

Academic Year: (2023 / 2024)

Review date: 28-04-2023

Department assigned to the subject: Private Law Department

Coordinating teacher: SANTOS MORON, MARIA JOSE

Type: Electives ECTS Credits : 6.0

Year : 1 Semester : 2

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

Prior knowledge is not needed aside from the Master's Degree general requirements (in accordance with the UNED requirements and current legislation).

OBJECTIVES

1. Understanding of the importance of foundations and associations in cultural life
2. Capacity to use this kind of entities as tools for enabling the participation of citizens in cultural life
3. Knowledge of the differences between the constitutional rights of foundation and association
4. Knowledge of the legal rules on foundations and associations
5. Capacity to discover new needs, challenges and topics for future research.

DESCRIPTION OF CONTENTS: PROGRAMME

- Legal rules on associations (LO 1/2002) focusing in matters related to its participation in cultural life.
- Legal rules on foundations (LEY 41/2002), focusing in the use of this entities as tool for achieving general interest goals.

LEARNING ACTIVITIES AND METHODOLOGY

ACTIVITIES, METHODOLOGY, TUTORING

Distance learning methodology that combines the use of virtual campus, virtual tutorial and videoconferences when possible.

Students are in contact with the Master's Coordinators through newsletters, telephone and e-mail.

ASSESSMENT SYSTEM

Task about legal documentation (10%)
 Class attendance, additional task and/or Seminar attendance (10%)
 Written essay (80%)

The regular call and the extraordinary call will follow the same assessment system.

% end-of-term-examination:	0
% of continuous assessment (assignments, laboratory, practicals...):	100

BASIC BIBLIOGRAPHY

- BELUCHE RINCÓN "Asociación y actividad económica", Revista de Derecho de Sociedades, nº 26, 2006
- null Anuario de Derecho de Fundaciones, Anuario de Derecho de Fundaciones, 2009 y 2010
- BILBAO UBILLOS Libertad de asociación y derechos de los socios, Valladolid, 1997
- CAFFARENA LAPORTA, J. en VVAA, Comentarios a las Leyes de Fundaciones y de Mecenazgo, Madrid, 2005
- CAFFARENA LAPORTA, J. "El régimen jurídico de las fundaciones: estudio para su reforma", Madrid, 1992
- CAFFARENA LAPORTA, J. "Las fundaciones: fines de interés general, beneficiarios y cláusulas de reversión", A.D.F., págs. 29-58, 2009

- DE SALAS MURILLO Las asociaciones sin ánimo de lucro en el Derecho español, Centro de Estudios Registrales, 1999
- De LORENZO Tratado de fundaciones, Aranzadi, 2010
- GONZALEZ PÉREZ/FERNÁNDEZ FARRERES Derecho de asociación. Comentario a la LO 1/02 de 22 de marzo, Madrid, 2002
- MORILLO El proceso de creación de una fundación, Madrid, 2003
- PIÑAR y REAL Derecho de fundaciones y voluntad del fundador, Madrid, 2000
- PRIEGO V.de, El negocio fundacional y la adquisición de personalidad jurídica de las fundaciones, Madrid, 2004
- SALVADOR CODERCH, VON MUCH, FERRER I RIBA Asociaciones, derechos fundamentales y autonomía privada, Cívitas, 1997
- SANTOS MORÓN ¿Es la asociación una fórmula adecuada de estructuración de entidades público-privadas?, en EMBID / EMPARANZA (dir.), El gobierno y la gestión de las entidades no lucrativas público-privadas, , Madrid, 2012
- VVAA Comentarios a las Leyes de Fundaciones y Mecenazgo, Madrid, 2005

BASIC ELECTRONIC RESOURCES

- IICC . Portal Iberoamericano de Derecho de la Cultura: //: www.derechodelacultura.org