

Administrative Law

Academic Year: (2023 / 2024)

Review date: 27-04-2023

Department assigned to the subject: Public State Law Department

Coordinating teacher: SERNA BILBAO, MARIA NIEVES DE LA

Type: Compulsory ECTS Credits : 6.0

Year : 2 Semester : 2

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

Those required by the Degree

OBJECTIVES

1. Identifying and applying the law governing public administration bodies, and its constitutional context, as well as the main institutions that balance the public and private interests, that is: administrative sanctions, expropriation and governmental liability.
2. Understanding the legal framework governing the organization of Public Administration, its activity and the different forms of control of administrative action.
3. Getting a sector-based knowledge of the legal instruments and the regulatory tools included in the different courses included in the Administrative Law curriculum.
4. Dealing with Administrative Law laws and regulations: finding, interpreting and applying the legal rules in this field.
5. Getting the ability to abstract thinking and understanding the legal concepts pertaining to governmental agencies, and applying them to real cases.

DESCRIPTION OF CONTENTS: PROGRAMME

- I. AN APPROACH TO ADMINISTRATIVE LAW. PUBLIC ADMINISTRATIONS AND THE RULE OF LAW
- II. THE ORGANIZATION OF PUBLIC ADMINISTRATION AND THE ADMINISTRATIVE ACTION
- III. THE ACTIVITY OF PUBLIC ADMINISTRATION
- IV. PUBLIC PROCUREMENT
- V. THE JUDICIAL CONTROL OF ADMINISTRATIVE ACTION
- VI. BALANCING THE PUBLIC AND PRIVATE INTERESTS
- VII. THE HUMAN RESOURCES OF PUBLIC ADMINISTRATION: THE CIVIL SERVICE.

LEARNING ACTIVITIES AND METHODOLOGY

Training activities, methodology to be used and tutoring regime

The continuous assessment system is based on a practice-oriented teaching that aims to reinforce the learning of the theory through direct experience in cases that should facilitate the understanding and management of its content.

The academic activities are divided into Master Lessons (large group) and Practice Sessions (small groups).

1. Lectures (Large Groups), in which the general lines of the subject matter of the corresponding topic will be presented. These sessions will be taught remotely through the platform indicated by the teacher.
2. Practical Sessions (Small Groups), in which specific activities are developed through which a practical vision of the content of the topics will be offered. The activities to be carried out will consist of solving practical exercises, as well as, where appropriate, other control activities such as searching and reading the bibliography or relevant sentences and tests or surprise questions to check the level of knowledge on the topics. These activities will be duly specified in Aula Global by the corresponding teacher.

The tutorials will take place at the time and under the conditions determined by the teacher in Aula Global.

ASSESSMENT SYSTEM

The global evaluation of the subject in the ordinary call will be carried out based on the weighting of the marks obtained in the continuous evaluation activities, which is equivalent to 40% of the final grade. The final exam grade is equivalent to the remaining 60%.

Activities not carried out during the continuous evaluation will be rated with a 0. The final grade obtained may be adjusted by the teacher (up to a maximum of one point) depending on participation and class interventions.

Each teacher may require a minimum grade in the final exam in their group to carry out the global assessment, provided that it is expressly indicated at the beginning of the term, through Aula Global or any other means. In this case, the final grade will be the one to apply according to the agreement of the Board of the Faculty of Social and Legal Sciences of December 16, 2014, available at the link <https://e-archivo.uc3m.es/handle/10016/21141>

The evaluation in the extraordinary call, if the student followed continuous evaluation, he will have the right to be taken into account the grade of the same (whenever it benefits him), and if he did not follow it, he will have the right to take a final exam with a value of 100 % of the total grade of the subject.

Students who do not take the final exam, either in the ordinary or extraordinary call, will appear as not presented.

In the event that extraordinary measures are adopted that require distance teaching, the evaluation system will be maintained in the same terms, although the teacher may adapt the activities of the continuous evaluation initially scheduled. In this situation, the teacher will determine the conditions for taking the final exam at a distance, which, as far as possible, will remain the same as originally planned.

- Percentage weight of the Final Exam 60%
- Percentage weight of the rest of the evaluation 40%

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

BASIC BIBLIOGRAPHY

- Luciano Parejo Alfonso Lecciones de Derecho Administrativo, Tirant lo Blanch, 2020
- Luciano Parejo Alfonso Lecciones de Derecho Administrativo, Tirant lo Blanch, 2022
- Tomás de la Quadra-Salcedo; José Vida Fernández, José Luis Peñaranda Derecho Administrativo para Grado, Opencourseware, <http://ocw.uc3m.es/derecho-administrativo/organizacion-actividad-aapp> .

ADDITIONAL BIBLIOGRAPHY

- DARNACULLETA I GARDELLA, M. M., El Derecho Administrativo Global ¿Un nuevo concepto clave del Derecho Administrativo?, Revista de Administración Pública, núm. 199. Págs. 11-50, 2016
- DARNACULLETA i GARDELLA, M. M., ESTEVE PARDO, J., INDRA SPEICHER geb. DÖHMANN (Directores), Estrategias del Derecho ante la incertidumbre y la globalización. , Marcial Pons, 2015

BASIC ELECTRONIC RESOURCES

- Administración pública española y Derecho internacional público en la nueva Ley de Tratados. . RODRÍGUEZ DE SANTIAGO, J. M. : <https://almacendederecho.org/administracion-publica-espanola-y-derecho-internacional-publico-en-la-nueva-ley-de-tratados-y-otros-acuerdos-internacionales-de-2014/>
- Administración pública española y Derecho internacional público en la nueva Ley de Tratados. . RODRÍGUEZ DE SANTIAGO, J. M.: <https://almacendederecho.org/administracion-publica-espanola-y-derecho-internacional-publico-en-la-nueva-ley-de-tratados-y-otros-acuerdos-internacionales-de-2014/>
- GONZÁLEZ GARCÍA, JULIO . Blog de Derecho y Política : <https://www.globalpoliticsandlaw.com/>