

Academic Year: (2021 / 2022)

Review date: 02-07-2021

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

Coordinating teacher: HERNANDEZ MOURA, BELEN

Type: Compulsory ECTS Credits : 6.0

Year : 1 Semester : 0

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

It is recommended to have passed the following subjects:

- Introduction to negotiation
- Negotiation process and techniques
- Introduction to mediation
- Techniques for the mediator

OBJECTIVES

CORE COMPETENCES

- Possess and understand knowledge that provides a basis or opportunity to be original in the development and/or application of ideas, often in a research context.
- Students will know how to apply the knowledge acquired and their problem-solving skills in new or unfamiliar environments within broader (or multidisciplinary) contexts related to their area of study.
- Students are able to integrate knowledge and deal with the complexity of making judgements based on information which, being incomplete or limited, includes reflections on the social and ethical responsibilities linked to the application of their knowledge and judgements.
- Students possess the learning skills that will enable them to continue studying in a largely self-directed or autonomous manner.

GENERAL SKILLS

- Students will know how to identify conflict, as well as its specialties and its dynamics.
- Students will learn to detect within the conflict resolution spectrum, what is the most appropriate mechanism to deal with conflicts and how to use it.
- Students will know how to develop a mediation procedure and how to be aware of its principles, aims, characteristics and scope.
- Students will know the limits of mediation, and its uses, at the national and international level.

SPECIFIC SKILLS

- Identify the different conflicts within the family context.
- Manage communication family violence situations.
- Develop skills to manage communication difficulties among members of the socialization group.
- To know how a school mediation program works and how to implement it.
- To be familiar with the legislation on family law and to identify the aspects that a mediation agreement in this field should contain.
- To know and manage the effects of the break-up of the couple on the children.
- To understand and manage intergenerational conflicts.
- To understand the steps and steps to implement a programme of neighbourhood and community mediation.
- To apply the knowledge acquired in case simulation.

LEARNING OUTCOMES

- At the end of the module, the student will have acquired a sufficient theoretical and practical base to be able to face the following modules with due guarantees, already focused on more specialized aspects of mediation and other forms of conflict resolution.
- At the end of the module, the student will have acquired the necessary knowledge about the process of family, neighbourhood or community, school and work mediation, the legislation applicable to them, as well as the different techniques and specific communication tools.

DESCRIPTION OF CONTENTS: PROGRAMME

COMMON TOPICS:

- The conflict and its different treatments
- Suitable conflict resolution methods
- Mediation and its particularities in different areas
- Legal regulation on mediation

SPECIFIC TOPICS:

- Legal regulation of family relations
- Judicial treatment of the family conflict
- Marriage crisis: separation and divorce. Effects of the break up in the personal and economic sphere, as well as in children.
- Conflicts arising in parent-child relations. Guardianship and custody, rebellion and school failure. Mediation in the parental conflicts-subsidaries
- Neighborhood and community mediation programs
- Relationships in the educational community and conflict transformation in the field of education
- School intervention projects

LEARNING ACTIVITIES AND METHODOLOGY

TRAINING ACTIVITIES

- Presentation of the theoretical material, analysis of practical cases, critical reading of scientific texts, individual and/or group practices, individual student work.
- Seminars with invited speakers, practices, resolution of doubts.

TEACHING METHODOLOGIES

- Availability of materials (including audiovisual material) through the Aula Global platform in which the main concepts of the subject are developed and the bibliography is provided to complement the students' learning.
- Resolution of practical cases, tasks, etc. raised by the teacher, individually or in a group.
- Presentation and discussion of topics related to the content of the subject proposed by the teacher and moderated by him/herself.
- Development of individual or team work.
- Critical reading of texts recommended by the professor of the subject: press articles, reports, manuals and/or academic articles, either for later discussion or reflection or to broaden and consolidate the knowledge of the subject.

ASSESSMENT SYSTEM

ORDINARY CALL

- Active participation: 30%
- Individual or group work: 40%
- Test exam: 30%

The percentage corresponding to the final exam will be completed in person by taking an exam, completing an exercise or assignment.

EXTRAORDINARY CALL

- Test:100%

In any case, the absence in the in-class phase of the Master studies prevents obtaining the qualification.

% end-of-term-examination:	30
% of continuous assessment (assignments, laboratory, practicals...):	70

BASIC BIBLIOGRAPHY

- Pérez-Fuentes, M.C. (et al.) La convivencia escolar: un acercamiento multidisciplinar a las nuevas necesidades, Dykinson, 2020
- Amorós, M. Mediació comunitària i gestió alternativa de conflictes a Catalunya. Una guia per la governabilitat, Fundació Jaume Bofill, 2000
- Galtung, J. Paz por medios pacíficos. Paz y conflicto, desarrollo y civilización, Gernika, 2003
- González-Cuéllar Serrano, N. (Dir) Mediación: un método de ? de conflictos, Cóllex, 2010
- Lederach, J.P. El abecé de la paz y los conflictos, Edupaz, 2000

- Martín Muñoz, M.R. La autocomposición de los conflictos laborales. Valoración teórico-práctica de la mediación y el arbitraje en el ámbito de aplicación del ASAC y del acuerdo SERCLA, Nueva revista española de derecho del trabajo, núm. 231, 2020
- Soleto Muñoz, H Mediación y resolución de conflictos: técnicas y ámbitos , Tecnos , 2013
- Álzate Sáez de Heredia, R., Fernández Villanueva I., y Merino Ortiz, C. Desarrollo de la cultura de la paz y la convivencia en el ámbito municipal; La mediación comunitaria, Política y Sociedad, 2013 N°1

ADDITIONAL BIBLIOGRAPHY

- Bosqué Torremorell, C. Guía de Mediación Escolar, Octaedro, 2002
- Carretero Morales, E. La mediación civil y mercantil, Dykinson, 2016
- Fernández, I., Villaoslada, E., Funes, S. El conflicto en el centro escolar. El modelo del alumno ayudante como estrategia de intervención educativa, Catarata, 2002
- Martín Díz, F. La mediación en materia de familia y derecho penal: estudio y análisis, Tórculo, 2011
- Torrego, J.C. Mediación de conflictos en Instituciones Educativas. Manual para formación de mediadores, Narcea, 2000
- W.Johnson, D, y T. Johnson, R. Como reducir la violencia en las escuelas, Paidós, 1999