

Academic Year: (2023 / 2024)

Review date: 19-05-2023

Department assigned to the subject: Criminal Law, Procedural Law and History Law Department

Coordinating teacher: JULLIEN DE ASIS, JESSICA LAURA

Type: Compulsory ECTS Credits : 3.0

Year : 1 Semester : 2

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

It is recommended to have completed:

- Introduction to mediation
- Techniques for mediators
- Introduction to negotiation
- Negotiation processes and techniques

OBJECTIVES

The objective of the subject is to provide advanced knowledge on the management of other forms of conflict resolution that allow a committed and more constructive exercise of the legal framework, in addition to a better adaptation of the tool to the conflict raised. It provides knowledge when designing a conflict resolution system and agile handling of the specificities of the subject.

DESCRIPTION OF CONTENTS: PROGRAMME

- Collaborative Law: concept, origins and current situation
- How to impulse a committed and constructive practice of Law, which generates peace and brings along new values in society
- Appreciative dialogue
- Restorative circles
- Facilitation
- Expert evaluation
- Hybrids: med-arb, arb-med...

LEARNING ACTIVITIES AND METHODOLOGY

TRAINING ACTIVITIES

- Synchronous/asynchronous online theory class
- Practical classes online synchronous/asynchronous
- Synchronous/asynchronous online theoretical/practical classes
- Synchronous online tutorials
- Individual student work
- Synchronous/asynchronous online evaluation tests

TEACHING METHODOLOGIES

- Presentations in class by the professor with the 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.
- Role Play
- Resolution of practical cases, problems, etc. posed by the teacher individually or in groups.
- Presentation and discussion in class, under the moderation of the professor of topics related to the content of the subject, under the moderation of the profesor related to the content of the subject, as well as case studies.
- Critical reading of texts recommended by the professor of the subject: Press articles, reports, manuals and/or academic articles, either for later discussion in class, or to expand and consolidate the knowledge of the subject.

ASSESSMENT SYSTEM

ORDINARY

- Participation in synchronous online class 30%
- Trabajos individuales o en grupo realizados durante el curso de manera online síncrona o asíncrona: 40%

- Synchronous online final exam: 30%

EXTRAORDINARY

- Objective tests 100%

% end-of-term-examination:	30
% of continuous assessment (assignments, laboratory, practicals...):	70

BASIC BIBLIOGRAPHY

- CEDEÑO, E. MEDIACIÓN COMUNITARIA: TEORÍA DEL CONFLICTO, Revista Derecho. P.R, 2009
- Lederach, J.P. El abecé de la paz y los conflictos. Educación para la paz, Catarata (Madrid), 2013
- Madrid Liras, S. Entrevista motivacional, Revista de Mediación 7, 2014 nº 1
- Rodríguez Fernández, G. Diálogos apreciativos. El socioconstruccionismo en acción, Dykinson , 2008
- SOLETO MUÑOZ, H. MECANISMOS ALTERNATIVOS DE SOLUCIÓN DE CONFLICTOS EN JUSTICIA COMUNITARIA EN AMÉRICA LATINA, EUROSOCIAL II, 2013
- SOLETO MUÑOZ, H. EL ABOGADO COLABORATIVO, TECNOS, 2017
- SOLETO MUÑOZ, H. y RUIZ LÓPEZ C. Anuario de Mediación y solución de conflictos. "Elementos esenciales del derecho colaborativo", Reus, 2016. Nº3

ADDITIONAL BIBLIOGRAPHY

- Alzate Sáez de Heredia, R.; Merino Ortiz, C. Open Space: calidad e innovación en los procesos de mediación, en San Luís, E., Aportaciones de la mediación en el marco de la prevención, gestión y solución de conflictos familiares. , Comares, 2012
- Brown, J.; Isaacs, D. World Café: el Nuevo paradigma de comunicación organizacional, Compañía Editorial Continental, 2006
- Coser, L. Nuevos aportes a la teoría del conflicto social, Amorrortu, 1970
- Curle, A. Conflictividad y pacificación, Heder, 1978
- Fisas Armengol, V. Cultura de paz y gestión de conflictos, Icaria (Barcelona), 1994
- Galtung, J. Paz por medios pacíficos. Paz y conflicto, desarrollo y civilización, Gernika Gogoratuz (Bilbao), 2003
- Galtung, J. Paz por medios pacíficos. Paz y conflicto, desarrollo y civilización, Gernika Gogoratuz, 2003
- González-Cuellar Serrano, N. (dir) Mediación: un método de ? de conflictos, Cóllex, 2010
- Valls Rius, A. Gestión Cooperativa de Conflictos: MedArb y otras figuras posibles, en González-Cuellar Serrano, N. (dir.), Mediación: un método de solución de conflictos. Estudio interdisciplinar, Colex, 2010

BASIC ELECTRONIC RESOURCES

- Soleto Muñoz, H. . El Derecho Colaborativo como nueva forma de ejercicio:
<https://dialnet.unirioja.es/servlet/articulo?codigo=4534460>
- Soleto Muñoz, H. . La nueva normativa de mediación y la oportunidad de impulsar una práctica colaborativa del Derecho: http://e-archivo.uc3m.es/bitstream/handle/10016/18353/nueva_soleto_NSX_2012.pdf?sequence=1