

**COURSE DATA****Data Subject**

Code	35239
Name	Notarial and registral law
Cycle	Grade
ECTS Credits	4.5
Academic year	2024 - 2025

Study (s)

Degree	Center	Acad. Period
1303 - Degree in Law	Faculty of Law	4 Second term

Subject-matter

Degree	Subject-matter	Character
1303 - Degree in Law	32 - Notarial and registral law	Optional

Coordination

Name	Department
SERRA RODRIGUEZ, MARIA ADELA	50 - Civil Law

SUMMARY**English version is not available**

La asignatura se desarrolla atendiendo a criterios teóricos y prácticos, es decir, la exposición de determinados temas sobre el sistema registral y notarial español y el planteamiento de supuestos de hecho a resolver en clase sobre práctica registral y notarial con apoyo de la jurisprudencia que emite la Dirección General del Registro y del Notariado

PREVIOUS KNOWLEDGE**Relationship to other subjects of the same degree**

There are no specified enrollment restrictions with other subjects of the curriculum.



Other requirements

No existe restricción formal para poder cursar esta asignatura. Sin embargo, para un mayor aprovechamiento de la misma se exigiría haber cursado previamente la materia correspondiente a Civil III.

COMPETENCES (RD 1393/2007) // LEARNING OUTCOMES (RD 822/2021)

1303 - Degree in Law

- Recognise the importance of law as a system for regulating social relations.
- Know the content and application of each of the branches of the legal system.
- Be able to apply constitutional principles and values, the respect for human rights, with special attention to equality between men and women, sustainability and the culture of peace as working tools in the interpretation of the legal system.
- Be able to use legal sources (legal, jurisprudential and doctrinal).
- Be able to read and interpret legal texts.
- Be able to communicate correctly both orally and in writing in the field of law.
- Be able to analyse legal problems and synthesise their approach and resolution.
- Be able to use information and communication technology to obtain and select legal information.

LEARNING OUTCOMES (RD 1393/2007) // NO CONTENT (RD 822/2021)

Competition n. 1: Capacity to know and comprise the function the Register of the Property and the importance of the advertising registral like half to the service of the juridical security (relation with the specific competitions of the degree E1, E2 And E4).

Competition n. 2: Capacity to know the system registral, the titles inscribibles, the seat registral and the effects of the registration (relation with the specific competitions of the degree E2, E7 And E8, E10 And E13).

Competition n. 3: Capacity to know other seats registrales distinct of the registration (relation with the specific competitions of the degree E2, E7 And E8, E10 And E13).

Competition n. 4: Capacity to resolve supposed of registrations, annotations, cancellations (relation with the specific competitions of the degree E8, E9 And E10).

DESCRIPTION OF CONTENTS



1. Notarial right (I). The structure and the function of the public writing.

2. Notarial right (II). The public writing of compraventa.

3. Notarial right (III). The public writing of loan hipotecario.

4. Notarial right (IV). The public writing of donation.

5. Notarial right (V). The public writing and the matrimonial economic diet.

6. Notarial right (VI). The public writing in the Right of Successions: will and partition.

7. Notarial right (VII). The public writing in the Right of Societies.

8. Right registral (I). The Register of the Property: object and function. The system registral Spanish: distinctive shots.

9. Right registral (II). The procedure registral. Relation with the cadastre inmobiliario.

10. Right registral (III). The principles hipotecarios: rogación; priority; lawfulness; successive tract; and speciality.

11. Right registral (IV). The seats registrales.

12. Right registral (V). Substantive efficiency of the advertising registral. The principles of legitimación, inoponibilidad and public faith registral. The formal advertising.

**WORKLOAD**

ACTIVITY	Hours	% To be attended
Theoretical and practical classes	45,00	100
Attendance at events and external activities	5,00	0
Development of group work	5,00	0
Development of individual work	5,00	0
Study and independent work	16,00	0
Readings supplementary material	5,00	0
Preparation of evaluation activities	15,50	0
Preparing lectures	5,00	0
Preparation of practical classes and problem	6,50	0
Resolution of case studies	3,50	0
Resolution of online questionnaires	1,00	0
TOTAL	112,50	

TEACHING METHODOLOGY

Exhibition of theoretical contents: The professor of the asignatura will expose and will explain the fundamental theoretical contents to guide to the student in the study and understanding of the matter. The student, by his part, has to engage actively in the learning by means of the previous reading of the lesson and the complementary materials that have established in the planning of the course.

Activities applied: it Consists in the comment of sentences, dictámenes and proposals of practical cases, deploying the distinguished competitions, complementing in this way the exhibition of theoretical contents. In each case, will signal the professor which go to be object of evaluation.

Complementary activities: it will program some consistent complementary activity in a workshop, seminar or another activity related with the matter, that will schedule, in function of the availability of human and temporary resources, trying that they have character interdisciplinary, already was with groups of the same or of other asignaturas. The activities will be able to develop in different centres to the Universitat of València.



EVALUATION

Composition of the final qualification.- The final qualification composes of a:

- 30 % OF CONTINUOUS EVALUATION.
- 70 % OF EVALUATION OF THEORETICAL And PRACTICAL KNOWLEDGES.

Activities computables in the continuous evaluation.- In the CONTINUOUS EVALUATION will value the follow-up continued and the preparation of the distinct contents of the programs and will have LIKE MINIMUM TWO acts evaluables consistent mainly in the resolution of cases, test-objective proof, individual work or in group, etc.

In any case, each professor reserves the faculty to realise activities of additional continuous evaluation, that will be recorded in the corresponding Annex to the Educational Guide.

The continuous evaluation presupposes assistance and participation continued. Those students that by diverse reasons can not fulfil with the presencialidad, do not have right to a different continuous evaluation.

Punctuation of the continuous evaluation.- In the continuous evaluation will not obtain any punctuation if it does not surpass AT LEAST THE 40 PERCENT of the same. In consequence, those that do not arrive to the 40 percent will have zero points of continuous evaluation. It pretends with this improve the work continued of the student.

The continuous evaluation will compute so much in first as in second announcement.

The activities of continuous evaluation have the character of “no recoverable” in the second announcement.

Modality of the final proof.- The modality of the FINAL PROOF of knowledges (test, short questions or of development, theoretical or theoretical-practical, oral examination, etc.) will determine by each professor and will communicate to the students with the owed antelación.

In case of coincidence of examinations, will be able to vary the type of examination concerning the planned with general character (p.And., test, oral, writing).

Need to approve the Final Proof.- To surpass the asignatura will be INDISPENSABLE to APPROVE THE FINAL PROOF.

Those students that have participated in some activity of continuous evaluation, but do not realise the final proof of the corresponding announcements, will state as NO PRESENTED in the records of the corresponding announcements of the asignatura.

Qualification in case of have not marked the continuous evaluation.- Those students that have not participated regularly in the activities that allow the continuous evaluation will be evaluated by the result of the final proof, to which anyway will be able to present the students enrolled. In such supposition, the maximum final qualification that they can obtain these students will be of 7 points on 10.



Qualification in case of concurrir automatic cause of suspense.- If concurre automatic cause of suspense, according to the criteria of this Educational Guide or of the Annex of each professor, the maximum note that will obtain the student is a 4.

REFERENCES

Basic

- AA.VV., Derecho notarial, Borrell , Joaquín (coord.) Tirant lo Blanch, 2011.

Sánchez Calero, Francisco Javier y B. Sánchez-Calero, Blanca, Manual de derecho inmobiliario registral, Tirant lo Blanch. 2021.

Gómez Gáligo, Francisco Javier y del Pozo, Pere, Lecciones de Derecho hipotecario, Marcial Pons, 2006, 2ª ed.

Tamayo Clares, Manuel, Temas de Derecho Notarial, 9ª ed., Consejo General del Notariado, 2011