms). The activities carried out in small groups are subject to the "on-going" or continuing evaluation during the course.

1. In the lecturing sessions, the professor will present the main concepts and ideas, pertaining to each of the units or lessons in which the syllabus is divided.
2. Case-oriented sessions will provide a practical approach to the different topics, through the analysis and discussion of real cases or selected reading materials. In the small groups, the curricular activities might also include "multiple choice" tests or other types of exams, covering a part of the course program. Those activities will be duly announced by the professor in the "Aula Global" website. Sessions will be face-to-face except in case of exceptional measures for those groups designated for online teaching.

Mentoring will be at the time and under the conditions determined by the teacher in Aula Global.

If new extraordinary measures that require online teaching are adopted, the course will continue under the same conditions initially established (same syllabus, methodology, activities, etc.), and the case-oriented sessions (small groups) will go online.

ASSESSMENT SYSTEM

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

The final grade of the course in the ordinary call will be the result of adding up two partial grades: on the one hand, the grade obtained in the activities carried out in the small groups ("on-going evaluation" system) that will represent 40% of the final grade. On the other hand, the grade obtained in the final exam, which will amount to 60% of the final grade.

Missed activities or assignments will be graded with "0". The final grade of the course might be adjusted by the professor (in one point as a maximum), according to the attendance and participation of the student in the different course activities.

The professor may require to get a minimum score in the final exam in order to receive an overall grade in the course (this should be indicated on the "Aula Global" webpage at the beginning of the term). In this case, the final grade will be obtained according to the Law School Faculty Board Resolution of December 16th 2014, available on https://e-archivo.uc3m.es/handle/10016/21141

In the evaluation in the extraordinary call, the students that followed on-going evaluation will have the right to include it in the final grade (whenever it benefits him), and those that did not follow on-going evaluation will take a final exam with a value of a 100 % of the final grade of the course.

The students who do not complete the final examination, either in the regular or in the extraordinary call, will receive a "missed" or "absent" grade in their transcripts.

If new extraordinary measures that require online teaching are adopted, the assessment system will remain in the same terms, but the teacher may adapt the initially scheduled on-going evaluation activities. In this situation, the teacher will determine the conditions for taking an online final exam, which, as far as possible, will remain the same as initially established.

BASIC BIBLIOGRAPHY

- Emilio Guichot Reina Derecho de la Comunicación, Iustel, 2019

- M. Asunción Torres López; J. M. Souvirón Morenilla; M. J. Rozados Oliva Elementos para el estudio del Derecho de la Comunicación, Tecnos, 2015

- Santiago Rodríguez Bajón Manual de Derecho de la Comunicación Audiovisual, Aranzadi-Thomson, 2019

ADDITIONAL BIBLIOGRAPHY

- Andres Boix Palop (dir) Regulación y control sobre contenidos audiovisuales en España, Marcial Pons, 2017

- Cristina Pauner Chulvi Derecho de la Información, Tirant lo Blanch, 2014

- M. Luisa Balaguer Callejón Derecho de la Comunicación, Tecnos, 2013

BASIC ELECTRONIC RESOURCES

- . The Communications Law Bulletin: http://www.camla.org.au/clb

- . Berkeley Technology Law Journal: http://www.btlj.org/

- . Harvard Journal of Law & Technology. : http://jolt.law.harvard.edu

- . International Journal of Communications Law and Policy, : http://www.ijclp.net/blog/?m=200811

- . Yale Journal of Law & Technology. : http://www.yjolt.org/

- Comisión Nacional de los Mercados y la Competencia . Audiovisual - CNMC Blog: https://www.cnmc.es/ambitos-de-actuacion/audiovisual