



## Teaching Guide

Identifying Data					2015/16
Subject (*)	Dereito Procesual Laboral	Code	660G01032		
Study programme	Grao en Relacións Laborais e Recursos Humanos (Coruña)				
Descriptors					
Cycle	Period	Year	Type	Credits	
Graduate	2nd four-month period	Fourth	Obligatoria	6	
Language	SpanishGalicianEnglish				
Teaching method	Face-to-face				
Prerequisites					
Department					
Coordinador	De Castro Mejuto, Luis	E-mail	luis.de.castro@udc.es		
Lecturers	De Castro Mejuto, Luis	E-mail	luis.de.castro@udc.es		
Web					
General description	La asignatura de derecho procesal laboral sirve para da a conocer al alumno las instituciones y los conceptos basicos del procedimiento laboral, las diferentes modalidades de procesos laborales y la organización de la jurisdicción social en nuestro país y en el derecho comparado.				

## Study programme competences / results

Code	Study programme competences / results
A1	Marco normativo regulador das relacións laborais.
B12	Motivación para a calidade.

## Learning outcomes

Learning outcomes		Study programme competences / results	
		A1	B12

## Contents

Topic	Sub-topic
LESSON 1	Origin and evolution of the labour courts. The social jurisdiction. Principles, actions and procedural orders.
LESSON 2	Competence of Social Courts. Material, functional, objective and territorial jurisdiction. Conflicts and jurisdictional issues.
LESSON 3	The parts in the labour process. Capacity and legitimacy. The procedural acts of the Judge and the Secretary. Accumulations.
LESSON 4	The avoidance of the process. Preliminary prior conciliation. The prior legal claim.
LESSON 5	Preparatory acts, advance testing and precautionary measures. The demand. Preparation and admission. Judicial conciliation.
LESSON 6	The act of judgement. The evidentiary phase. Sentence. The minute of the trial. The payment procedure.
LESSON 7	Procedural modalities (I). Dismissals, penalties and claims to the State of the salary payment of processing in judgments for dismissal. Objectives and collective dismissals.
LESSON 8	Procedural modalities (II). Social Security, ex officio procedure and appeal of administrative acts.
LESSON 9	Procedural modalities (III). Collective labour disputes and collective agreements disputes.



LESSON 10	Procedural modalities (IV). Challenge of the statutes of trade unions or of its modification. Protection of fundamental rights and liberties. Holiday, electoral matters, geographical mobility, substantial changes in working conditions and personal, family and work-life balance rights recognized legally or conventionally.
LESSON 11	Hearing the rebel defendant. Internal appeals, review and complaint. The review of sentences.
LESSON 12	The appeal of "suplicación". Competition. Object and procedure.
LESSON 13	The appeal for ordinary cassation. The appeal for cassation to the unification of doctrine. Competition, object and procedure.
LESSON 14	The execution of judgements. General provisions. Definitive execution. Provisional execution.
LESSON 15	The doctrine of the Constitutional Court in labour litigation.

Planning				
Methodologies / tests	Competencies / Results	Teaching hours (in-person & virtual)	Student?s personal work hours	Total hours
Document analysis	A1 A13 A14 A34 B1 B2 B4 B8 B12 B14	6	20	26
Case study	A14 A27 A30 A34 B1 B2 B4 B12 B14 C3 C6	9	20	29
Objective test	A13 B2 B5	4	0	4
Guest lecture / keynote speech	A34 B4 B12 C1 C6 C7	36	5	41
Supervised projects	A14 A31 B1 B4 B8 B14 B15 C1 C2 C3	12	24	36
Field trip	A20 B4 B8 B12 B13 B14 C7 C8	3	6	9
Personalized attention		5	0	5

(\*)The information in the planning table is for guidance only and does not take into account the heterogeneity of the students.

Methodologies	
Methodologies	Description
Document analysis	Use of electronic and/or bibliographic documents relevant activities specifically designed for their analyses.
Case study	Preparation and resolution of practical cases, as well as comments to the case-law submitted for the consideration of the student.
Objective test	Correction of the answers to the questions posed in the corresponding ordinary exams.
Guest lecture / keynote speech	Class attendance.
Supervised projects	Quality of the content, expression, legal texts and bibliography used, conclusions and exposure.
Field trip	Assistance to judgments in the Social courts and the corresponding comment on the performances of the different parts involved.

Personalized attention	
Methodologies	Description



Document analysis Case study Guest lecture / keynote speech Supervised projects Field trip	Teacher will personally guide students in the matter concerned, during its realization and direct explanations both in class and in the outputs.
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Assessment			
Methodologies	Competencies / Results	Description	Qualification
Objective test	A13 B2 B5	Examen escrito u oral.	80
Guest lecture / keynote speech	A34 B4 B12 C1 C6 C7	Asistencia a las clases.	5
Supervised projects	A14 A31 B1 B4 B8 B14 B15 C1 C2 C3	Realización de trabajos supervisados por el profesor.	15

Assessment comments
In extraordinary calls, the evaluation will take place exclusively on the basis of the answers given to the questions raised in the corresponding tests.

Sources of information	
<b>Basic</b>	<ul style="list-style-type: none"> <li>- ALBIOL MONTESINOS, I., ALFONSO MELLADO, C. L., BLASCO PELLICER, Á. y GOERLICH PESET, J. M. (2015 [11ª edición]). Derecho Procesal Laboral. Valencia, Tirant lo Blanch</li> <li>- CRUZ VILLALÓN, J., NOGUEIRA GUASTAVINO, M. y GARCÍA BECEDAS, G. (2014). Lecciones de Jurisdicción Social. Valencia, Tirant lo Blanch</li> <li>- SAN CRISTÓBAL VILLANUEVA, J. M. y otros (2012). Ley Reguladora de la Jurisdicción Social: Comentada, con jurisprudencia sistematizada y concordancias. Madrid, El Derecho</li> <li>- SALINAS MOLINA, F. y otros (2012). Comentarios a la Ley Reguladora de la Jurisdicción Social. Valladolid, Lex Nova</li> <li>- DE CASTRO MEJUTO, L. F. (2009). La acción constitutiva en los procesos laborales. La Coruña, Netbiblo</li> <li>- BOTANA LÓPEZ, J. M. (1995). La acción declarativa, en especial en los procesos de trabajo y seguridad social. Madrid, Civitas</li> </ul> <p>Lei Reguladora da Xurisdicción Social e Estatuto dos Traballadores (*)</p>
<b>Complementary</b>	(*) Toda a bibliografía e lexislación recomendada deberá ser da última edición publicada.

Recommendations
<b>Subjects that it is recommended to have taken before</b>
Dereito do Traballo I/660G01011 Dereito do Traballo II/660G01012 Dereito Sindical I/660G01013 Dereito Sindical II/660G01014 Dereito da Seguridade Social I/660G01021 Dereito da Seguridade Social II/660G01022
<b>Subjects that are recommended to be taken simultaneously</b>
Prácticas de Dereito do Traballo e Seguridade Social/660G01031
<b>Subjects that continue the syllabus</b>
Dereito do Traballo I/660G01011 Dereito Sindical II/660G01014 Dereito da Seguridade Social I/660G01021 Dereito da Seguridade Social II/660G01022



Other comments

(\*)The teaching guide is the document in which the URV publishes the information about all its courses. It is a public document and cannot be modified. Only in exceptional cases can it be revised by the competent agent or duly revised so that it is in line with current legislation.