



IDENTIFYING DATA

Law: Constitutional Law

Subject	Law: Constitutional Law			
Code	V08G211V01201			
Study programme	Degree in Labour Relations and Human Resources			
Descriptors	ECTS Credits	Choose	Year	Quadmester
	6	Basic education	1st	2nd
Teaching language	#EnglishFriendly Spanish English			
Department				
Coordinator	Jiménez Alemán, Ángel Aday			
Lecturers	Jiménez Alemán, Ángel Aday			
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General description	<p>This course will allow students to improve their knowledge of the Spanish constitutional order.</p> <p>Subject of the English Friendly Program: International Students may request from teachers: a) materials and bibliographical references for the monitoring of the subject in English, (b) tutoring in English, (c) testing and evaluations in English.</p>			

Competencies

Code	
A2	Students will be able to apply their knowledge and skills in their professional practice or vocation and they will show they have the required expertise through the construction and discussion of arguments and the resolution of problems within the relevant area of study.
A3	Students will be able to gather and interpret relevant data (normally within their field of study) that will allow them to have a reflection-based considered opinion on important issues of social, scientific and ethical nature.
A4	Students will be able to present information, ideas, problems and solutions both to specialist and non-specialist audiences.
A5	Students will acquire the learning skills that are required to pursue further studies with a high degree of independence.
B1	Ability to find, analyze and summarize information to construct arguments and express informed opinions in different areas of professional practice.
B2	Ability to communicate and present orally and in writing topics and issues pertaining to their area of specialization.
B3	Ability to learn continuously and independently, to allow knowledge to be constantly updated in people's professional practice.
B5	Ability to comply with fundamental rights and the professional code of deontology in one's professional activity.
C2	To understand the Organization of the State and of International Institutions and Organizations with constitutional competences, for the correct interpretation of their functioning and for the application of the norms pertaining to labor relations.
D3	Ability to make decisions independently, leadership skills, ability to engage in co-operative teamwork, interpersonal skills that are helpful in professional and social situations.
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
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New	A2	B1	C2	D3
	A3	B2		D4
	A4	B3		D5
	A5	B5		

Contents

Topic	
Lesson 1. The State and its Legal Order.	1. The concept of State, its elements and forms. 2. Origins and evolution of the constitutionalism. 3. Drafting and approval of the Spanish Constitution 1978.
Lesson 2. The Organization of the State. Institutions: Its functions, powers and relations. 1. The Chief of the State. 2. The Legislative Assemblies. 3. The Government and the Administration. 4. The Judiciary. 5. The Constitutional Court.	1. The Chief of the State. 2. The Legislative Assemblies. 3. The Government and the Administration. 4. The Judiciary. 5. The Constitutional Court.
Lesson 3. The Law-making Procedures in the Spanish Legal Order.	1. The SC 1978 as a legal rule. 2. Constitution and Legal Order. 3. The sources of law: International treaties, European Union Law, the Act and its forms, Autonomy Statutes, legal rules with the same value that acts, other sources of law.
Lesson 4. The Constitutional Principles of the State intervention in economic and social processes.	1. The public initiative in the economic activity. 2. The power to establish taxes. 3. The General Budget of the State. 4. The principle of budgetary stability
Lesson 5. International treaties: The Law-Making production in the international field and its integration into the Spanish legal order.	1. Relationships between the International Law and the Domestic Law 2. The General International Law as a source of law in the Spanish legal order. 3. The Conventional International Law as a source of law in the Spanish legal order.
Lesson 6. International organisations and institutions with constitutional functions.	1. The European Union. 2. The Council of Europe and the European Court of Human Rights. 3. Other institutions and organisations.

Planning

	Class hours	Hours outside the classroom	Total hours
Mentored work	15	26	41
Lecturing	36	60	96
Problem and/or exercise solving	0	10	10
Oral exam	3	0	3

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

Methodologies

	Description
Mentored work	Office hours and workshops.
Lecturing	Lectures.

Personalized assistance

Methodologies	Description
Lecturing	Lecturers will resolve questions in relation to the contents of the lessons.
Mentored work	Lecturers will resolve questions in relation to the classroom work.

Assessment

	Description	Qualification	Training and Learning Results			
Problem and/or exercise solving	The work developed during workshops will be assessed based on the students' presentations and essays.	40	A2 A3 A4 A5	B1 B2 B3 B5	C2	D4 D5

Oral exam	Competency assessment tests including open questions about a subject. Students must develop, relate, organize and present their knowledge of the subject in an oral response.	60	A4	B2	C2
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Other comments on the Evaluation

A grade of 5 out of 10 in the final exam is required to add the grade granted in the continuous assessment.

Those students that cannot participate in regular classes and workshops must take a final exam composed by theoretical questions (60% of the grade) and practical exercises (40%). Those students can also ask for personal attention at regular times during the lecturers' office hours. The schedule of office hours will be published at the beginning of the academic year.

There are specific rules for the second call:

- Students that participated in class: they should take an exam composed of questions from the parts where they failed.
- Students that did not participate in class: they must take an exam consisting of theoretical questions and practical exercises.

Specific rules for the last call:

- The exam will be composed of theoretical questions and practical exercises.
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Sources of information

Basic Bibliography

López Guerra, Luis et al., **Derecho Constitucional**, 11ª, Tirant Lo Blanch, 2018

Rodríguez-Zapata, Jorge, **Teoría y práctica del derecho constitucional**, 4ª,

Ferres Combla, Victor, **The Constitution of Spain: A Contextual Analysis**,

Aguilera Vaqués, Mar y Serra Cristóbal, Rosario, **Rights and Freedoms in the Spanish Constitution**,

Complementary Bibliography

Kelsen, Hans, **Teoría General del Derecho y del Estado**,

Schmitt, Carl, **Teoría de la Constitución**,

Mosca, Gaetano, **Derecho constitucional**,

Mortati, Costantino, **La Constitución en sentido material**,

Bergareche Gros, Almudena, **El Concepto de Constitución Interna en la Restauración española**,

Bergareche Gros, Almudena, **La costituzione in senso materiale : l'importanza della realtà dell'organizzazione , La costituzione materiale : percorsi culturali e attualità di un'idea / a cura di Alessandro Catelan, 2001**,

Pérez Tremps, Pablo; Saiz Arnaiz, Alejandro, **Comentario a la Constitución Española**, 1, Tirant lo Blanch, 2018

Recommendations

Subjects that continue the syllabus

Administrative law/V08G211V01401

Social security law 1/V08G211V01402

Labour law 1/V08G211V01302

Labour law 2/V08G211V01403

Social security law 2/V08G211V01501

Financial and taxation law/V08G211V01504

Trade union law 1/V08G211V01502

Trade union law 2/V08G211V01601

Community social law/V08G211V01903

Subjects that it is recommended to have taken before

Law: Theory of Law/V08G211V01101

Other comments

In 2019/2020 there is going to be an English group. The syllabus is the same for this group, with specific bibliographical references. At the beginning of the semester, students will count with a schedule with particular content, readings and activities.

Contingency plan

Description

=== PLANNED EXCEPTIONAL MEASURES ===

In view of the uncertain and unpredictable evolution of the health alert caused by COVID-19, the University has established extraordinary planning that will be activated when the administrations and the institution itself determine that it is necessary, taking into account criteria of safety, health and responsibility, and guaranteeing teaching in a non-presential or totally non-presential scenario. These planned measures guarantee, when required, the development of teaching in a more agile and effective way by being known in advance (or with ample notice) by students and teachers through the standardised and institutionalised tool of the DOCNET teaching guides.

=== ADAPTATION OF THE METHODOLOGIES ===

* Teaching methodologies that are maintained

Teaching methodologies will be maintained. The teaching will be given through <https://campusremotouvigo.gal>

* Non-presential mechanism for attending to students (tutorials)

Tutorials, by appointment, will be available at <https://campusremotouvigo.gal>

=== ASSESSMENT ADAPTATION ===

It will be done through <https://campusremotouvigo.gal> and FAITIC.
