

Academic Year: ( 2023 / 2024 )

Review date: 24-04-2023

Department assigned to the subject: Social and Private International Law Department

Coordinating teacher: RODRIGUEZ RODRIGO, JULIANA

Type: Compulsory ECTS Credits : 6.0

Year : 1 Semester : 1

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

International Private Law  
Civil Law

**OBJECTIVES****BASIC SKILLS**

CB6 Possess and acquire knowledge that provides a basis or opportunity to be original in the development and/or application of ideas, often in a research context.

CB7 Make the students able to apply the knowledge acquired, and their ability to solve problems in environments that are new or little known within broader contexts (or multidisciplinary) related to their field of study.

CB8 Make the students able to integrate knowledge and face the complexity of exercising judgment from information that, being incomplete or limited, includes reflections over the social and ethical responsibilities linked to the application of their knowledge and judgments.

CB9 Make the students capable to communicate their conclusions and the knowledge and ultimate reasons that support those conclusions, to a public that may be specialized or non-specialized in a clear and unambiguous manner.

CB10 Make the students possess the learning skills that allow them to continue studying in a way that will, to a great extent, have to be self-directed and autonomous.

**GENERAL SKILLS**

CG1 Understanding the importance of civil liability as a sector of law with its own entity

CG2 Learn to identify civil liability relationships and learn about their legal treatment

CG3 Perceive the unitary character of civil liability and the necessary multidisciplinary view of the legal problems it poses

CG4 Knowing the legal regime of civil responsibility from different perspectives of the Law, not only national, also from the international discipline

CG5 Learning to identify the legal problem and give a solution to it

CG6 Issue critical judgments on legal issues related to civil liability.

CG7 Apply legal analysis methods that allow the student to be able to study and synthesize the information received.

**SPECIFIC COMPETENCES**

CE1, CE5, CE10, EC11

CE1 Understand the treatment of civil liability from the standpoint of private law

CE5 Identify the competent bodies, the applicable legislation and the possible recognition or enforcement of the resolutions issued in cases of international civil liability

CE10 Analyze the different treatments of civil liability, its problems and its solutions.

CE11 Understand the assumptions of civil liability from a global perspective, as a whole, with legal problems arising from the different branches of law.

**LEARNING OUTCOMES:**

The overcoming of the subject supposes for the students to know to solve real cases relative to claims of responsibility in international relationships. In the subject the professor will explain the methodology to study and analyze a practical case of civil liability and the way of solving it. Therefore, the student

must be able to identify the relevant facts of the case, in order to be able to determine the competent court before which to claim, and must know in advance the law that this judicial body will apply to resolve the case. Also, the student will know the mechanisms of action that provide by the legislation to respond to the behavior of the other party in the litigation.

#### DESCRIPTION OF CONTENTS: PROGRAMME

1. International civil liability claims
2. International judicial competence: Regulation Brussels I-bis
3. Applicable law: Regulation Rome II
4. Recognition and execution of judgements: Regulation Brussels I-bis

#### LEARNING ACTIVITIES AND METHODOLOGY

##### TEACHING ACTIVITIES BY MATTER

- AF1 Lecture
- AF2 Practice/case
- AF5 Tutorials
- AF6 Group work
- AF7 Students' individual work

##### TEACHING METHODS

- MD1 Explications with support of computer and audiovisual media, in which the main concepts of the subject will be developed and the bibliography will be provided to complement the students' learning.
- MD2 Reading of texts recommended by the professor of the subject: judgments and resolutions, articles of press, reports, manuals and / or academic articles, for later discussion in class, or to expand and consolidate the knowledge of the subject.
- MD3 Resolution of practical cases, problems, etc., individually or in groups
- MD4 Exposition and discussion in class, under the moderation of the professor, of related subjects, as well as of practical cases
- MD5 Elaboration of works and reports individually or in groups

#### ASSESSMENT SYSTEM

The assessment system will be so:

- 1) Participation in class: 10%
- 2) Individually or in groups works: 30%
- 3) Final exam: 60%

In the extraordinary exam, the same evaluation system will be followed, keeping the continuous evaluation mark.

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

#### BASIC BIBLIOGRAPHY

- A.L. Calvo Caravaca/J. Carrascosa González (dirs.) Tratado de Derecho Internacional Privado, Tirant Lo Blanch, Valencia, 2022

#### BASIC ELECTRONIC RESOURCES

- Javier Carrascosa González . DIP ACCURSIO: <http://www.accursio.com>
- Área de Derecho Internacional Privado de la Universidad Carlos III de Madrid . Revista Cuadernos de Derecho Transnacional: <http://www.uc3m.es/cdt>