

Academic Year: ( 2023 / 2024 )

Review date: 05-05-2022

Department assigned to the subject: Public State Law Department

Coordinating teacher: VAQUER CABALLERIA, MARCOS

Type: Compulsory ECTS Credits : 5.0

Year : 2 Semester : 1

**REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)**

Basic institutions of Administrative Law

**OBJECTIVES**

1. To know the legal framework of administrative organization, activity and its control
2. To identify the different types of administrative bodies and levels of government present in Spain, as well as their internal organisation.
3. To understand the administrative process and the different administrative procedures
4. To know the judicial review of administrative decisions and the system of administrative appeals.
5. Finding, interpreting and applying legal rules in this field.

**DESCRIPTION OF CONTENTS: PROGRAMME****I. The ORGANIZATION OF SPANISH PUBLIC ADMINISTRATION**

Lesson 1. The legal framework for the organisation of Public Administration.

Lesson 2. Administrative competences and powers.

Lesson 3. Organization of the Executive Branch at national and regional level.

Lesson 4. Local Government bodies.

Lesson 5. Agencies and other governmental bodies.

**II. ADMINISTRATIVE ACTIVITY: ADJUDICATION**

Lesson 6. The administrative procedure (I): definition, legal framework and elements

Lesson 7. The administrative procedure (II): procedural stages and the duty to adjudicate

Lesson 8. Administrative adjudication and decisions: concepts, types and elements

Lesson 9. Adjudications (II): validity, effectiveness and enforcement

Lesson 10. Administrative appeals.

**III. JUDICIAL REVIEW OF ADMINISTRATIVE ACTION**

Lesson 11. General and introductory aspects

Lesson 12. First instance regular judicial proceedings. Appeals proceedings. The enforcement of rulings

**LEARNING ACTIVITIES AND METHODOLOGY**

The learning process is based on a practice-oriented education. Therefore, regular lectures will be supplemented with the 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 (in large group) and case-oriented sessions (in small groups). The activities carried out in small groups is called ¿continuous assessment¿ (evaluación continua)

1. In the lecturing sessions, the professor will present the general concepts and ideas, the main tools and instruments for the protection of the environment.
2. Case-oriented sessions will provide a practical approach to the different topics, by 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.

**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.

<b>% end-of-term-examination:</b>	60
<b>% of continuous assessment (assignments, laboratory, practicals...):</b>	40

#### BASIC BIBLIOGRAPHY

- Luciano Parejo Alfonso Lecciones de Derecho Administrativo (10ª ed.), Tirant lo Blanch, 2020

#### ADDITIONAL BIBLIOGRAPHY

- Eduardo García de Enterría; Tomás Ramón Fernández Curso de Derecho Administrativo, Vols I y II, Thomson-Civitas, 2015
- José Ramón Parada Vázquez Derecho Administrativo, Dykinson, 2019

#### BASIC ELECTRONIC RESOURCES

- Vaquer / Monjas / Cambor . Organización y actividad de las Administraciones Públicas (2ª ed., 2016): <http://ocw.uc3m.es/derecho-administrativo/organizacion-y-actividad-de-las-administraciones>