



## Teaching Guide

| Identifying Data       |  |        |  | 2022/23 |
|------------------------|--|--------|--|---------|
| Subject (*)            | Criminal Law: Special Part   | Code   | 612G01025  |         |
| Study programme        | Grao en Dereito  |        |  |         |
| Descriptors            |  |        |  |         |
| Cycle                  | Period   | Year   | Type   | Credits |
| First and Second Cycle | 1st four-month period  | Third  | Obligatory   | 6       |
| Language               | SpanishGalician  |        |  |         |
| Teaching method        | Face-to-face   |        |  |         |
| Prerequisites          |  |        |  |         |
| Department             | Dereito Público  |        |  |         |
| Coordinador            | Ramos Vazquez, Jose Antonio  | E-mail | jose.ramos.vazquez@udc.es  |         |
| Lecturers              | Fuentes Loureiro, María Ángeles<br>Martínez-Buján Pérez, Carlos<br>Ramos Vazquez, Jose Antonio<br>Rodríguez López, Silvia  | E-mail | maria.fuentes.loureiro@udc.es<br>c.martinez-bujan@udc.es<br>jose.ramos.vazquez@udc.es<br>s.rodriguezl@udc.es |         |
| Web                    |  |        |  |         |
| General description    | Objectives: The primary purpose of the subject is the specific study of crimes, that is, the study of the special part of our current Penal Code. Therefore, in a systematic way, we will analyse the different typical elements, the establishment of punishable conduct and the problems relating to these issues. |        |  |         |

## 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).   |
| A14  | Ability to draft legal norms.   |
| B2   | Ability to know how to apply their knowledge to their work or vocation in a professional way and possess the skills that are usually demonstrated through the elaboration and defense of arguments and the resolution of problems within their area of study. |
| 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.  |
| B5   | Acquisition and assessment of those learning skills necessary to undertake further studies with a high degree of autonomy   |
| B6   | Learning to learn.  |
| 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.   |
| 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.  |



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|----|---|
| 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.   |

| Learning outcomes  |   |                                    |                      |
|--|---|------------------------------------|----------------------|
| Learning outcomes  | Study programme competences                   |                                    |                      |
| To understand the role of criminal law as a formal means of social control integrated into a complex legal system.               | A1<br>A2<br>A3<br>A4<br>A5<br>A6              | B8<br>B11<br>B3                    | C3<br>C4<br>C6<br>C7 |
| To understand criminal regulations in their internal structure, their interpretation and their spatial-temporal application.     | A1<br>A2<br>A3<br>A4<br>A5<br>A6<br>A7<br>A14 |                                    |                      |
| To understand criminal offences in their constitutive elements, especially those that enable us to differentiate criminal types. | A1<br>A2<br>A3<br>A4<br>A5<br>A6<br>A7        |                                    |                      |
| To analyse specific facts and argue whether or not criminal liability exists.  | A8<br>A9<br>A10<br>A11<br>A12                 | B6<br>B9<br>B10<br>B12<br>B2<br>B5 | C1<br>C2             |

| Contents  |   |
|---|---|
| Topic   | Sub-topic   |
| LESSON 1. CRIMES AGAINST LIFE                                   | HOMICIDE. MURDER. ABORTION  |
| LESSON 2. INJURIES  | INJURIES  |
| LESSON 3. CRIMES AGAINST FREEDOM                                | ILLEGAL DETENTIONS. KIDNAPPINGS. THREATS. COERCION  |
| LESSON 4. CRIMES AGAINST MORAL INTEGRITY                        | DELITOS CONTRA A INTEGRIDAD MORAL. TORTURAS. VIOLENCIA HABITUAL NO ÁMBITO FAMILIAR. TRATA DE SERES HUMANOS                  |
| LESSON 5. CRIMES AGAINST SEXUAL FREEDOM AND INDEMNITY           | SEXUAL ASSAULT. SEXUAL ABUSE SEXUAL HARASSMENT. EXHIBITIONISM AND SEXUAL PROVOCATION. PROSTITUTION AND CORRUPTION OF MINORS |
| LESSON 6. OTHER OFFENCES AGAINST PERSONAL VALUES                | OTHER OFFENCES AGAINST PERSONAL VALUES  |
| LESSON 7. THEFT AND ROBBERY                                     | THEFT. ROBBERY. THEFT AND ROBBERY OF MOTOR VEHICLES   |
| LESSON 8. FRAUD   | SCAMS. MISAPPROPRIATION   |
| LESSON 9. OTHER CRIMES AGAINST PROPERTY AND SOCIOECONOMIC ORDER | OTHER CRIMES AGAINST PROPERTY AND SOCIOECONOMIC ORDER   |



|   |  |
|---|--|
| LESSON 10. CRIMES AGAINST PUBLIC HEALTH                 | CRIMES RELATED TO TOXIC AND DRUGS AND NARCOTIC SUBSTANCES  |
| LESSON 11. ROAD SAFETY OFFENCES                         | DELITOS CONTRA A SEGURIDAD VIAL  |
| LESSON 12. FORGERY                                      | COUNTERFEITING MONEY. FORGERY OF DOCUMENTS   |
| LESSON 13. PUBLIC ADMINISTRATION OFFENCES               | PREVARICATION. BRIBERY. EMBEZZLEMENT   |
| LESSON 14. CRIMES AGAINST THE ADMINISTRATION OF JUSTICE | CONCEALMENT. FALSE ACCUSATION AND ALLEGATION. SIMULATION OF CRIME. FALSE TESTIMONY. BREACH OF SENTENCE |
| LESSON 15. PUBLIC ORDER OFFENCES                        | ASSAULT AND RESISTANCE TO AUTHORITY. CRIMINAL GROUPS AND ORGANISATIONS. TERRORISM                      |
| LESSON 16. OTHER CRIMES AGAINST THE COMMUNITY           | OTHER CRIMES AGAINST THE COMMUNITY   |

| Planning                       |                                   |                      |                               |             |
|--------------------------------|-----------------------------------|----------------------|-------------------------------|-------------|
| Methodologies / tests          | Competencies                      | Ordinary class hours | Student?s personal work hours | Total hours |
| Document analysis              | A1 A2 A3 A4 B3 C3                 | 0                    | 5                             | 5           |
| Collaborative learning         | A8 A10 A14 B11 B12<br>B2 B5 C4 C7 | 10                   | 0                             | 10          |
| Directed discussion            | B10 C2 C6                         | 18                   | 0                             | 18          |
| Introductory activities        | A5                                | 14                   | 24                            | 38          |
| Events academic / information  | A6                                | 10                   | 0                             | 10          |
| Workbook                       | B9 C1                             | 0                    | 15                            | 15          |
| Objective test                 | A11 A12 B6                        | 4                    | 10                            | 14          |
| Field trip                     | A9 B8                             | 5                    | 0                             | 5           |
| Guest lecture / keynote speech | A7                                | 30                   | 0                             | 30          |
| 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              | The students, with assistance from the teachers, will learn to manage databases of criminal caselaw and to carry out critical analysis of the various judicial decisions taken on our subjects.  |
| Collaborative learning         | The students will work on different topics in groups, and should show themselves to be active and cooperative with the other members of their group.   |
| Directed discussion            | In the practical classes, the teachers will organise discussions on the essential topics of the subject, in which the students should adopt a critical and reasoned position.  |
| Introductory activities        | In the practical classes, the teachers will organise simulated trials, to be held in the Law Faculty?s courtroom. In these simulated trials the students will adopt the roles of the prosecutor or the defence in the simulation of the criminal process.  |
| Events academic / information  | Throughout the course, various workshops, conferences and seminars will be held on topics relevant to the students, thereby supplementing their training.  |
| Workbook                       | The topics in question will be carefully selected by the teachers and the students will have the option of choosing from among the list proposed.  |
| Objective test                 | Posing questions about the topics included in the subject programme. The questions can be both theoretical and practical.  |
| Field trip                     | Visits will be organised to the various courts of the city, so the students can see the development of judicial practice in situ.  |
| Guest lecture / keynote speech | The teaching staff will give lectures to introduce the students to the basic aspects of each topic. To support their explanations, the teachers may provide materials (judgements, extracts from doctrinal works...), notes or a schema-guide with the key points of the development of their explanation. In all cases, the teachers? explanation will be supplemented by the students both with the materials that have been provided for the purpose, and by consulting the manuals listed in the bibliography. |

| Personalized attention |             |
|------------------------|-------------|
| Methodologies          | Description |
|                        |             |



|  |  |
|--|--|
| Directed discussion<br>Introductory activities | Personalised attention to students will not be linked to just one methodology, but will be constant. In this regard, both the content of the theory classes and the personal study of the students or any of the activities that make up the course will include the possibility of tutoring by the teachers, so that students can raise any queries or difficulties they may have and teachers can adjust the methodologies to suit the specific needs of each person. To this end, the students will be able to count on personalised attention (always, of course, in an organised manner) both in teaching hours and in the tutoring timetables. |
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| Assessment                    |                                   |   |               |
|-------------------------------|-----------------------------------|---|---------------|
| Methodologies                 | Competencies                      | Description   | Qualification |
| Directed discussion           | B10 C2 C6                         | Active involvement in class debates.                              | 3             |
| Events academic / information | A6                                | Active participation in organised scientific events.              | 3             |
| Introductory activities       | A5                                | Participation in simulated trials.                                | 3             |
| Collaborative learning        | A8 A10 A14 B11 B12<br>B2 B5 C4 C7 | Group work.   | 3             |
| Document analysis             | A1 A2 A3 A4 B3 C3                 | Analysis of caselaw.  | 15            |
| Workbook                      | B9 C1                             | Presentation of papers on some of the works proposed for reading. | 3             |
| Objective test                | A11 A12 B6                        | Theory or theory-practical examination.                           | 70            |

| Assessment comments  |
|--|
| <p>The students' final grade will be calculated as follows: 70% of the grade will come from the result of an objective theory or theory-practical test; this objective test will be worth 7 points, and it will be necessary to obtain a minimum of 3 points in order to add the grade achieved to the other activities carried out during the term. The remaining 30% will come from the various activities carried out throughout the course (practical cases, theory-practical tests, etc.). If a student does not pass the May-June test (1st opportunity), in July (2nd opportunity) only the objective test will be repeated, retaining the score achieved in the activities carried out throughout the course. It must be noted that the grade assigned to the different methodologies in the other activities carried out during the term aside from the objective test, should be understood to be a mere guideline, so if one of the results is not used during the course, the corresponding score will be added to those that are used. Therefore, the dates set for each test and their marks will be observed (70% of the grade will come from the the result of a theory or theory-practical test. This objective test will be worth 7 points, and it will be necessary to obtain a minimum of 3,5 points in order to add the grade achieved to the other activities carried out during the term. The remaining 30% will come from the various activities carried out throughout the course (practical cases, theory-practical tests, etc.).</p> <p>Students enrolled part-time with a waiver will be assessed in the same way as students enrolled full-time.</p> <p>Any form of cheating and plagiarism will be strictly sanctioned. In case of cheating or plagiarism, students' essays or exams will be marked with 0 out of 10, and the case will be reported to the corresponding University authorities.</p> |

| Sources of information |  |
|------------------------|--|
| Basic                  | <ul style="list-style-type: none"> <li>- VIVES ANTÓN y otros (2022). Derecho penal. Parte especial. Valencia. Tirant Lo Blanch</li> <li>- Allen, M.J., &amp; Edwards, I. (2021). Criminal law. Oxford. Oxford University Press</li> <li>- Monaghan, N. (2022). Criminal Law: Directions. Oxford. Oxford University Press</li> <li>- Smith, H. &amp; Ormerod's (2021). Criminal Law. Oxford. Oxford University Press</li> </ul> <p>A bibliografía recollida é complementaria. As docentes poderán por a disposición do estudantado os apuntamentos da materia. Ao filo dalgunhas leccións poderanse por a disposición do estudantado outros materiais bibliográficos que permitirán profundizar en temas concretos.</p> |
| Complementary          |  |

| Recommendations  |
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| Subjects that it is recommended to have taken before                     |
| <p>Criminal Law: General /612G01010</p> <p>Legal Penalties/612G01020</p> |



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| Subjects that are recommended to be taken simultaneously |
| Criminal Proceedings/612G01028                           |
| Subjects that continue the syllabus                      |
|  |
| Other comments   |
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(\*)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.