Freedom of conscience and public liberties

Academic Year: (2022 / 2023) **Review date: 20-05-2022**

Department assigned to the subject: International Law, Ecclesiastical Law and Philosophy of Law Department

Coordinating teacher: CELADOR ANGON, OSCAR

Type: Compulsory ECTS Credits : 3.0

Year : 3 Semester : 1

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

no information

OBJECTIVES

This course analyzes the public liberties and constitutional rights and pay special attention to: equality and non discrimination, freedom of conscience, ideology and religion, freedom of expression and information, freedom of education, political rights, freedom of assembly, demonstration and association, right to honor to personal and family intimacy and to the image, and the right to effective judicial protection.
For this purpose, judicial decisions of the Constitutional Court and the European Court of Human Rights will be studied and discussed during the classes.
Students will learn to use constitutional terminology in the related topics, and will acquire the capacity to properly argue in this context.

DESCRIPTION OF CONTENTS: PROGRAMME

1. Freedom of conscience: Concepts and fundamental legal principles
2. Freedom of conscience and protection of personal identity
3. Right to education, freedom of education and academic freedom
4. Right to information, freedom of information and freedom of expression
5. Freedom of conscience and freedom of behavior
6. Religious freedom and legal status of religious groups
7. State ideological and religious neutrality and solidarity.

LEARNING ACTIVITIES AND METHODOLOGY

The course implies practical and theoretical knowledge.
With regard to the teaching method, alongside the traditional theoretical seminars, a good deal of practice sessions shall take place (solution of real conflicts, individually or in groups, analysis of facts) that will let the student apply the knowledge acquired to the problems that he might face in his professional life

ASSESSMENT SYSTEM

To evaluate the practical part (0 to 4 points of the final mark, 40% of final grade) the teacher shall take into account the participation in the class and the making of the cases required. With regard to the theoretical part, the student shall have to take a written exam (0 to 6 points of the final mark, 60% of final grade).
Final rating
The final grade for the course is the sum of previous grades.

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

BASIC BIBLIOGRAPHY

- Luis María Díez-Picazo Sistema de derechos fundamentales, Thomson Civitas.
- D. LLAMAZARES Derecho a la libertad de conciencia, Civitas.

- Francisco Bastida y otros Teoría General de los Derechos Fundamentales en la Constitución Española, Tecnos.

- I. C. IBÁN-L. PRIETO SANCHÍS-A. MOTILLA Manual de Derecho Eclesiástico, Trotta.

- Luis López Guerra, Pablo Pérez Tremps, Miguel Satrústegui, et al Derecho Constitucional Vol I, Tirant lo Blanch.

ADDITIONAL BIBLIOGRAPHY

- Llamazares Calzadilla, María Cruz Ritos, signos e invocaciones. Estado y simbología religiosa, Dykinson, 2015

- Llamazares Calzadilla, María Cruz Las libertades de expresión e información como garantía del pluralismo democrático, Civitas, 1999

- Óscar Celador Angón Reflexiones acerca del ámbito de aplicación de la Ley orgánica de libertad religiosa, Derecho y religión, ISSN 1887-3243, Nº. 15, 2020, págs. 263-274

- Óscar Celador Angón Educación diferenciada y modelo educativo, Anuario de los Cursos de Derechos Humanos de Donostia-San Sebastián: Donostiako Giza Eskubideei Buruzko Ikastaroen Urtekaria, ISSN 2341-0655, Nº 19, 2019