

Teaching guide

IDENTIFICATION DETAILS

Degree:	Criminology		
Scope	Law and legal specialties		
Faculty/School:	Law, Business and Government		
Course:	LEGAL SYSTEM: SOURCES OF LAW AND FUNDAMENTAL RIGHTS		
Type:	Basic Training	ECTS credits:	6
Year:	1	Code:	6110
Teaching period:	First semester		
Subject:	straight		
Module:	Basic and General Training		
Teaching type:	Classroom-based		
Language:	Spanish		
Total number of student study hours:	150		

SUBJECT DESCRIPTION

This subject is analogous to what is called Political Law in the law degree and occupies a key position in the teaching of Law. It is called Legal Organization, Sources and Fundamental Rights, and its study will essentially focus on the study of the Spanish Constitution of 1978. The Constitution is the basis of the legal system, a fundamental norm with axiological and organizational content that, as a rule of norms and the main source of our legal system, affects both public law and private law. This course studies the concept of the legal system and its essential notes, the sources of law, the political and democratic system that regulates the Constitution, the organization of our state and its constitutional bodies: Crown, Courts, Government, Judicial Power and Constitutional Court. Finally, a very important part will develop the study of the constitutional treatment of fundamental rights and public freedoms.

GOAL

It is intended that, by the end of the course, students have achieved sufficient knowledge to be able to analyze the evolution and consolidation of our constitutional system, the system of sources of law, and the system of fundamental rights and public liberties.

PRIOR KNOWLEDGE

Prior knowledge is not necessary.

COURSE SYLLABUS

BLOCK I. LEGAL-CONSTITUTIONAL ORGANIZATION. TOPIC 1. THE CROWN. TOPIC 2. THE GENERAL COURTS. TOPIC 3. THE GOVERNMENT. TOPIC 4. THE JUDICIARY. TOPIC 5. THE CONSTITUTIONAL COURT.

BLOCK II. GENERAL THEORY OF THE SOURCES OF LAW. TOPIC 6. THE LEGAL SYSTEM. THE LEGAL NORM. THE CONSTITUTION AS A SOURCE OF LAW. PARLIAMENTARY PRODUCTION LAWS. GOVERNMENT REGULATIONS WITH THE RANK OF LAW. TOPIC 7. INTERNATIONAL TREATIES. THE LAW OF THE EUROPEAN UNION. REGULATIONS AND CASE LAW.

BLOCK III.- GENERAL THEORY OF FUNDAMENTAL RIGHTS. TOPIC 8. FUNDAMENTAL RIGHTS AND PUBLIC LIBERTIES IN THE CONSTITUTION. CONCEPT AND CLASSIFICATION. THE GENERAL EQUALITY CLAUSE. TOPIC 9. THE GUARANTEES OF FUNDAMENTAL RIGHTS.

EDUCATION ACTIVITIES

To facilitate the maximum use of the subject by the student, different teaching and learning tools will be used, highlighting the following:

FACE-TO-FACE ACTIVITIES

1st/ Exhibition classes.

2nd/Class debates.

3rd/Resolution of practical cases.

4th/ 'flipped classroom' methodology.

5th/ Pairwise correction.

6th/ Works.

7th/ Tutorials.

NON-FACE-TO-FACE ACTIVITIES

It is essential, for the correct assimilation of the contents of the subject:

1º/ Personal study (syllabus, case studies, etc.).

2º/ Develop habits that allow working as a team.

DISTRIBUTION OF WORK TIME

TEACHER-LED TRAINING ACTIVITIES	INDIVIDUAL WORK
60 Horas	90 Horas

SKILLS

Basic Skills

Students must have demonstrated knowledge and understanding in an area of study that is founded on general secondary education. Moreover, the area of study is typically at a level that includes certain aspects implying knowledge at the forefront of its field of study, albeit supported by advanced textbooks

Students must be able to apply their knowledge to their work or vocation in a professional manner and possess skills that can typically be demonstrated by coming up with and sustaining arguments and solving problems within their field of study.

Students must have the ability to gather and interpret relevant data (usually within their field of study) in order to make judgments that include reflections on pertinent social, scientific or ethical issues

Students must be able to convey information, ideas, problems and solutions to both an expert and non-expert

audience

Students must have developed the learning skills needed to undertake further study with a high degree of independence

To acquire an ability for analysis, synthesis, assessment and critical reasoning.

To apply theoretical knowledge acquired for solving problems in crime-related contexts.

General Skills

To acquire an ability for analysis, synthesis, assessment and critical reasoning.

To apply theoretical knowledge acquired for solving problems in crime-related contexts.

Specific skills

Identify the foundations of Public Law, as well as the structure of the State and its main institutions in order to be able to correctly manage its conceptual bases in the professional practice of criminologist

Identify the structure of the Administration of Justice in the criminal field and the legal operators in order to be able to apply and use them correctly in the professional work of the criminologist.

Know the fundamental rights and guarantees of all citizens and in particular the rights and guarantees recognized to every individual who undergoes criminal proceedings, in order to be able to use them correctly in the professional work of the criminologist

LEARNING RESULTS

Acquire teamwork habits, essential for seeking solutions, especially in complex situations.

Learn the importance of legal norms and their implications, especially in the criminal field, both from a substantive and procedural point of view.

Acquire a solid theoretical knowledge of fundamental rights, an essential basis for the correct performance of the criminologist's work.

LEARNING APPRAISAL SYSTEM

EVALUATION SYSTEM FOR ORDINARY AND EXTRAORDINARY CALLS.

a) EXAM (50% of the final grade). It may be divided into two tests, at the teacher's choice. The tests may consist

of test-type or developmental exams, or the resolution of a case study. In the teacher's opinion, a liberatory test may be taken in the middle of the semester (it will be released after 7), which will represent 25% of the total assigned to the exam score (50%), with the remaining 25% being evaluated according to one of the criteria indicated in advance in the ordinary or extraordinary call, provided that the student has released the subject. Otherwise, the student will take the ordinary or extraordinary call test to be evaluated from the total syllabus, and their exam will have a value of 50%.

b) CONTINUOUS EVALUATION (20% of the final grade). They will be carried out throughout the course, both in the classroom and outside it. They may consist of test-type exams, analysis and synthesis of legal texts, comments on current news, judgments or watching movies. The fundamental basis of the work will consist of making comments based on the questions proposed by the teacher, which will promote a critical vision and analysis of the legal system. Specifically, the student's ability to develop a critical judgment and an argumentative capacity in the face of the proposed reality will be taken into account; their ability to solidly defend their position based on law and on their understanding of the subject will also be valued.

c) PREPARATION OF PAPERS AND RESOLUTION OF PRACTICAL CASES (25%). This criterion may be evaluated, at the teacher's choice: - Either through practical cases (at least 3 practical cases) that reflect real or fictitious situations in which the student, individually or in a group, as the case may be, studies and analyzes the relevant facts raised, the legal sources applicable to the case, and the resolution of the issues raised with conclusions based on the subjects of Political Law. - Or he can also evaluate this 20% with a research work that the students will carry out throughout the course, individually or in a group, on a topic that is directly related to the contents of the subject, and that may be proposed by the teacher or by the students themselves.

d) PARTICIPATION (5%). This section may consist of participation in activities that, in the Professor's opinion, are of academic interest, even if such activities are organized by entities outside the University. In this case, a request from the students, an approval and tutoring of these activities by the Teacher and the specification of these activities into deliverables will be essential, in order to record their correct and effective development. Or in exhibitions recorded by the students, in which they reflect on current issues affecting the subject, which may be proposed by the students or the teacher.

TO PASS THE SUBJECT, YOU MUST HAVE OBTAINED AT LEAST A 5 IN THE EXAM CRITERIA (50%).

Attendance at the exams. The exams will always be carried out in person, unless the academic authorities indicate another way of proceeding in accordance with the provisions of the UFV Evaluation Regulations. Plagiarism and/or copying in continuous evaluation exams and tests. Plagiarism, as well as the use of illegitimate means in evaluation tests, will be sanctioned in accordance with those established in the Evaluation Regulations and the University's Coexistence Regulations.

FOR STUDENTS WHO DO NOT MEET THE ATTENDANCE REQUIREMENTS ESTABLISHED BY THE UNIVERSITY (either because they have a waiver, are repeaters or for any other circumstance), THEIR EVALUATION WILL CONSIST OF:

a) EXAM (60% of the final grade): It can be divided into two tests, at the teacher's choice. The tests may consist of test-type or developmental exams, or the resolution of a case study. In the teacher's opinion, a liberatory test may be taken in the middle of the semester (it will be released after 7), which will represent 30% of the total assigned to the exam score (60%), with the remaining 30% being evaluated according to one of the criteria indicated in advance in the ordinary or extraordinary call, provided that the student has released the subject. Otherwise, the student will take the ordinary or extraordinary call test to be evaluated from the total syllabus and their exam will count at a value of 60%.

b) PREPARATION OF PAPERS AND RESOLUTION OF PRACTICAL CASES (40%) This criterion may be evaluated, at the teacher's choice: - Either through practical cases (at least 3 practical cases) that reflect real or fictitious situations in which the student, individually or in a group, as the case may be, studies and analyzes the relevant facts raised, the legal sources applicable to the case, and the resolution of the issues raised with conclusions based on the subjects of Political Law. - Or he can also evaluate this 40% through a work of research that students will carry out throughout the course, individually or in groups, on a topic that is directly related to the contents of the subject, and that may be proposed by the teacher or by the students themselves.

TO PASS THE SUBJECT, YOU MUST HAVE OBTAINED AT LEAST A 5 IN THE EXAM CRITERIA (60%).

Attendance at the exams. The exams will be carried out in person, unless the academic authorities indicate another way of proceeding in accordance with the provisions of the UFV Evaluation Regulations. Plagiarism and/or copying in continuous evaluation exams and tests.

Plagiarism, as well as the use of illegitimate means in evaluation tests, will be sanctioned in accordance with those established in the Evaluation Regulations and the University's Coexistence Regulations.

ETHICAL AND RESPONSIBLE USE OF ARTIFICIAL INTELLIGENCE

1.- The use of any Artificial Intelligence (AI) system or service shall be determined by the lecturer, and may only be used in the manner and under the conditions indicated by them. In all cases, its use must comply with the following principles:

- a) The use of AI systems or services must be accompanied by critical reflection on the part of the student regarding their impact and/or limitations in the development of the assigned task or project.
- b) The selection of AI systems or services must be justified, explaining their advantages over other tools or methods of obtaining information. The chosen model and the version of AI used must be described in as much detail as possible.
- c) The student must appropriately cite the use of AI systems or services, specifying the parts of the work where they were used and describing the creative process followed. The use of citation formats and usage examples may be consulted on the Library website(https://www.ufv.es/gestion-de-la-informacion_biblioteca/).
- d) The results obtained through AI systems or services must always be verified. As the author, the student is responsible for their work and for the legitimacy of the sources used.

2.- In all cases, the use of AI systems or services must always respect the principles of responsible and ethical use upheld by the university, as outlined in the [Guide for the Responsible Use of Artificial Intelligence in Studies at UFV](#). Additionally, the lecturer may request other types of individual commitments from the student when deemed necessary.

3.- Without prejudice to the above, in cases of doubt regarding the ethical and responsible use of any AI system or service, the lecturer may require an oral presentation of any assignment or partial submission. This oral evaluation shall take precedence over any other form of assessment outlined in the Teaching Guide. In this oral defense, the student must demonstrate knowledge of the subject, justify their decisions, and explain the development of their work.

BIBLIOGRAPHY AND OTHER RESOURCES

Basic

LUIS LÓPEZ GUERRA Constitutional Law - Volumes I and II Tirant lo Blanc - Latest edition (2023)