

Academic Year: (2023 / 2024)

Review date: 15-04-2023

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

Coordinating teacher: CELADOR ANGON, OSCAR

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. The student understands as ownership of religious property raises specific legal debates.
2. The student will know the dual conception of religious cultural assets: as goods for worship and as assets to contribute to the fulfillment of the right to culture of citizens.
3. The student will be able to understand the different legislative and judicial powers to different authorities on religious property.
4. The student will know the rules of origin practice, agreed between the civil and ecclesiastical authorities, in order to try to harmonize the different interests to protect
5. The student will know the state of the art in research and methodological procedures in the field and discover needs, challenges and issues for future research

DESCRIPTION OF CONTENTS: PROGRAMME

The religious cultural heritage.
Preliminary concepts.
International protection of religious heritage.
The legal regime designed by the Spanish system: The Spanish Constitution. Early reporting system-state relations religious confessions.
State regulation of the cultural property of religious interest.
Agreements between the Spanish State and religious confessions.
The agreement with the Holy See and its practical development.
The cooperation agreements with the Evangelical, Jewish and Muslim faiths.
The Spanish Historical Heritage Act 1985.
The autonomic regulation of cultural property of religious interest.

LEARNING ACTIVITIES AND METHODOLOGY

The Master is developed according to the methodology of distance learning, using for this purpose platforms and experiences of the UNED.

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.

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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

- Celador Angón, Oscar Reflexiones acerca del ámbito de aplicación de la Ley orgánica de libertad religiosa, Derecho y religión, ISSN 1887-3243, Nº. 15, 2020 (Ejemplar dedicado a: 40 aniversario de la Ley Orgánica de Libertad Religiosa), págs. 263-274, 2020
- Celador Angón, Oscar Libertad religiosa en la era Covid-19, Derecho y pandemia desde una perspectiva global / coord. por Agustín Andrades Navarro; Manuel Espejo Lerdo de Tejada (dir.), Javier García Oliva (dir.), Javier Martínez Cruz (dir.), Juan Pablo Murga Fernández (dir.), 2021, ISBN 978-84-1390-584-6, págs. 151-167, 2021
- Celador Angón, Oscar El principio de neutralidad religiosa en las instituciones públicas en Estados Unidos, en Modelos de neutralidad religiosa del Estado: experiencias comparadas / coord. por Benito Aláez Corral, Sergio Díaz Rendón, 2021, ISBN 978-84-1378-138-9, Tirant lo Blanch págs. 201-252, Tirant lo Blanch , 2021
- Celador Angón, Oscar Régimen jurídico del personal no religioso de las organizaciones con fines religiosos que realiza tareas neutras/ María Adoración Castro Jover (dir.), 2019, ISBN 978-84-1346-483-1, págs. 157-191, Aranzadi, 2019
- Celador Angón, Oscar Artículo 16.3 Comentario a la Constitución Española: 40 aniversario 1978-2018 : Libro-homenaje a Luis López Guerra / coord. por Carmen Montesinos Padilla; Pablo Pérez Tremps (dir.), Alejandro Sáiz Arnaiz (dir.), Vol. 1, 2018 (Tomo I (Preámbulo a artículo 96)), ISBN 978-84-9190-789-3, págs. 379-388, Tirant lo Blanch , 2018
- Celador Angón, Oscar Libertad ideológica, religiosa y de culto Derechos humanos y constitución / coord. por Javier de Lucas Martín, José Manuel Rodríguez Uribes, 2018, ISBN 978-84-9190-714-5, págs. 449-467, Tirant lo Blanch , 2018
- TEJON SANCHEZ, Raquel Confesiones religiosas y patrimonio cultural, Ministerio de Justicia, 2008

ADDITIONAL BIBLIOGRAPHY

- CORRAL SALVADOR, Carlos y ALDANONDO SALAVERRIA, I. (dir.) Código del Patrimonio Cultural de la Iglesia, Edice, 2001
- GONZALEZ MORENO, Beatriz Estado de cultura, derechos culturales y libertad religiosa, Civitas, 2003
- LLAMAZARES FERNÁNDEZ, Dionisio Derecho de la libertad de conciencia I. Libertad de conciencia y laicidad, Civitas, 2007
- MOTILLA DE LA CALLE, Agustín Régimen jurídico de los bienes histórico-artísticos de la Iglesia católica, Eurolex, 1995
- PRESAS BARROSA, Concepción El patrimonio histórico eclesiástico en el Derecho español, Universidad de Santiago de Compostela, 1994
- VIDAL GALLARDO, Mercedes Bienes culturales y libertad de conciencia en el Derecho Eclesiástico del Estado, Secretariado de Publicaciones de la Universidad de Valladolid, 1999
- Óscar Celador Angón Personalidad jurídica y capacidad de obrar de las organizaciones con fines religiosos en el ordenamiento jurídico inglés, Laicidad y libertades: escritos jurídicos, ISSN 1696-6937, Nº. 18, 2018

BASIC ELECTRONIC RESOURCES

- IICC . Portal Iberoamericano de Derecho de la Cultura: [//www.derechodelacultura.org](http://www.derechodelacultura.org)