



## Teaching Guide

Identifying Data					2023/24
<b>Subject (*)</b>	Criminal Proceedings	<b>Code</b>	612G01028		
<b>Study programme</b>	Grao en Dereito				
Descriptors					
Cycle	Period	Year	Type	Credits	
First and Second Cycle	2nd four-month period	Third	Obligatory	6	
<b>Language</b>	SpanishGalicianEnglish				
<b>Teaching method</b>	Face-to-face				
<b>Prerequisites</b>					
<b>Department</b>	Dereito Público				
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<b>Web</b>					
<b>General description</b>	This course is designed to give students a comprehensive knowledge about the main legal institutions involved in criminal proceedings. Specifically, the following issues will be considered: a) Constitutional principles involved in criminal proceedings; b) Judicial protection; c) Criminal proceedings regulation as a tool for the protection and enforcement of: lus puniendi, and victims and defendant's rights; d) Investiagion phase; e) Trial; f) Appeal; g) Special procedures;				

## Study programme competences / results

Code	Study programme competences / results
A1	Knowledge of the main legal institutions
A2	Knowledge of the role of law as a regulatory system of social relations
A4	Appreciating the interdisciplinary nature of legal problems
A5	Knowing the constitutional principles and values.
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.
A15	Ability to negotiate and mediate.
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
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.
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.
C7	Assume as a professional and citizen the importance of lifelong learning.

Learning outcomes			
Learning outcomes	Study programme competences / results		
To know function of the Law as a regulatory system of social relations.	A1	B2	C3
Knowledge of constitutional principles and values.	A2	B3	C4
Knowledge of legal-political structures at national and international level.	A4	B5	C7
	A5		
	A7		
	A8		
Ability to handle legal sources (legal, jurisprudential and doctrinal).	A9		C2
Ability to interpret and critically analyze the legal order.	A10		
Ability to understand and write legal documents.	A11		
Management of legal oratory. (Ability to express oneself appropriately in public).	A12		
Knowledge of the new technologies applied to the law.	A13		
Ability to read, understand and write legal texts in English.	A14		
Capacity to elaborate laws			
Solve problems effectively, assessing the importance of research, innovation and technological development in the socio-economic and cultural development of society.	A15	B7	
Apply a critical, logical and creative thinking, understanding, also, the importance of the entrepreneurial culture.		B8	
Work autonomously with initiative taking into account the importance of learning throughout life.		B9	
Work collaboratively		B10	
Behave with ethics and social responsibility as a citizen and as a professional.		B11	
Communicate effectively in a work environment, showing both oral and written expression in the official languages ??of the autonomous community, as well as in a foreign language.		B12	
Ability to use the computer network (internet) in obtaining information and in the communication of data and, in general, ability to use the basic tools of ICT required for the exercise of the profession.		B13	

Contents	
Topic	Sub-topic
Criminal proceedings	1.- The criminal procedural systems and the principles of criminal proceedings 2.- Jurisdiction and competence 3.- The parties to the criminal procedure 4.- The object of criminal proceedings 5.- The pretrial stage or the preliminary procedure 6.- The acts of investigation 7.- The precautionary measures 8th.- The oral trial and the dismissal 9ª.- The accusation, the defense, plea bargaining and the "thesis of disengagement"; 10th.- Evidence 11th.- Judgment and res judicata 12th.- Review proceedings and other judicial remedies 13th.- Other procedures: the summary procedure, the abbreviated procedure, the procedure for minor offenses and the Jury trial



Planning				
Methodologies / tests	Competencies / Results	Teaching hours (in-person & virtual)	Student?s personal work hours	Total hours
Case study	A1 A2 A4 A5 A7 A8 A9 A10 A11 A12 A13 A14 A15 B7 B8 B9 B10 B12 B13 B2 B3 B5 C2 C3 C4 C7	15	45	60
Objective test	A1 A2 A4 A5 A7 A8 A9 A10 B7 B8 B2 C2	2	2	4
Guest lecture / keynote speech	A1 A2 A4 A5 A7 A8 B11 C4	40	40	80
Personalized attention		6	0	6

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

Methodologies	
Methodologies	Description
Case study	<p>During the course, several cases will be proposed, in order to reinforce the learning process, and to contribute to avaluation. This cases will imply two types of activities:</p> <ol style="list-style-type: none"> <li>1. Analisis of legal texts, or with legal content. Readings of legal papers and documents or even literary readings of films will be proposed. The aim will ben to identify and discuss the diferent legal issues that can be found in those to achieve the understanding of legal principles or institutions which can be key for the criminal proceedings system.</li> <li>2. Legal cases resolution. Departing from some facts, the analysis of legal issues will be required through answering the questions proposed or the writing of procedural documents.</li> </ol> <p>The case resolution may be done individually or as a team. After the delivery to the professor, the cases will be discussed in the classroom.</p>
Objective test	In order to make an evaluation of the learning process, at least one test will be done. It will consist on two different parts: a multiple choice questionnaire and a case resolution activity (optional) .
Guest lecture / keynote speech	Main theoretichal and practical questions will be explained by the professor in the classroom, During these sessions, essential notes practical consequences and institutional architecture of the criminal proceedings will be discussed.

Personalized attention	
Methodologies	Description
Guest lecture / keynote speech Case study Objective test	Personalized attention is recommended during office hours or through Teams and the virtual campus, in order to help with the resolution of cases and to solve any doubts durign the preparation of the final test.

Assessment			
Methodologies	Competencies / Results	Description	Qualification
Guest lecture / keynote speech	A1 A2 A4 A5 A7 A8 B11 C4	Professor will take into account class assistance and participation in order to improve the assesment.	5
Case study	A1 A2 A4 A5 A7 A8 A9 A10 A11 A12 A13 A14 A15 B7 B8 B9 B10 B12 B13 B2 B3 B5 C2 C3 C4 C7	The different cases will be deliverd in writing and marked by the Professors, implying the 30% of the final grades.	30



Objective test	A1 A2 A4 A5 A7 A8 A9 A10 B7 B8 B2 C2	At the end of the course a test will take place. It will comprise two different parts: an objective test and a case resolution. This test will imply the 65% of the assesment.	65
Others			

### Assessment comments

In order to pass the subject it will be an essential requirement to pass the mixed test (grade equal to or higher than 5.0). The resulting grade will be used to make the weighted average with the rest of the qualifications. In case of not passing the mixed test, the final grade will be the one obtained in this one.

In the second opportunity, the grade of the practical part of the first opportunity will be maintained.

Students with an academic dispensation must present the practical part punctually and regularly in writing, after justifying the dispensation situation.

The exam will be a multiple-choice test and will contain between 20 and 40 questions, with four options. Wrong answers will be subtracted.

In case of plagiarism or the use of artificial intelligence tools in the practical part, the subject will be failed in the common exam, with a failing grade (numerical grade 0).

### Sources of information

<b>Basic</b>	- Ferreiro Baamonde, X., et al (2021). Handbook on Spanish Criminal Proceedings. Tirant lo Blanch Bibliografía básica: - PÉREZ-CRUZ MARTÍN, A.J. ET AL.: Derecho Procesal Penal, Tirant lo Blanch. Valencia, 2020.
<b>Complementary</b>	- Pérez-Cruz Martín, A.J., et al. (2020). Derecho Procesal Penal. Tirant lo Blanch Bibliografía complementaria:- ARMENTA DEU, T.: Lecciones de derecho procesal penal. Marcial Pons, Madrid, 2017.- ASECIO MELLADO, J. Mª, Derecho Procesal Penal, Tirant lo Blanch, Valencia, 7º Edición, 2015.- GIMENO SENDRA, V.: Manual de derecho procesal penal. Castillo de Luna, Madrid, 2018.- MORENO CATENA, V.: Derecho Procesal Penal. Tirant lo Blanch. Valencia, 2017.- NIEVA FENOLL, J.: Derecho Procesal II: Proceso penal. Tirant lo Blanch, Valencia, 2019. Recursos web: BIBLIOTECA UDC: <a href="http://www.udc.es/biblioteca/BOE">http://www.udc.es/biblioteca/BOE</a> : <a href="http://www.boe.es/DOGA">http://www.boe.es/DOGA</a> : <a href="http://www.xunta.es/dog">http://www.xunta.es/dog</a> /BASE DE DATOS ARANZADI: <a href="http://www.westlaw.es/westlaw/">http://www.westlaw.es/westlaw/</a> (só pode consultarse a través da UDC)

### Recommendations

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

Criminal Law: General /612G01010  
Constitution and Judiciary/612G01014  
Criminal Law: Special Part/612G01025

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

#### 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.