



Teaching Guide

| Identifying Data | | | | | 2017/18 |
|---------------------|---|--------|-----------------|-----------|---------|
| Subject (*) | Corporate and Cooperative Law | | Code | 660G01006 | |
| Study programme | Grao en Relacións Laborais e Recursos Humanos (Coruña) | | | | |
| Descriptors | | | | | |
| Cycle | Period | Year | Type | Credits | |
| Graduate | 2nd four-month period | First | FB | 6 | |
| Language | | | | | |
| Teaching method | Face-to-face | | | | |
| Prerequisites | | | | | |
| Department | | | | | |
| Coordinador | Faraldo Cabana, Cristina | E-mail | cfaraldo@udc.es | | |
| Lecturers | Faraldo Cabana, Cristina | E-mail | cfaraldo@udc.es | | |
| Web | | | | | |
| General description | <p>he material is developed through this course is essential for the exercise of the profession. The law regulates all areas of our life and career, turns out to be one of the most important. Commercial law is a special part of private law which regulates social relations in a particular field: the trade, enterprise and traders but also the consumer. Therefore, we always affects and are subject to that law. His knowledge is essential for our rights and obligations in commercial transactions. This is an evolving set of rules, which increases the dynamism of ICTs thread and seen in the gradual disuse of the check, promissory note, etc., Being replaced more and more by the banking law, entries. Also, it is remarkable how different forms of commercial contracts are being replaced by general conditions as in the rest autonomy and opportunities in hiring, consider the contract of carriage or in the contract of insurance. In a time of crisis like the current trade law is front page of all media, not only for the situation in which he finds our business community but also by the bankruptcy proceedings that large entities are known. An analysis of the crisis, its consequences, without a smattering of commercial law would be biased and limited.</p> <p>The management consultant, economist, the person working in banks, local development agents, insurance agents, etc., Every professional should know your rights and obligations but also know the client to lend her support or this requires the advice you at any given time.</p> <p>Through this course aims to give a basic understanding that business life demands.</p> | | | | |

Study programme competences / results

| Code | Study programme competences / results |
|------|---|
| A1 | Marco normativo regulador das relacións laborais. |
| A13 | Transmitir e comunicarse por escrito e oralmente usando a terminoloxía e as técnicas adecuadas. |
| A14 | Seleccionar e xestionar información e documentación laboral. |
| A20 | Realizar funcións de representación e negociación en diferentes ámbitos das relacións laborais. |
| A27 | Asesoramento a organizacións sindicais e empresariais, e aos seus afiliados. |
| A30 | Representación técnica no ámbito administrativo e procesual e defensa ante os tribunais. |
| A31 | Aplicar os coñecementos á práctica. |
| A33 | Comprender o carácter dinámico e cambiante das relacións laborais no ámbito nacional e internacional. |
| B1 | Resolución de problemas. |
| B4 | Capacidade de xestión da información. |
| B6 | Comportarse con ética e responsabilidade social como cidadán e como profesional. |
| B12 | Motivación para a calidade. |
| B13 | Adaptación a novas situacións. |
| C1 | Expresarse correctamente, tanto de forma oral coma escrita, nas linguas oficiais da comunidade autónoma. |
| C7 | Asumir como profesional e cidadán a importancia da aprendizaxe ao longo da vida. |
| C8 | Valorar a importancia que ten a investigación, a innovación e o desenvolvemento tecnolóxico no avance socioeconómico e cultural da sociedade. |



| Learning outcomes | | | |
|---|---|------------------------------|----------------|
| Learning outcomes | Study programme competences / results | | |
| Introducir a los alumnos en las distintas tipologías existentes en derecho mercantil de las sociedades, dando una enseñanza práctica y lo más completo posible en el específico ámbito de interés profesional | A1 A13 A14 A20 A27 A30 A31 A33 | B1 B4 B6 B12 B13 | C1 C7 C8 |

| Contents | |
|---|---|
| Topic | Sub-topic |
| Lección 1: General characteristics of Business Law | Lesson 1: General characteristics of Business Law Concept of Commercial Law, general characteristics and sources of commercial law: reference to the general system of sources of law and business law specialty. Sources: a) The Commercial Code of 1885; b) Special Commercial Laws; c) Commercial Uses. |
| Lesson 2 - The employer and the company | 2.1 - commercial entrepreneur.. Concept, capacity, employer liability. Exercise of market activity by married person. Prohibitions or restrictions on business activity. 2.2 - The Commercial Register. Notion and effectiveness of registration. 2.3 - Employer's duty to keep accounts |
| Lesson 3.-Regulating competition | 3.1 - Antitrust:.. Agreements and restrictive practices or abuses and unauthorized practices. 3.2 - System of unlawful or unfair competition. Notion of unfair competition, the main cases of unfair competition. Actions arising from unfair competition |
| Lesson 4 - The industrial duty on duty on industrial creations and distinctive signs of the company creations. | 4.1 - Patents: concept and requirements. Protection of exclusive rights. Patent rights. Other forms of protection of inventions. 4.2 -. Models and industrial and artistic designs. 4.3 - The Brand. Concept and types. Rights of the brand. 4.4 - 4.5 Trade name -. Establishment tag |
| Lesson 5: The business and employees of the employer's business and the employees of the employer | The business and employees of the employer's business and the employees of the employer. Leasing business. Agency contract. Mediation or brokerage contract. Commission contract. |
| Lesson 6: Introduction to commercial companies concept Sociedad Mercantil | Social entrepreneurs: commercial companies. Concept and types of companies. The legal personality of corporations. |
| Lesson 7: Main types of corporations and common features | The partnership and limited partnership. Capital companies: corporation, limited partnership and limited partnership by shares. General considerations. Concept. Denomination. Nationality and domicile. Formalities of the constitution. The organs of society: the Board and the Administration. The social capital. Transformation, merger and division of companies. Dissolution and liquidation. |
| Lesson 8: The cooperative and other entities involved in the commercial legal field. | Concept. Background. Classes. Constitution. Major Organs. Dissolution. Clearance. |
| Lesson 9: Main commercial contracts | 9.1 - Obligations and general rules on contracts mercantiles.9.2 - Methods of contracts.. Purchase commercial contract, contract of deposit, loan and current account contract of carriage, insurance contract. The contract of participation accounts. |
| Lesson 10: The Giveaway competition and judicial administration: concepts, subjects, procedure qualification competition. | The Giveaway competition and judicial administration: concepts, subjects, procedure qualification competition. |



| Planning | | | | |
|--------------------------------|--------------------------|--------------------------------------|-------------------------------|-------------|
| Methodologies / tests | Competencies / Results | Teaching hours (in-person & virtual) | Student's personal work hours | Total hours |
| Guest lecture / keynote speech | A1 A33 B4 B6 C7 C8 | 100 | 0 | 100 |
| Case study | A13 A14 A31 B1 B12 C1 | 8 | 7 | 15 |
| Objective test | A1 A13 A31 | 3 | 0 | 3 |
| Field trip | A30 B13 | 4 | 0 | 4 |
| Supervised projects | A20 A27 | 10 | 18 | 28 |
| Personalized attention | | 0 | | 0 |

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

| Methodologies | |
|--------------------------------|--|
| Methodologies | Description |
| Guest lecture / keynote speech | Clases donde se expondrán los temas a los alumnos con explicaciones detalladas sobre la materia |
| Case study | Casos prácticos de reciente actualidad relacionados con la materia |
| Objective test | Prueba escrito u oral |
| Field trip | Debate sobre temas actuales acerca de sociedades |
| Supervised projects | Trabajos dirigidos por el profesor en los que el alumno profundizará en la materia aplicada a la práctica. Estudio de jurisprudencia |

| Personalized attention | |
|---|--|
| Methodologies | Description |
| Guest lecture / keynote speech Case study Objective test Field trip Supervised projects | El profesor orientará personalmente a los alumnos en la materia a demanda y con explicaciones directas tanto en clase como en la tutoría |

| Assessment | | | |
|--------------------------------|--------------------------|---|---------------|
| Methodologies | Competencies / Results | Description | Qualification |
| Guest lecture / keynote speech | A1 A33 B4 B6 C7 C8 | Asistencia a clases | 1 |
| Case study | A13 A14 A31 B1 B12 C1 | Resolución de trabajos que se plantexan na aula ou como tarefas para terminar forma da aula | 8 |
| Objective test | A1 A13 A31 | Examen escrito u oral | 60 |
| Field trip | A30 B13 | Participación activa por los alumnos | 1 |
| Supervised projects | A20 A27 | Realización de trabajos supervisados por el profesor | 30 |

| Assessment comments |
|---|
| Los alumnos y alumnas que se les haya concedido la dispensa para cursar la materia de manera presencial, se someterán a los exámenes finales oficiales marcados por el centro. La valoración de sus conocimientos será en base a esa prueba y será una calificación sobre 10. |

| Sources of information |
|------------------------|
| |



| | |
|----------------------|--|
| Basic | <ul style="list-style-type: none">- (). Código de comercio y legislación complementaria.- Uria (). Derecho Mercantil.- Sanchez Calero (). Instituciones de derecho mercantil I.- Varios (). Memento sociedades mercantiles. Francis Lefevre- Esperanza Gallego (). Derecho Mercantil (parte primera). Tirant lo Blanch |
| Complementary | |

Recommendations

Subjects that it is recommended to have taken before

Subjects that are recommended to be taken simultaneously

Introduction to Law/660G01001

Subjects that continue the syllabus

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.