



## IDENTIFYING DATA

### Law: Mercantile law

Subject	Law: Mercantile law			
Code	V03G100V01201			
Study programme	Grado en Economía			
Descriptors	ECTS Credits	Choose	Year	Quadmester
	6	Basic education	1st	2nd
Teaching language	#EnglishFriendly Spanish			
Department				
Coordinator	Louredo Casado, Sara			
Lecturers	Louredo Casado, Sara			
E-mail	saralouredo@uvigo.es			
Web				
General description	<p>The purpose of this subject is to achieve a general knowledge about the current function of Commercial Law focusing on the following:</p> <p>How do you acquire the status of entrepreneur and what implications does it have at the level of responsibility?</p> <p>What types of social forms for companies exist?</p> <p>What contracts are commonly used by entrepreneurs in the market?</p> <p>What role do securities play (cheques, bills of exchange etc.) today?</p> <p>What rules apply to insolvency situations?</p> <p>English Friendly subject: International students may request from the teachers: a) resources and bibliographic references in English, b) tutoring sessions in English, c) exams and assessments in English.</p>			

## Training and Learning Results

Code	
C3	Know the institutional framework of the economy.
C7	Understand business environment.
C12	Use empirical techniques to assess the consequences of alternative actions to ultimately choose the best option.
D2	Ability to work within a team.
D4	Responsibility and capacity to fulfill commitments.
D5	Skills to make coherent and intelligible statements both in oral and written form.
D7	Promote critical and self-critical thinking.

## Expected results from this subject

Expected results from this subject	Training and Learning Results	
Identify the subjects who are considered as entrepreneurs in order to determine who is responsible, vis-à-vis third parties, for the actions carried out in the market.	C3	
Know the particularities and characteristics of the different types of commercial companies.	C7	
Know the rights and duties of the entrepreneur in his performance in the market.	C7	
Understand the legal regulation of the activity of entrepreneurs in the market, so that the legal framework in which a business is carried out can be assessed in a basic way.	C7	D7
Determine which standard is applicable to the specific case, in order to solve practical problems arising from the company's performance in the market.	C12	
	C7	D2
		D4

Solve the legal problems raised in a reasoned manner.	C7	D2 D5 D7
Prepare legal and economic reports and submit them.	C3 C7	D2 D4 D5 D7

## Contents

Topic	
Module I.- JURIDICAL STATUTE OF THE ENTREPRENEUR	1. Concept and characteristics of Commercial Law. 2. The entrepreneur and his collaborators. 3. Notions about the Commercial Registry and the accounting of the entrepreneur. 4. Tangible elements of the entrepreneurial organisation. 5. The Antitrust Law and the Industrial Property rights.
Module II.- RIGHT OF SOCIETIES	6. Basic notions about commercial societies. 7. The Stock-corporation I 8. The Stock-corporation II 9. The Stock-corporation III 10. The limited company I 11. The limited company II 12. Cooperative societies
Module III.- INSTRUMENTS OF PAYMENT AND OF CREDIT	13. General Theory about security titles. 14. The bill of exchange. Statements related to the bill of exchange: acceptance, endorsement and guarantee. 15. Fulfilment of the obligations. The maturity of the bill. 16. The check and the promissory note.
Module IV.- COMMERCIAL CONTRACTS	17. Obligations and contracts. 18. Collaboration contracts. 19. Contract of commercial purchase. Contract of transport. 20.- Contracts in the stock market and contracts in the banking sector. 21.- Contract of insurance.
Module V.- BANKRUPTCY LAW	22- Notions of Bankruptcy Law.

## Planning

	Class hours	Hours outside the classroom	Total hours
Laboratory practical	22.5	0	22.5
Seminars	2.5	20	22.5
Lecturing	23.5	30	53.5
Objective questions exam	2	20	22
Problem and/or exercise solving	1	9	10
Objective questions exam	1	13	14

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

## Methodologies

	Description
Laboratory practical	- Presentation of basic lines of the subject to study by the teacher. - Intervention by students. - Doubts and debate. - Conclusions and collection of practices. - Delivery of seminar activity where appropriate.
Seminars	- Presentation of conclusions and report by the student. - Reception of information and assessment by the teacher.
Lecturing	- Outline and documentation in the Teaching Platform: three days before class. It will contain the objectives and specific bibliography. - Explanation of the headings following a presentation scheme. - Conclusions. - Presentation of doubts. - Presentation and allocation of the practical class where appropriate.

## Personalized assistance

Methodologies	Description
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Lecturing	In the time of personal attention, the lecturer will be able to solve the doubts of the students regarding the subject explained in the theoretical sessions. These attention will take place through Moovi, e-mail (saralouredo@uvigo.es) or physically in the office D-207, from 9.30 to 14 h. everyday and from 15.30 to 19 h. on Wednesdays and Thursdays.
Laboratory practical	In the session of practice and individually, the lecturer will solve the questions from the diverse groups of work. Besides, the same that in the previous case, any question regarding the practice may be done through Moovi, email (saralouredo@uvigo.es) and physically in office D-207, in the same time as scheduled above.
Seminars	To prepare the essays asked for in class, students may submit their questions online or through an appointment in office D-207.

<b>Assessment</b>				
	Description	Qualification	Training and Learning Results	
Laboratory practical	Six of the eight practical sessions will be evaluated. Each of them will be awarded 0.25 points out of the total mark. Maximum score for this concept: 1.5 points.  Active participation in the practical sessions will be assessed up to a maximum of 0.25 points out of the total mark for the subject	12.5	C3 C7 C12	D2 D4 D5 D7
Seminars	There will be one seminar activity during the term that will be carried out in groups. This activity must be submitted in writing and presented orally. It will be assessed with a maximum of 2 points of the total grade.	15	C7 C12	D2 D4 D5 D7
Lecturing	In order to complement the mark for continuous assessment, participation in the lecture sessions will be assessed up to a maximum of 0.25 points out of the total mark for the subject.	2.5	C3 C7 C12	D5 D7
Objective questions exam	Resolution of an examination part of continuous evaluation and of theoretical type. They Will be short developmental questions.	40	C3 C7	D5 D7
Problem and/or exercise solving	Resolution of a practical test of continuous evaluation of similar to the cases that we have solved along the term.	20	C7 C12	D7
Objective questions exam	Realization of a test in the first half of the term that has as objective that the lecturer evaluates their understanding. It will mark, as maximum, 1 point of the continuous evaluation.	10	C3 C7	D7

### **Other comments on the Evaluation**

- 1.- The marks of the continuous evaluation of the laboratory practices, seminars and participation will be kept until the exam of the month of July. For those students who so request, the mark of the continuous evaluation of the previous course will be respected.
  - 2.- In order for the examination to be averaged with the continuous evaluation, it will be necessary to obtain a grade above 2 points (out of 4). In the practical test, the minimum is 1 out of 2 to be considered.
  - 3.- Students who do not participate in any of the continuous assessment activities will be assessed out of 10 points in a global exam of a theoretical-practical nature. Students who participate in an end-of-career exam that does not correspond to the course immediately following the course will be evaluated in the same way.
  - 4.- Alternatively to the continuous evaluation system, students will be eligible to be evaluated with a final exam that will involve 100% of the qualification. In the final exam, this examination will account for 100% of the qualification.
- The dates of the global assessment exams (first and second call) are published at <http://fccee.uvigo.es/organizacion-docente.html>

### **Sources of information**

#### **Basic Bibliography**

Sánchez Calero, Fernando, **Principios de Derecho Mercantil (BIBLIOGRAFÍA BÁSICA)**, última edición, Jiménez Sánchez, Guillermo (coord.), **Lecciones de Derecho Mercantil (BIBLIOGRAFÍA BÁSICA)**, última edición,

#### **Complementary Bibliography**

Broseta Pont-Martínez Sanz, **Manual de Derecho Mercantil**, última edición,

Westlaw-Aranzadi, **Base de datos jurídica**,

Tirant On Line, **Base de datos jurídica**,

Códigos BOE Derecho Mercantil, [https://www.boe.es/biblioteca\\_juridica/index.php?tipo=C](https://www.boe.es/biblioteca_juridica/index.php?tipo=C),

Noticias Jurídicas, <http://noticias.juridicas.com/>,

Guías Jurídicas Wolters Kluwer, <https://guiasjuridicas.wolterskluwer.es/Content/Inicio.aspx>,

**International Civil and Commercial Law as Founded upon Theory, Legislation, and Practice**, 2019, Forgotten Books, online (Uvigo)

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## **Recommendations**

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### **Other comments**

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1.- The subject Commercial Law of this degree does not require prior legal knowledge. In any case, the first of the practical sessions will be devoted entirely to the study of the different types of rules and to providing information on databases of a legal nature in which to search for the current and updated legislation.

2.- Although the language selected for the preparation of the teaching guide and the material distributed throughout the course is Galician, the classes will be developed in Spanish in order to facilitate their comprehension to ERASMUS students who want to study this subject. Also, there is the possibility to hand in all the works that are part of the continuous evaluation in English language.

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