

Academic Year: ( 2023 / 2024 )

Review date: 27-04-2023

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

Coordinating teacher: CASTELLANOS RUIZ, ESPERANZA

Type: Electives ECTS Credits : 6.0

Year : 1 Semester : 2

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

- Prior knowledge is not needed.

## OBJECTIVES

### BASIC SKILLS

- CB6 Ability to provide a basis or opportunity to be original in the development and/or application of ideas, often in a research context
- CB7 Know how to apply acquired knowledge and problem-solving skills in new or little-known environments within broader (or multidisciplinary) contexts related to the area of ¿¿ study
- CB8 Integrate knowledge and face the complexity of making judgments based on information that, incomplete or limited, includes reflections on social and ethical responsibilities related to the application of knowledge and judgments
- CB9 Know how to communicate conclusions and knowledge and reasons that support them to specialized and non-specialized audiences in a clear and unambiguous way
- CB10 Develop learning skills that allow to continue studying in a way that will be largely self-directed or autonomous.

### GENERAL COMPETENCES

- CG1 Understand 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 Know the legal regime of civil responsibility from different perspectives of the Law, not only national, also from the international discipline
- CG5 Learn to identify the legal problem and give a solution to it
- CG6 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, CE11

- 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

Know to solve real cases related to claims of responsibility in international contexts. The teacher will explain the methodology to study and to analyze a practical case of civil liability and the way to solve 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 to file the claim, and the student must know in advance the law that this judicial body will apply to resolve the case. In addition, the student will also know the mechanisms of action.

## DESCRIPTION OF CONTENTS: PROGRAMME

International civil liability in special cases

- Road traffic accidents
- Environmental damage
- Product liability
- Infringement of intellectual property rights
- Internet:
  - a) Adverse effect on personal data
  - b) Adverse effect on personality rights

## LEARNING ACTIVITIES AND METHODOLOGY

### TRAINING ACTIVITIES

- AF1 Theoretical class
- AF2 Practical classes
- AF5 Tutorials
- AF6 Group work
- AF7 Individual student work

Code	Hours (global)	Hours (class attendance)	%
AF1	60	60	100%
AF2	45	45	100%
AF5	15	15	100%
AF6	55	0	0%
AF7	200	0	0%
TOTAL	375	120	32%

### TEACHING METHODS

- MD1 Presentations in class with support of computer and audiovisual media, in which the main concepts of the subject are developed and the bibliography is provided to complement the students' learning.
- MD2 Critical reading of texts recommended by the teacher: Sentences and resolutions, press articles, reports, manuals and / or academic articles, or for later discussion in class, or to expand and consolidate the knowledge of the subject.
- MD3 Resolution of practical cases, problems, etc., raised by the teacher individually or in a group
- MD4 Exposition and discussion in class, under the moderation of the teacher of subjects related to the content of the subject, as well as of practical cases
- MD5 Preparation of individual and group work and reports

## ASSESSMENT SYSTEM

### EVALUATION SYSTEM

- SE1 Class participation
- SE2 Individual or group work done during the course
- SE3 Final exam

Evaluation system	Minimum Weighting (%)	Maximum Weighting (%)
SE1	10%	20%
SE2	40%	45%
SE3	40%	45%

<b>% end-of-term-examination:</b>	<b>45</b>
<b>% of continuous assessment (assignments, laboratory, practicals...):</b>	<b>55</b>

## BASIC BIBLIOGRAPHY

- A. L. Calvo Caravaca / J. Carrascosa González Las obligaciones extracontractuales en Derecho internacional Privado, Comares, 2008 (Tercera parte, pp. 143 y ss.)
- C. M. Caamiña Domínguez Los contratos de seguro del art. 7 del Reglamento Roma I, Cuadernos de Derecho Transnacional. CDT, Vol. 1, nº 2, 2009, disponible en <http://e-revistas.uc3m.es/index.php/CDT/article/view/77>
- D. Moura Vicente Principios sobre conflictos de leyes en materia de Propiedad Intelectual, Cuadernos de Derecho Transnacional. CDT, Vol. 3, nº1, 2011, disponible en <http://e-revistas.uc3m.es/index>.

php/CDT/article/view/1064

- I. Lorente Martínez Lugar del hecho dañoso y obligaciones extracontractuales. La sentencia del TJUE de 25 octubre 2011 y el coste de la litigación internacional en Internet, Cuadernos de Derecho Transnacional. CDT, Vol. 4, nº 1, 2012, disponible en <http://e-revistas.uc3m.es/index.php/CDT/article/view/1474>

- M. Herranz Ballesteros Conflicto de jurisdicciones y declinación de la competencia: los asuntos Honeywell y Spanair, Cuadernos de Derecho Transnacional. CDT, Vol. 5, nº 2, 2013, disponible en <http://e-revistas.uc3m.es/index.php/CDT/article/view/1826/865>

#### BASIC ELECTRONIC RESOURCES

- . Revista Cuadernos de Derecho Transnacional. CDT: <http://e-revistas.uc3m.es/index.php/CDT>
- . Conferencia de La Haya de Derecho Internacional Privado: <http://www.hcch.net/es/about>
- . EUR-Lex: <http://eur-lex.europa.eu/homepage.html?locale=es>