



## IDENTIFYING DATA

### Administrative law

Subject	Administrative law			
Code	V08G211V01401			
Study programme	Grado en Relaciones Laborales y Recursos Humanos			
Descriptors	ECTS Credits	Choose	Year	Quadmester
	6	Mandatory	2nd	2nd
Teaching language	Spanish			
Department				
Coordinator	Lareo Jiménez, Jacinto Ruiz Cenicerros, Mauricio			
Lecturers	Gómez Fernández, Diego Lareo Jiménez, Jacinto			
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Web				
General description	(*)Estudo das cuestións principais da parte xeral do Dereito Administrativo			

## Training and Learning Results

Code	
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## Expected results from this subject

Expected results from this subject	Training and Learning Results
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## Contents

Topic	
Subject 1. *Qué It is the Administrative Right	<ol style="list-style-type: none"> <li>*Qué It is the Administrative Right</li> <li>Essence of the Right Official</li> <li>Origin and evolution of the Right Official</li> <li>The field of application of the Right Official</li> </ol>
Subject 2. Constitutional bases of the Right Official	<ol style="list-style-type: none"> <li>Constitution and Administrative Right</li> <li>The constitutional conception of the public Administration.                     <ul style="list-style-type: none"> <li>It. The public Administration how institution to the objective service of the general interests.</li> <li>*b. *Qué They are the general interests.</li> <li>*c. Government and Administration</li> <li>*d. Participation and transparency and. A plural and decentralized organisation</li> </ul> </li> <li>Full submission of the Administration to the Law and to the Right.                     <ul style="list-style-type: none"> <li>It. The *plenitude of the submission to Right</li> <li>*b. Legality and *xuricidade.</li> <li>*c. *Vinculación Negative and *vinculación positive. And. Authorities *regladas and *discrecionalidade administrative.</li> </ul> </li> <li>The control of the public Administration poles Courts.                     <ul style="list-style-type: none"> <li>It. The constitutional system of control envelope the Executive Power.</li> <li>*b. The judicial control of the Administration</li> </ul> </li> </ol>

Subject 3: The *ordenamento juridical official	<ol style="list-style-type: none"> <li>1. The *ordenameto juridical official</li> <li>2. The norms written: the Constitution, the norms *supraestatales and the laws <ul style="list-style-type: none"> <li>it. The Constitution</li> <li>*b. The International Treaties.</li> <li>*c. The Right of the European Union</li> <li>*d. The laws of the Been.</li> </ul> </li> <li>And. The Statutes of Autonomy.</li> <li>*f. The laws of the Autonomous Communities</li> <li>3. The regulation <ul style="list-style-type: none"> <li>it. Concept</li> <li>*b. Statutory authority</li> <li>*c. The regulation and other juridical figures.</li> <li>*d. Kinds of regulations.</li> </ul> </li> <li>And. Titularity of the statutory authority.</li> <li>*f. The content of the regulation.</li> <li>*g. The procedure of manufacture of the regulations.</li> <li>*h. Invalidity of the regulations</li> <li>*i. The *inderogabilidade singular of the regulations.</li> </ol>
Subject 4. The administrative organisation	<ol style="list-style-type: none"> <li>1. Theory of the administrative organisation.</li> <li>2. The General Administration of the Been. <ul style="list-style-type: none"> <li>It. The Government.</li> <li>*b. The Ministries and the *sua *estructura internal.</li> <li>*c. The peripheral Administration of the Been.</li> <li>*d. The Administration of the Been in the External.</li> </ul> </li> <li>And. *Organos Consultative, of coordination and control.</li> <li>*f. The Administration of the European Union.</li> <li>3. The Autonomous Communities <ul style="list-style-type: none"> <li>it. Origin and evolution of the Been of the Autonomies.</li> <li>*b. Institutions of the Autonomous Communities.</li> <li>*c. The competitions of the Autonomous Communities.</li> <li>*d. Relations of the Autonomous Communities with the Been.</li> </ul> </li> <li>And. Autonomous communities and Local Administration.</li> <li>*f. Autonomous communities and European Union.</li> <li>*g. The controls envelope the Autonomous Communities.</li> <li>4. The Local Administration <ul style="list-style-type: none"> <li>it. The municipality.</li> <li>*b. The province.</li> <li>*c. The insular Administration.</li> <li>*d. Other local entities.</li> </ul> </li> <li>And. Relations *interadministrativas.</li> <li>5. The instrumental entities. <ul style="list-style-type: none"> <li>It. Concept and evolution.</li> <li>*b. Organisms and *entes public.</li> <li>*c. *Corporaci3ns Of public Right</li> <li>*d. Personal entities of the Public Sector.</li> </ul> </li> <li>And. The exercise of public functions by personal entities.</li> </ol>
5. Wool Administration and the *suas relations with the citizen	<ol style="list-style-type: none"> <li>1. Juridical situation of the citizen in the Right *Adimistrativo. <ul style="list-style-type: none"> <li>It. The juridical relation of Administrative Right.</li> <li>*b. Concept of citizen and of interested.</li> <li>*c. Subjective rights and legitimate interests.</li> <li>*d. Duties, duties and cargos.</li> </ul> </li> <li>And. Relations of supremacy or of *suxeci3n special and statutory relations.</li> <li>2. General rights of the citizen in the his relations with the Administration. <ul style="list-style-type: none"> <li>It. Rights of information and access to the administrative documents.</li> <li>*b. Rights of participation in the *exercicio of the administrative functions.</li> <li>*c. The right to use the *lenguas official in the territory of each Autonomous Community.</li> </ul> </li> </ol>

Subject 6: The administrative procedure

1. The common administrative procedure and administrative procedures
2. The general principles of the procedure
3. The subjects of the procedure
  - it. The managers of the procedure
  - \*b. The interested
4. Have them to me and terms: his \*cómputo
5. Phases of the administrative procedure:
  - it. The initiation of the procedure
  - \*b. The administrative file
  - \*c. Provisional measures
  - \*d. Acts of instruction
- and. \*Terminación Of the procedure

Subject 7: The administrative acts

1. Concept of administrative act
2. Elements of the administrative acts
3. Kinds of administrative acts: relevance of the different criteria
4. The #efficacy of the administrative acts
  - it. Concept
  - \*b. The immediate #efficacy
  - \*c. Exceptions to the immediate #efficacy:
  - \*d. #Efficacy \*demorada; notification and publication of the administrative acts
- and. #Efficacy anticipated
5. Theory of the invalidity: degrees of invalidity of the administrative acts
  - it. The \*anulabilidad of the administrative acts
  - \*b. Absolute nullity or of right plenary
  - \*c. Irregularities no \*invalidantes
6. The problem of the inactivity of the Administration
  - it. The duty to resolve and notify. Terms
  - \*b. Effects of the administrative silence
  - \*c. Procedures initiated the application of the interested
  - \*d. Procedures initiated of job. Caducity
- and. Juridical nature of the administrative silence: legal fiction or presumptive act. The #efficacy of the presumptive acts.
  - \*f. The terms to resort the administrative silence
  - \*g. The administrative silence in the town-planning Right
7. The compulsory execution of the administrative acts
  - it. The budgets of the execution
  - \*b. Principles of the procedure of execution
  - \*c. Means of compulsory execution
8. The \*coacción direct
9. The road in fact

Subject 8: The no judicial controls of the administrative activity

1. The general system of guarantees.
2. The external controls specialized
  - it. The Defender of the People and equivalent institutions.
  - \*b. The Court of Accounts and equivalent institutions.
2. The administrative resources.
  - It. Concept.
  - \*b. The common resources in the LPACA\*P: principles and \*reglas general.
  - \*c. The resource of height.
  - \*d. The resource \*potestativo of \*reposición.
- And. The extraordinary resource of review.
  - \*f. Special administrative resources.
  - \*g. Economic claims-administrative.
3. Review and \*revocación of the administrative acts.
  - It. The review of job of invalid acts.
  - \*b. Declaration of \*lesividade of the acts \*anulables.
  - \*c. The \*revocación of the administrative acts.
  - \*d. \*Rectificación Of errors.
- And. General limits of the faculties of review.

**Planning**

	Class hours	Hours outside the classroom	Total hours
Lecturing	35	52	87
Problem solving	14	33	47
Problem and/or exercise solving	2	8	10
Objective questions exam	1	5	6

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

<b>Methodologies</b>	
	Description
Lecturing	Exhibition by part of the professor of the contained envelope to subject object of study
Problem solving	It Will develop the following activities with the aim of review or go deeply in the contained boarded in the sessions : Resolution of practical suppositions; analysis of specific contents; put in common and resolution of doubts; and preparation of writings directed to the public Administration and administrative resources

<b>Personalized assistance</b>	
<b>Methodologies</b>	<b>Description</b>
Problem solving	They Will attend and will resolve the doubts exposed pole students in relation with the contained of the subject, and in the realization and development of the exercises and works proposed
Lecturing	They Will attend and will resolve the doubts exposed pole students in relation with the contained of the subject, and in the realization and development of the exercises and works proposed
<b>Tests</b>	<b>Description</b>
Objective questions exam	Atenderanse e resolverán as dúbidas expostas polo alumnado en relación cos contidos da materia, e na realización e desenvolvemento dos exercicios e traballos propostos
Problem and/or exercise solving	Atenderanse e resolverán as dúbidas expostas polo alumnado en relación coa realización e desenvolvemento dos casos prácticos, exercicios e traballos propostos

<b>Assessment</b>		
	Description	Qualification Training and Learning Results
Problem solving	In the "Seminars" of the kinds *presenciais also will propose to the students to realization of distinct activities: practical cases, oral exhibition of one fear, presentation written of one work, task *colaborativa in the classroom, etc. These activities only will be evaluated for them/the students/those that subject the continuous evaluation. In these *Semianrios will value the active participation of the students, is to say, the assistance more the participation of quality. The mere assistance no values .	30
Problem and/or exercise solving	During the kinds *maxistrais, to the thread of the explanations, will expose to the students questions or supposed in fact so that the student develop reasonings or deductions related with the subject that explains . In this felt will evaluate the active assistance of the student in the kinds *maxistrais, is to say, the assistance more the participation of active quality in the tracking of the lessons of the active form indicated. The mere assistance no values . If no they posed questions in the sessions *maxistrais, this percentage of evaluation *acrecería to the of the specific activities developed in the seminars.	30
Objective questions exam	Them/the students will realize a theoretical examination-@práctico in the that will owe to expose, by means of short answers, the juridical regime-applicable official it a practical supposition	40

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

To participate in the continuous evaluation, it will be an essential requirement that the student upload their student file to the TEMA platform before the end of the first month of class. The qualifications obtained in the case study/situation analysis and in the supervised works will be maintained in the second call of the academic year.

To pass the subject it is necessary to obtain a minimum of 5 between the final exam and the continuous evaluation. The maximum grade that can be obtained in the final exam will be 7, adding the score obtained in said exam to the one that corresponds in the continuous evaluation. For this sum to take place, it will be an essential requirement to obtain a minimum of 3.5 out of 7 in the final exam.

By agreement of the Faculty Board, students who do not follow or do not pass the continuous evaluation will have the right to a theoretical-practical final exam on the 100%, different from the previous one, in which the acquisition of all the competences is evaluated. global matter.

Extraordinary end-of-course call: a) Type of exam: Students will take a theoretical-practical exam on all the contents of the subject; b) Evaluation system: 100% of the grade will be determined by the result of the theoretical-practical exam.

The dates and times of the evaluation tests of the different calls are those specified in the evaluation tests calendar approved by the Faculty Board.

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### **Sources of information**

#### **Basic Bibliography**

Sánchez Morón, Miguel, **Derecho Administrativo, Parte General**, 12<sup>a</sup>, Tecnos, última edición

Martín Rebollo, Luis, **Leyes Administrativas, volúmenes I y II**, 22<sup>a</sup>, Editorial Aranzadi, S.A., última edición

Fernández Ramos, Severiano; Gamero Casado, Eduardo, **Manual básico de Derecho Administrativo**, 13<sup>a</sup>, Tecnos, última edición

Parada Vázquez, Ramón, **Derecho Administrativo I**, 25<sup>a</sup>, Open Ediciones Universitarias, S.L., última edición

Parada Vázquez, Ramón, **Derecho Administrativo II**, 25<sup>a</sup>, Open Ediciones Universitarias, S.L., última edición

García de Enterría, Eduardo, **Curso de Derecho Administrativo I**, 17<sup>a</sup>, Editorial Aranzadi, S.A., última edición

#### **Complementary Bibliography**

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### **Recommendations**

#### **Subjects that continue the syllabus**

Social security law 1/V08G211V01402

Labour law 2/V08G211V01403

Administrative regulation of the economy/V08G211V01602

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

Law: Constitutional Law/V08G211V01201

Law: Theory of Law/V08G211V01101

Labour law 1/V08G211V01302

Commercial law/V08G211V01303

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