



## Teaching Guide

Identifying Data				2019/20
Subject (*)	Natural and Civil Legal Person Law	Code	612G01007	
Study programme	Grao en Dereito			
Descriptors				
Cycle	Period	Year	Type	Credits
Graduate	2nd four-month period	First	Basic training	6
Language	Spanish			
Teaching method	Face-to-face			
Prerequisites				
Department	Dereito Privado			
Coordinador	Legeren Molina, Antonio	E-mail	antonio.legeren@udc.es	
Lecturers	Collado Rodríguez, Noelia Díaz Teijeiro, Carlos María García Presas, Inmaculada Legeren Molina, Antonio Rovira Sueiro, María Esther	E-mail	noelia.collado@udc.es carlos.diaz.teijeiro@udc.es i.garcia.presas@udc.es antonio.legeren@udc.es maria.rovira@udc.es	
Web				
General description	This course is intended to be an introduction to private law and to some of the most important private law institutions. The student will learn what the role of private law is and its branches. After that introduction, students will be taught about the legal concepts of natural and legal person, the principal position held by human beings within the legal system and some other concepts as nationality or civil residence. Rights linked to personality and its protection by private law rules will also be one of the topics of the course, with special attention given to the protection of privacy. The course will finish by discussing the principles governing how non-profit organizations are regulated in the legal system			

## Study programme competences

Code	Study programme competences
A1	Knowledge of the main legal institutions
A2	Knowledge of the role of law as a regulatory system of social relations
A3	Grasping the systematic nature of the legal system
A4	Appreciating the interdisciplinary nature of legal problems
A5	Knowing the constitutional principles and values.
A6	Understanding the different manifestations of law in its historical evolution and in its current reality.
A7	Knowing the national and international legal and political structures.
A8	Basic knowledge of legal argumentation.
A9	Ability to handle legal sources (legal, jurisprudential and doctrinal).
A10	Ability to interpret and critically assess the legal system.
A11	Ability to understand and write legal documents.
A12	Management of legal oratory (ability to express themselves properly in public).
A13	Mastering new technologies applied to law.
A14	Ability to draft legal norms.
B3	Ability to gather and interpret relevant data (usually within their area of study) to make judgments that include a reflection on social, scientific or ethical relevant issues.
B4	Ability to transmit information, ideas, problems and solutions to a specialized and non-specialized public.
B6	Learning to learn.
B7	Effective problem solving.
B8	Critical, logical, and creative thinking.
B9	Working autonomously on own initiative with a lifelong learning approach.
B10	Teamwork and collaboration.
B11	Ethical and social responsibility.



B12	Effective workplace communication and oral and written skills in Spanish, Galician and foreign languages.
B13	Computing and ICT skills.
C1	Adequate oral and written expression in the official languages.
C2	Mastering oral and written expression in foreign languages.
C3	Using ICT in working contexts and lifelong learning.
C4	Exercising an open, educated, critical, committed, democratic and supportive citizenship for the sake of the common good.
C6	Critically assess the knowledge, technology and information available to solve the problems they face.
C7	Assume as a professional and citizen the importance of lifelong learning.
C8	Valuing the importance of research, innovation and technological development for the socioeconomic and cultural progress of society.

Learning outcomes			
Learning outcomes	Study programme competences		
Students must be able to apply and resolve real cases about questions such as the civil status of natural persons, human rights from a private law perspective, birth, death, civil residence, nationality and disability, within this course.	A1 A2 A3 A4 A5 A6 A7 A8 A12	B7 B9 B10 B12	C1 C2 C3 C7
Students will learn and understand properly the constitutional principles and rules regarding the natural person, as well as the notion of legal person, its types and general legal regime	A8 A9 A10	B6 B8 B11 B12 B13 B3 B4	C2
Students must be able to identify, work with legal documents and resolve common problems related to civil associations and foundations	A9 A10 A11 A13 A14	B10	C2 C4 C6
Students will learn the essential content of some personality rights and its protection.	A11	B13	C1 C2 C3 C8

Contents	
Topic	Sub-topic
Lesson 1.- Law of the person	a) Institutional meaning of personality b) Legal protection of the person
Lesson 2.- Beginning and ending of personality	a) Beginning of personality b) Ending of personality c) Legal entities
Lesson 3.- Legal protection of the nasciturus	1.- Situación xurídica do concibido non nacido ante o Dereito civil. 2.- Contido da protección xurídica do concibido no Dereito positivo



Lesson 4.- Legal relations and subjective rights	a) Legal relations b) Subjective rights c) Limitation of actions
Lesson 5.- Legal protection of the person	a) The right to life and to physical integrity b) The right to freedom
Lesson 6.- Legal protection of the person II	a) The right to Honor, personal and family privacy and one own's image
Lesson 7.- The civil status of the person	1.- Concepto e caracteres do estado civil no Ordenaminto xurídico español. 2.- Estados civís admitidos no Dereito español. 3.- O título do estado civil. 4.- Contido e eficacia do estado civil
Lesson 8.- The civil registry	1.- Concepto, fundamento e antecedentes históricos. A nova Lei de Rexistro Civil. 2.- Organización actual 3.- Feitos e actos inscribibles. 4.- Valor xurídico dos asentos
Lesson 9.- The age of the person	a) Minority b) Legal age c) Age in foral law
Lesson 10.- Emancipation	1.- Concepto e tipos. 2.- Efectos da emancipación en xeral: as restriccións. 3.- O menor de vida independente.
Lesson 11.- Other cases with restriction of capacity	a) Incapacity b) Prodigality c) Bankruptcy d) Tutelary positions
Lesson 12.- Nationality and civil residence	a) Nationality b) Civil residence
Lesson 13.- The absence	1.- Concepto e significado. 2.- Natureza xurídica. 3.- A defensa provisional dos intereses do desaparecido. 4.- A declaración de ausencia: Requisitos, significado e alcance. 5.- A representación legal do ausente. 6.-A terminación da situación de ausencia legal. 7.-A ausencia non declarada na Lei de Dereito Civil de Galicia

Planning				
Methodologies / tests	Competencies	Ordinary class hours	Student?s personal work hours	Total hours
Guest lecture / keynote speech	A1 A2 A3 A4 A5 C2	21	0	21
Case study	A8 A10 A11 A13 A14 B6 B8 B3 C2	7	21	28
ICT practicals	A9 A13 B13 C2 C3 C6 C8	7	7	14
Simulation	A1 A3 A6 A7 A12 B10 B11 B12 C1 C2 C7	7	14	21
Long answer / essay questions	B7 B9 B3 B4 C2 C4	1	23	24
Personalized attention		42	0	42

(\*)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	Exposición oral complementada coa introdución de algunhas preguntas dirixidas aos estudantes, coa finalidade de transmitir coñecementos e facilitar a aprendizaxe. A clase maxistral é tamén coñecida como ?conferencia?, ?método expositivo? ou ?lección maxistral?. Esta última modalidade adoita reservarse a un tipo especial de lección impartida por un profesor en ocasións especiais, cun contido que supón unha elaboración orixinal e baseada no uso case exclusivo da palabra como vía de transmisión da información á audiencia
Case study	Metodoloxía onde o suxeito se enfrenta ante a descrición dunha situación específica que suscita un problema que ten que ser comprendido, valorado e resolto por un grupo de persoas, a través dun proceso de discusión. O alumno sitúase ante un problema concreto (caso), que lle describe unha situación real da vida profesional, e debe ser capaz de analizar unha serie de feitos, referentes a un campo particular do coñecemento ou da acción, para chegar a unha decisión razoada a través dun proceso de discusión en pequenos grupos de traballo.
ICT practicals	Realización de traballos tutelados en materias relacionadas co contido da asignatura. como pode ser o comentario dun film durante as horas presenciais asignadas á materia, nesta actividade os alumnos poderán consultar en todo momento co profesor e utilizar as TIC
Simulation	Elaboración de documentos de carácter xurídico como por exemplo unha solicitude perante o Rexistro Civil (cambio de nome e apelidos, nacionalidade, cambio de sexo), a creación dunha persoa xurídica, demandas, recursos de apelación, etc no eido de materias propias da asignatura.
Long answer / essay questions	Método de avaliación consistente nunha proba escrita (examen).

### Personalized attention

Methodologies	Description
ICT practicals	Tutorials will be held in the professor?s office, on the 3rd floor, ?Dereito civil?, Mondays from 13.00 to 14.00 and Thursdays from 10.00 to 11.00. To contact your professor, please email to antonio.legeren@udc.es Be sure to use your udc email to communicate with your professor! Regarding the students with the of part-time dedication recognition, a first meeting will be held to specify the schedule of the activities of the course and the specialties of this modality will be established: the deadline for delivery of the work, the format, etc.

### Assessment

Methodologies	Competencies	Description	Qualification
ICT practicals	A9 A13 B13 C2 C3 C6 C8	Os traballos realizados polo alumno, logo de concluír as sesións presenciais serán entregados ou expostos na propia aula, segundo as circunstancias e, en todo caso, avaliados polo profesor tendo en conta basicamente a capacidade argumentativa demostrada e sobre todo a orixinalidade (a detección dun traballo plaxiado, en todo ou en parte, con ou sen permiso do titular da obra orixinal suporá automaticamente o suspenso na asignatura).	10
Simulation	A1 A3 A6 A7 A12 B10 B11 B12 C1 C2 C7	Durante as sesións presenciais nos grupos reducidos os alumnos deberán expoñer os seus traballos a través dun portavoz, entregando ademais o orixinal escrito ao profesor. Ambos orixinal e intervención oral serán obxecto de avaliación.	10
Long answer / essay questions	B7 B9 B3 B4 C2 C4	Consistirá nunha proba escrita ao rematar o cuatrimestre. A proba poderá consistir nun un exame de desenvolvemento, nun exame tipo test ou nun examen de preguntas cortas. A opción concreta será especificada polo responsable de cada grupo o primeiro día de clase na presentación da materia.	70



Case study	A8 A10 A11 A13 A14 B6 B8 B3 C2	Os alumnos durante as sesións presenciais intervirán oralmente expoñendo a súa solución aos casos propostos debatendo, no seu caso, co profesor e os seus compañeiros. Os coñecementos, competencias e habilidades demostradas durante esta exposición serán obxecto de avaliación polo profesor.	10
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### Assessment comments

It's essential to attend and intervene at classes in order to know the whole content of the subject and the main points, specially because about this issues there's no specific treaty or book.

It will be necessary to prepare a presentation or dissertation about some aspects of the program and to solve some cases. These activities -attending classes, preparing a dissertation and the cases- will be the 30% of the final mark.

A final exam ?multiple-choice? will be done. It will be the 70% of the final mark. It's necessary to obtain a 3.5 mark in the final exam to add the mark obtained from activities.

### Sources of information

<b>Basic</b>	Os manuais que se recollen a continuación son a tíu meramente de exemplo, o máis importante á hora de escoller un libro deste tipo é que esté ao día, sobre todo nos temas que foron obxecto de reforma recentemente. ABALADEJO GARCÍA, M. Derecho civil. Introducción y parte general, Edti. Edisofer, Madrid, 2013 BERCOVITZ RODRÍGUEZ-CANO, R., Manual de derecho Civil. Derecho de la persona, Edit. Bercal, 2016 DÍEZ PICAZO, L Sistema de derecho civil. I. Edit. Tecnos, Madrid, 2016 MARTÍNEZ DE AGUIRRE, C., DE PABLO CONTRERAS, P., PARRA LUCÁN, M <sup>a</sup> ., PÉREZ ÁLVAREZ, M., Curso de Derecho Civi, Tomo I. Volumen I Derecho de la persona, Edt. Edisofer, Madrid, 2016 LACRUZ BERDEJO, J.L., Elementos de derecho civil. Parte General, Edit. Dykinson, 2010 LASARTE ÁLVAREZ, C., Principios de Derecho Civil. Tomo I: Parte General y Derecho de la Persona, Edit. Dykinson, Madrid 2017 VVAA , Cuadernos prácticos Bolonia, Persona Cuaderno II La falta de capacidad. Instituciones protectoras, Edti. Dykinson, Madrid, 2009 Cuadernos prácticos Bolonia, Persona Cuaderno III La persona física y sus derechos, Edti. Dykinson, Madrid, 2009 Tamén é importante manexar un Código Civil da última edición (esperar pola de setembro 2019)
<b>Complementary</b>	Ao longo do curso cando se trate cada tema específico recomendaránse lecturas sobre o mesmo tanto de artigos de revistas como de monografías que se poden atopar na biblioteca do centro.

### Recommendations

#### Subjects that it is recommended to have taken before

#### Subjects that are recommended to be taken simultaneously

#### Subjects that continue the syllabus

Roman Foundations of the Western Legal Tradition/612G01001  
 Constitutional Law: Sources of Law and Fundamental Rights/612G01003  
 Oral and Written Communication/612G01004  
 Jurisprudence/612G01006

#### 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.