Compensatory remedies in criminal procedure

Academic Year: (2021 / 2022) **Review date: 13-07-2021**

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

Coordinating teacher: SOLETO MUÑOZ, HELENA

Type: Electives ECTS Credits : 3.0

Year : 1 Semester : 2

OBJECTIVES

The student will be able to identify and delimit the scope and nature of the civil responsibility related to the commission of a criminal act, delimiting the active and passive legitimacy, as well as the singularities of the exercise of a civil claim in a criminal process.

The student will be able to establish a litigation strategy in accordance with the specialties that the separate piece of civil responsibility in the criminal process, taking into account the unique structure of this one.

The student will be able to identify and articulate the civil claim in the special procedural regimes of civil responsibility in the criminal process.

DESCRIPTION OF CONTENTS: PROGRAMME

1. CIVIL ACTION IN THE CRIMINAL PROCEDURE
1.1. Active parts
1.2. Passive parts
1.3. Non-contractual liability as the main content of the civil claim in criminal proceedings
1.3.1. The restitution.
1.3.2. The reparation and compensation of damages
1.4. Other claims of a civil nature deductible in criminal proceedings
2. THE PROCEDURAL REGIME OF CIVIL PRESSURE IN THE CRIMINAL PROCESS
2.1. Competent courts
2.2. Submission to the principles of civil procedural law
2.3. The civil procedure in the criminal process
2.4. Provisional measures
2.5. Criminal absolution and civil process
2.6. The execution
3. PROCEDURAL SPECIALITIES
3.1. Young offenders
3.2. Traffic.
3.3. Legal persons.
3.4. Civil liability for the disabled.
3.5. The confiscation process

LEARNING ACTIVITIES AND METHODOLOGY

The classes will be structured in master sessions and also around the methodology of the case, in which case they will be followed or preceded by explanations and analyzes guided by the teacher.
Individual or group work will be done.
Tutorials will be organized at the request of the student

ASSESSMENT SYSTEM

Participation in class 1 point
Individual or group work 4.5 points
Final exam 4.5 points

% end-of-term-examination:	45
% of continuous assessment (assigments, laboratory, practicals…):	55