



COURSE DATA

DATA SUBJECT

Code: 35111

Name: Employment in the tourist sector

Cycle: Undergraduate Studies

ECTS Credits: 6

Academic year: 2025-26

STUDY (S)

Degree	Center	Acad. year	Period
1317 - Degree in Tourism	Facultat d'Economia	4	First quarter
1926 - Double Degree Program Tourism and BMA	Facultat d'Economia	4	First quarter

SUBJECT-MATTER

Degree	Subject-matter	Character
1317 - Degree in Tourism	Tourism law I	COMPULSORY
1926 - Double Degree Program Tourism and BMA	Asignaturas de cuarto curso	COMPULSORY

COORDINATION

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SUMMARY

- Employment in the tourism sector is a compulsory subject that is taught in fourth grade of tourism course. It is taught jointly by the civil law and commercial law departments of the University of Valencia
- It's a subject that seem be connected with other subjects of matter of tourism right, within the degree of tourism, as the sectoral regulation of tourism and especially, introduction to law
- With any doubt is an essential matter for those who wish to operate professionally in the field of tourism, since it lets you know the general framework of procurement in the tourism sector and the incidence of consumption right for the protection of tourists. Also deals with the exposition and analysis of the main contractual figures as well as of the non-compliance regime and repair mechanisms

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 registration restrictions, but it is recommended to have passed the course Introduction to law

COMPETENCES / LEARNING OUTCOMES

1317 - Degree in Tourism

Know the main political and administrative structures of tourism

Recognise the main tourist agents.

Understand the legal framework regulating tourism activities.

Understand the principles of tourism: its spatial, social, cultural, political, labour and economic dimensions.

DESCRIPTION OF CONTENTS

1. Tourism as an object of Law and regulatory framework.

I. LEGAL NOTION AND DEFINING ELEMENTS.

II. CONCEPT AND AUTONOMY OF THE TOURISM LAW: ITS DUAL CONTENT.

III. NORMATIVE.

1. European Union.

2. State.

3. Regional.

IV. SUBJECTS INVOLVED IN THE TOURIST ACTIVITY.

1. Tourism entrepreneur and travel agencies (remission).

2. User of the tourist services.



3. Tourist's concept as final addressee of tourist services provision.

2. Consumer and user protection in the tourism sector.

I. LEGAL PROTECTION OF THE USER OF TOURIST SERVICES.

II. GENERAL CONDITIONS.

III. UNFAIR TERMS: CONTROL AND CONTRACTUAL INEFFICIENCY.

IV. CLAUSES LIMITING LIABILITY.

V. EXPRESS SUBMISSION CLAUSES: THE RESIGNATION TO THE OWN JURISDICTION.

VI. COMMERCIAL ADVERTISING AND INFORMATION DUTY TO TOURISTS. ELECTRONIC CONTRACTING IN TOURISM.

VII. TOURISM ARBITRATION.

3. Contracts in the tourism sector. Contracts for the use and enjoyment of goods.

I. TOURIST CONTRACTS: CONCEPT, CHARACTERS AND CLASSES.

II. USE AND ENJOYMENT OF GOODS TOURIST CONTRACTS.

1. Lease of things.

A. Concept and characters.

B. Rights and obligations of the lessor and of the lessee.

2. THE LEASE OF REAL ESTATE.

A. Housing rental and rental for different purposes.

B. Seasonal leases.



a) Applicable legal regime.

b) Rights and obligations of parts.

3. TIMESHARE OF REAL ESTATE.

A. Juridical nature and contents of time-sharing.

B. Form of contract.

C. Legal measures for the protection of the buyer of time-sharing rights. Withdrawal. Resolution.

4. Contracts for services in the tourism sector.

I THE BASIC CONTRACTUAL TYPES OF PROVISION OF SERVICES.

II. SERVICE CONTRACT.

1. Concept and essential elements.

2 Rights and obligations of the parties.

3. Extinction.

III. THE CONTRACT OF WORK.

1. Concept and essential elements.

2. Rights and obligations of parties.

3. Extinction.

5. Contracts for atypical or mixed services in the tourism sector.

I. PACKAGE TRAVEL CONTRACT.



1. Applicable law and scope.
 2. Concept.
 3. Personal elements of the contract.
 4. Pre-contractual phase: the advertising promotion.
 5. Contract content.
 6. Modification of any elements of the contract.
 7. The end of the contract before its execution.
 8. Breach of contract and liability of the organiser.
 - A. Breach of contract.
 - B. Responsibility of the organiser.
 - C. Consumer claims.
- II. PASSENGER TRANSPORT CONTRACT.
1. Concept.
 2. Perfection and contract documentation.
 3. Personal item.
 4. Content of the contract.
 5. Contractual breach.
 - A. Denied boarding by overbooking.
 - B. Delay.
 - C. Cancellation and interruption.



D. Loss or damage to luggage.

E. Accident.

III. Air charter contract.

1. Concept.

2. Personal element.

3. Content of the contract.

4. Applicable regulations.

IV. Tourist cruises.

6. Contracts relating to tourist accommodation.

I. The reservation of places in allotment regime.

1. Concept.

2. Personal items.

3. Content of the contract.

4. Extinction.

II. Individual reserve.

III. The contract of accommodation in hotel establishments or lodging contract.

1. Concept.

2. Personal items.

3. Content of the contract.



4. Responsibility.

5. Extinction.

IV. The contract of accommodation in non-hotel establishments.

7. Hotel management contract.

I. THE HOTEL MANAGEMENT CONTRACT.

1. Concept.

2. Personal items.

3. Content of the contract.

4. Extinction

8. Contracts relating to the catering service.

I. HOSPITALITY CONTRACT.

II. CATERING CONTRACT.

9. The insurance contract in the tourism sector.

I. INSURANCE CONTRACT.

II. TYPES OF INSURANCE IN THE TOURISM SECTOR.

1. Compulsory travel insurance contract.

2. Travel assistance insurance contract.

**WORKLOAD****PRESENCIAL ACTIVITIES**

Activity	Hours
Theory	30,00
Classroom practices	30,00
Total hours	60,00

NON PRESENCIAL ACTIVITIES

Activity	Hours
Attendance at other activities	10,00
Individual or group project	20,00
Independent study and work	15,00
Preparation of lessons	20,00
Preparation for assessment activities	15,00
Resolution of case studies	10,00
Total hours	90,00

TEACHING METHODOLOGY

Exhibition of theoretical contents: The professor will present and explain the fundamental theoretical content to guide the student in their study and understanding of the subject. The student, for their part, must actively engage in learning by reading the lesson and any supplementary materials established in the course plan.

Activities applied: Consist of commenting on rulings, opinions, and proposed practical cases, deploying the established skills and complementing the presentation of theoretical content. In each case, the professor will indicate which ones will be assessed.

Complementary activities: Some complementary activity will be scheduled, consisting of a workshop, seminar, or other activity related to the subject. These activities will be planned based on the availability of human and time resources, ensuring that they are interdisciplinary in nature, either with groups from the same or other subjects. Activities may be held at centers other than the University of Valencia.

IN-PERSON SCENARIO.

No significant changes are planned in the teaching methodology, which will be determined at the discretion of each professor.

BLENDED OR HYBRID SCENARIO.



No significant changes are planned in the teaching methodology during the in-person week, which will be determined at the discretion of each professor.

During the non-in-person week, teaching may be synchronous or asynchronous. To this end, at the discretion of each professor, there are various possibilities, including, but not limited to:

- planning for independent student work, which may be theoretical or practical, offered through teaching videos (Kaltura), voiced PPTs, diagrams, written materials, guided readings, etc.;
- or monitoring of students via videoconference using the classroom's available devices (cameras and/or microphones) or using portable devices available to professors. If the class cannot be broadcast synchronously via videoconference, it could be recorded and the link uploaded to the Virtual Classroom so that the group of students who are not scheduled to attend the class in-person can view it remotely at any time during the week

REMOTE SCENARIO.

The following options are proposed and will be applied at the discretion of each professor, even cumulatively:

- Uploading of teaching materials to the Virtual Classroom.
- Possibility of BBC videoconferences, slides (voiced or unvoiced), videoconference tutorials, and solved problems/exercises, at the discretion of each professor.
- Proposed activities for the Virtual Classroom, with an impact, where applicable, on the continuous assessment grade.

EVALUATION

Final Grade Composition.- The final grade consists of:

- 30% CONTINUOUS ASSESSMENT.
- 70% EVALUATION OF THEORETICAL AND PRACTICAL KNOWLEDGE.

Activities Counted in Continuous Assessment.- CONTINUOUS ASSESSMENT will evaluate the continuous monitoring and preparation of the various program contents and will include AT LEAST TWO evaluable activities, consisting primarily of case studies, objective tests, individual or group work, etc.



In any case, each professor reserves the right to carry out additional continuous assessment activities, which will be included in the corresponding Appendix to the Course Guide.

Continuous assessment requires continued attendance and participation. Students who, for various reasons, cannot attend in-person classes are not entitled to a different continuous assessment.

Continuous assessment scoring. - No score will be awarded for continuous assessment unless the student achieves at least 40 percent. Consequently, those who do not achieve 40 percent will receive zero continuous assessment points. This is intended to enhance the student's continued work.

Continuous assessment will count in both the first and second calls.

Continuous assessment activities are "non-recoverable" for the second call.

Final Test Modality.- The modality of the FINAL knowledge test (test, short or essay questions, theoretical or theoretical-practical questions, oral exam, etc.) will be determined by each professor and will be communicated to students in advance.

In the event of overlapping exams, the type of exam may be changed from the standard one (e.g., test, oral, written).

Need to Pass the Final Test.- To pass the course, it is ESSENTIAL to PASS the FINAL TEST.

Students who have participated in some continuous assessment activities but do not take the final test for the corresponding call, will be marked as NOT PRESENTED in the minutes of the corresponding call for the course.

Grading if continuous assessment has not been achieved.- Students who have not regularly participated in activities that allow continuous assessment will be assessed based on the final exam, which enrolled students may take in any case. In such cases, the maximum final grade these students can obtain will be 7 points out of 10.

Grading if there is an automatic cause for failure.- If there is an automatic cause for failure, according to the criteria in this Course Guide or in each professor's Appendix, the maximum grade the student will obtain is a 4.

IN-PERSON SCENARIO.

No significant changes are planned for the evaluation, which will be determined at the discretion of each professor.



BLENDED OR HYBRID SCENARIO.

Beyond the necessary adaptation to a blended learning environment, no significant changes are planned for the evaluation, which will be determined at the discretion of each professor.

REMOTE SCENARIO.

Beyond the necessary adaptation to a remote environment, no significant changes are planned for the evaluation, which will be determined at the discretion of each professor.

REFERENCES

All bibliographic references will be understood to refer to the latest published edition, as well as to the latest regulations in force, without prejudice to any other specific bibliography that the professor may indicate during the course, if applicable.

Basic:

- AA.VV., Manual de Derecho del Turismo, GONZÁLEZ CABRERA, I., GOSÁLBEZ PEQUEÑO, H., (Dir.), Atelier.
- AA.VV., Manual de Derecho Privado del Turismo, ORTEGA BURGOS, E., ECHEVARRÍA DE RADA, T., (Dir.), MEDINA ALCOZ, M., TAPIA SÁNCHEZ, M^a ROSA., (Coords.), Tirant lo Blanch.
- AA.VV., Lecciones de Derecho Turístico, RUIZ-RICO RUIZ, J.M., y QUESADA SÁNCHEZ, A.J., (Coords.), Tecnos.
- BARBA DE VEGA, J., CALZADA CONDE, M^a ÁNGELES., Introducción al Derecho Privado del Turismo, Aranzadi.
- RAMALLO MIÑÁN, E DEL P., Manual Básico del Derecho Turístico, Tecnos.

Complementary:



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- AA.VV., Derecho privado del Turismo. Estudio Jurisprudencial, MUNAR BERNART P.A (Coord.), Aranzadi.
 - AA.VV., Estudios de Derecho Privado del Turismo. Fundamentos doctrinales y jurisprudenciales, ACEDO PENCO, A., (Coord.), Dykinson.
 - AURIOLES MARTÍN, A., Introducción al Derecho turístico. Derecho privado del turismo, Tecnos.
 - CORCHERO, M., Derecho del Turismo. Conceptos fundamentales, Iustel.