Public administration contracting and resources

Academic Year: (2022 / 2023) **Review date: 14-05-2022**

Department assigned to the subject: Public State Law Department

Coordinating teacher: ASIS ROIG, AGUSTIN EUGENIO

Type: Compulsory ECTS Credits : 6.0

Year : 3 Semester : 1

OBJECTIVES

Relating to programme's contents
1.- Identifying and implement rules and legal criteria mandating public authorities' situation and operation under the European and Constitutional law, and the main composition institutions of the general interest and the private interest.
2.- Solving legal problems in public authorities' relationships with public and private operators.
3.- Counselling to Public Administrations, companies, individuals and other organizations in public law matters.
4.- Intervene in administrative and constitutional procedures and processes.
5.- Drafting written documents for constitutional and administrative procedures.

DESCRIPTION OF CONTENTS: PROGRAMME

I. Publica contracts
Lesson 1. The contractual activity of the Public Sector
Lesson 2. Elements of public procurement and preparation of contracts.
Lesson 3. Procedures for procurement and its guarantees.
Lesson 4. Execution and extintion of public sector contracts. Validity rules.
II. Personal means of the Administration.
Lesson 5. Constitutional model of public employment.
Lesson 6. The service relationship: its nature and content. Rights and duties of public employees. Incompatibilities and sanctioning regime.
Lesson 7. Access, development and extinction of the service relationship.
III. Material material of the Administration
Lesson 8. General regime of the material resources of the public Administrations. The public properties.
Lesson 9. Public domain over natural resources: coasts, waters, mountains and mines.
Lesson 10. Public domain of public works and public services: infrastructures
Lesson 11. General regimen of Public propiety.

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. Therefore, 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. These sessions will be taught online through the platform indicated by the teacher.
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" electronic website. The sessions will be taught face to face, except for the groups that online learning has been scheduled.

ASSESSMENT SYSTEM

The final grade of the course 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 ("continuing evaluation" system). This partial grade 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, overall grade.

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 http://e-archivo.uc3m.es/handle/10016/21141#preview.

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 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.
In the event that extraordinary measures are adopted that require distance teaching, the evaluation system will be maintained in the same terms, although the teacher may adapt the activities of the continuous evaluation initially scheduled. In this situation, the teacher will determine the conditions for taking the final exam at a distance, which, as far as possible, will remain the same as originally planned.

· Percentage weight of the Final Exam 60%
· Percentage weight of the rest of the evaluation 40%

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

BASIC BIBLIOGRAPHY

- Luciano Parejo Alfonso Lecciones de Derecho Administrativo, Tirant, 2018