



IDENTIFYING DATA

Law: Roman law

Subject	Law: Roman law			
Code	V08G081V01104			
Study programme	Degree in Law			
Descriptors	ECTS Credits	Choose	Year	Quadmester
	6	Basic education	1st	1st
Teaching language	#EnglishFriendly Spanish			
Department				
Coordinator	Fuenteseca Degeneffe, Margarita			
Lecturers	Fuenteseca Degeneffe, Margarita			
E-mail	mfd@uvigo.es			
Web	http://bravobosch@uvigo.es			
General description	It pretends the acquisition of the necessary and indispensable base to tackle the study of all the other branches and institutions of the Right, are of public right or of private right, of procedural right, civil, labour or community and international.			

Competencies

Code	
A1	Students will have shown they have sufficient knowledge and understanding of an area of study, starting after completion of general secondary education, and normally reaching a level of proficiency that, being mostly based on advanced textbooks, will also include familiarity with some cutting-edge developments within the relevant field of study.
A2	That students 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 problem solving within their area of study. Know How
A3	That students have the ability to gather and interpret relevant data (usually within their area of study) to make judgments that include a reflection on relevant social, scientific or ethical issues. Know How Know be
A4	Students will be able to present information, ideas, problems and solutions both to specialist and non-specialist audiences.
A5	That students have developed those learning skills necessary to undertake further studies with a high degree of autonomy. Know be
B1	Know the role of law as a regulatory system of social relations. Know
B2	Know the different manifestations of Law in its historical evolution and in its current reality.
B3	To be able to use constitutional principles and values as a working tool for interpreting the law and developing legal dialectics.
B4	To be able to identify legal problems and approach their solution in an interdisciplinary way
C13	CE17 <input type="checkbox"/> To know the Roman legal system, which is the basis of all modern European legal systems.
C14	CE18 <input type="checkbox"/> To be able to solve any theoretical or practical juridical problem of private Law.
D1	Capacity for analysis and synthesis for the elaboration and defense of arguments, as well as organization, planning and use of time in situations of pressure
D4	Ability to behave ethically and with social responsibility as a citizen and as a professional, respecting diversity and multiculturalism.
D5	To be able to solve problems and interpret data from reality with their associated meanings, and to establish links with the different branches of the juridical order.

Learning outcomes

Expected results from this subject	Training and Learning Results			
Learn how to analyse from a theoretical and practical point of view the sources and institutions of the roman Law. Handle all the terminology and the juridical vocabulary	A1	B1	C13	D1
	A2	B2	C14	D4
	A3	B3		D5
	A4	B4		
	A5			

Contents	
Topic	
Historical introduction to Roman Law	1. Historical evolution of Roman Law. 2. Sources of the Roman Law. 3. The status of the person. 4. The negotium contactum
-The Roman Procedural Law	1. Introduction to the Roman process. 2. The procedure of the legis actiones. 3. The formulary procedure. The phase in iure. The litis contestatio. Structure and content of the formula: ordinary and extraordinary parts. Civil formulas and pretorian formulas. 4. The phase apud iudicem 5. Execution of the sentence
-Real Rights	1. The notion of res and its classification. 2. Terminology and types of Roman property. Limitations of the property. 3. Acquisition of the property. Primary ways: accession, occupation, acquisition of a treasure, specification, confusio and commixtio, acquisition of fruits 3. Derivative ways: mancipatio, in iure cessio, traditio, usucapio and praescriptio. 4. Defence of the property. Actio reivindicatoria. Other procedural resources. 6. The condominium (co-ownership). 5. The possession. 6. The servitudes. 7. The usufructus. Usus and habitatio. 8. Real rights of guarantee
-Law of Obligations and Contracts	1. The obligatio. Sources of the obligations: classical period, postclassical systematization. Classes of obligations. 2. Guarantees of obligations. 3. Transmission and extinction of obligations. 4. The contracts: general notions. Classes of contracts. 5. Real contracts. 6. Formal contracts: verbal and literal contracts. 6. Consensual contracts. 7. Private delicts.
-Family and inheritance Law	1. Roman concept of family. The legal situation of the woman in Rome. 2. Inheritance Law: testamentary succession and ab intestato succession.

Planning			
	Class hours	Hours outside the classroom	Total hours
Lecturing	36	0	36
Problem solving	15	15	30
Essay questions exam	1	83	84

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

Methodologies	
	Description
Lecturing	In each lecture the professor explains a lesson of the teaching program. The purpose is to clarify the most problematic questions, and to facilitate the learning process of the student. The most important matters are explained and are connected to other lessons in which the subject is divided.
Problem solving	Every week a practical case is set out, related with the lesson that is being explained in the lectures. The student has to give a written answer, and hand it over. The particular case will be corrected and argued in class. Brief and punctual oral exams will take place, in order to check how the student does the practical application of his theoretical knowledges.

Personalized assistance	
Methodologies	Description
Problem solving	During the practical classes the student will be personally assisted. That is the moment for having a conversation with the teacher and asking all the questions and doubts he could have about the subject.

Assessment			
	Description	Qualification	Training and Learning Results
Problem solving	Weekly the student has to give a written answer to a practical case and deliver it to the professor. Three of them will be corrected randomly. Or, instead of a written answer, short oral exams can be done, with previous announcement. Their purpose is to evaluate the capacity of the student in applying the theoretical knowledges to the resolution of a concrete practical case.	35	
Essay questions exam	A written exam in which the theoretical knowledges of the student will be evaluated. It consists of three long questions that has to be answered by the student within an hour. The student that have not attended to the continuous evaluation, has to answer to a practical case as well.	65	

Other comments on the Evaluation

The student has to reach the minimum mark of 5 in the final examination so that the mark of the continuous evaluation can be added to the mark of the final written exam. The mark of the continuous evaluation will be kept only in the same academic course. In each call, those students who have failed the exam, as well as those who have not attended the continuous evaluation, will have the opportunity to do a final examination in which a 100% of the mark can be obtained. The same occurs with the so-called examen fin de carrera. The dates and hours of the exams of every call will be published in a specific calendar, approved by Faculty Board, corresponding to every academic course.

Sources of information

Basic Bibliography

METRO, A., **Las fuentes del Derecho romano**, Trad. y com. M.J. Bravo Bosch, DYKINSON,

FERNÁNDEZ BARREIRO, A./PARICIO SERRANO, J., **FUNDAMENTOS DE DERECHO PRIVADO ROMANO**, últ. edición, MARCIAL PONS, 2018

FERNÁNDEZ DE BUJÁN, A., **Derecho Privado romano**, últ. edición, IUSTEL, 2017

FERNÁNDEZ BARREIRO, A./PARICIO SERRANO, J., **HISTORIA DEL DERECHO ROMANO Y SU RECEPCIÓN EN EUROPA**, últ. edición, MARCIAL PONS, 2017

Complementary Bibliography

FUENTESECA, MARGARITA, **LECTIONES**, últ. edición, 2020

Recommendations

Subjects that continue the syllabus

Law: Introduction to civil law and personal rights/V08G081V01203

Civil law 1. Obligations and contracts/V08G081V01301

Civil law 2. Rights in rem/V08G081V01404

Subjects that are recommended to be taken simultaneously

History: History of law/V08G081V01205

Other comments

The dates of the different announcements of the proofs of evaluation are the approved in the corresponding calendar by the Board of Faculty for the year 2019/2020.

The responsible professor of the subject in the Degree in Right is Margarita *Fuenteseca.

Contingency plan

Description

=== ADAPTATION OF THE TEACHING METHODS===

In case of special sanitary rules of the Spanish government because of COVID 19, the teaching methods will not be altered. Theoretical and practical classes will be given, with the only difference that they can be attended also on line.

There will be no personal reception to the student (tutorías). They will take place instead in the virtual professor`s office, and also by email.

=== ADAPTATION OF THE FINAL ASSESSMENT===

Only one change will take place. The final examination, instead of written, will be oral and on-line.
