COURSE DATA

DATA SUBJECT

Code: 35209
Name: Civil Law IV
Cycle: Undergraduate Studies
ECTS Credits: 6
Academic year: 2025-26

STUDY (S)

Degree	Center	Acad. year	Period
1303 - Degree in Law	Facultat de Dret	4	First quarter
1921 - Double Degree Program BMA and Law	Facultat de Dret	5	First quarter
1922 - Double Degree Prog. Law-Political Science	Facultat de Dret	5	First quarter
1923 - Double Degree Programme Law-Criminology	Facultat de Dret	5	First quarter
1930 - Double Degree Programme in Law and Political and Public Admin. Sciences	Facultat de Dret	5	First quarter

SUBJECT-MATTER

Degree	Subject-matter	Character
1303 - Degree in Law	Civil law	COMPULSORY
1921 - Double Degree Program BMA and Law	Year 5 compulsory subjects	COMPULSORY
1922 - Double Degree Prog. Law-Political Science	Year 5 compulsory subjects	COMPULSORY
1923 - Double Degree Programme Law-Criminology	Year 5 compulsory subjects	COMPULSORY
1930 - Double Degree Programme in Law and Political and Public Admin. Sciences	Asignaturas obligatorias de quinto curso	COMPULSORY

COORDINATION

SAIZ GARCIA CONCEPCION

SUMMARY

The present subject is a compulsory subject of fourth course of degree that consists of 6 credits ETCS according to the document of Verify (4,5 credits ETCS, in the double Right degree-Economy DER-ECHO). His aim is to achieve that the student know the juridical system of protection of the family, as well as the operation of the phenomenon sucesorio. For this, in the first part of the course will visit the basic concepts of the Right of Family and, in the second part, the Right of Successions. His basic contents are those that expose to continuation:

Right of Family:

Concept of family.

The marriage and matrimonial systems.

Requirements and effects of the marriage.

The nullity, separation and divorce.

The matrimonial economic Regime. The economic organisation of the marriage.

Filiación And Measures of support to the people with disability for the exercise of his juridical capacity.

Right of Successions:

The succession in general and structure of the phenomenon sucesorio.

The capacity for suceder and the dynamics of the process sucesorio

The succession testada. The will. Concept and structure of the content of the will: The institution of heir and the legacies.

Legitimate and reservations.

The intestate succession.

The effects of the succession.

The hereditary community and the partition of the inheritance.

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PREVIOUS KNOWLEDGE

RELATIONSHIP TO OTHER SUBJECTS OF THE SAME DEGREE

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

OTHER REQUIREMENTS

COMPETENCES / LEARNING OUTCOMES

1303 - Degree in Law

Acquire basic knowledge of legal arguments.

Be able to analyse legal problems and synthesise their approach and resolution.

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 communicate correctly both orally and in writing in the field of law.

Be able to create and structure regulations.

Be able to read and interpret legal texts.

Be able to use legal sources (legal, jurisprudential and doctrinal).

Have negotiation and conciliation skills.

Know the content and application of each of the branches of the legal system.

Understand the legal system as unitary and have an interdisciplinary perspective of legal problems.

DESCRIPTION OF CONTENTS

The explanation of this first part of the Right of Family demands to tackle necessarily: -The concept of family/families nowadays and common law partners .
-The kinship.
-The obligation of foods.

- The Spanish matrimonial system
- Requirements and personal and patrimonial effects and of marriage
- Nullity, separation and divorce, as well as their common effects
- The matrimonial economic system: community property, separation of ownership and participation

-Relation of filiation. The form of filiation and how to determine them.
-The system of protection of minors in the figures of fostering and adoption.
-Parents and children¿s relationships: parental rights.
-Measures of support to minors.

- Succession and right of successions.
- Subjects of the mortis cause succession.
- The inheritance.
- The capacity for succession: Budgets, indignity for succession and relative inabilities.

1. Family and Family Law

The explanation of this first part of the Right of Family demands to tackle necessarily: -The concept of family/families nowadays and common law partners .
-The kinship.

2. Marriage

- The Spanish matrimonial system
- Requirements and personal and patrimonial effects and of marriage
- Nullity, separation and divorce, as well as their common effects

3. Measures of support to minors and disabled people

-Relation of filiation. The form of filiation and how to determine them.
-The system of protection of minors in the figures of fostering and adoption.
-Parents and children¿s relationships: parental rights.

4. Administration of successions

- Succession and right of successions.
- Subjects of the mortis cause succession.
- Dynamics and phases of succession.
-The inheritance in law.

- The will.
- The institution of heir and the legated.
- The hereditary replacements.
- The execution of the testamentary will.
- The succession agreements in general.

- Legitimacy calculation and imputation
- Qualitative and quantitative intangibility of the legitimacy
- The payment of the legitimacy
- Concept and effects of preterition and disinheritance
- Linear and widow/widower¿s reservations

This unit is about succession in the case of no will.

5. Tested succession

- The will.
- The institution of heir and the legated.
- The hereditary replacements.

6. Legitimacy and reservations

- Legitimacy calculation and imputation
- Qualitative and quantitative intangibility of the legitimacy
- The payment of the legitimacy

7. Legal or intestate succession

This unit is about succession in the case of no will.

8. Succession effects

-The acquisition of the inheritance: acceptance and repudiation.
-The hereditary community and the partition of the inheritance: operations particionales, collation, types of partition, effects and inefficiency and complement of the partition.

WORKLOAD

PRESENCIAL ACTIVITIES

Activity	Hours
Theoretical and practical classes	60,00
Total hours	**60,00**

NON PRESENCIAL ACTIVITIES

Activity	Hours
Attendance at other activities	5,00
Individual or group project	10,00
Independent study and work	20,00
Preparation of lessons	25,00
Preparation for assessment activities	20,00
Resolution of case studies	10,00
Total hours	**90,00**

TEACHING METHODOLOGY

Exposure of theoretical contents: The/The professor/to of the subject will expose and will explain the fundamental theoretical contents to guide to the estudiantado in the studio and understanding of the matter. The estudiantado, 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 commentary of sentences, dictámenes and proposals of practical cases, deploying the distinguished competitions, complementing in this way the exposure of theoretical

contents. In each case, will signal the professor/to 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 have character interdisciplinar, already was with groups of the same or of other subjects. 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 program and will have LIKE MINIMUM TWO acts evaluables that it will be able to consist in the resolution of some practical case, test-objective test, individual work or in group, etc.
In any case, each professor/to reserves the faculty to make 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. That/ace 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 who 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.
Continuous assessment activities are considered "not recoverable" in the second exam session in accordance with the provisions of Article 6.5 of the Regulations for Evaluation and Grading of Bachelor's and Master's Degrees at the University of Valencia.

Modality of the final test.- The modality of the FINAL TEST 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.
Regardless of the general evaluation system established for all students (written or oral exam), the faculty responsible for the course may determine in the annex to the teaching guide the possibility of changing the format of the final exam when they are required to conduct the test on a date different from the official one, in accordance with the rules provided for cases of exam scheduling conflicts in the Regulation of Evaluation and Qualification of Bachelor's and Master's Degrees at the University of Valencia or any other legally established cause (e.g., justified force majeure cases). In these cases, the new exam format must maintain the same level of rigor and difficulty as the one generally applied to the rest of the group.
Need to approve the Final Test.- To surpass the subject will be INDISPENSABLE to APPROVE THE FINAL TEST.
Students who have participated in any continuous assessment activity and have been evaluated in it, but do not attend the final exam in the respective sittings (both in the first and second sittings), will receive a "NO PRESENTED" grade in the records of the corresponding exam sessions for the course.

Qualification in case of have not marked the continuous evaluation.- Those who have not taken part regularly in the activities that allow the continuous evaluation will be evaluated/ace by the result of the final test, to which, anyway, will be able to present the students and the students enrolled/ace. In such supposition, the maximum final qualification that will be able to obtain 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 be able to obtain is a 4.

REFERENCES

- BERCOVITZ, Rodrigo, Manual de Derecho civil. Derecho de Familia, Bercal, Madrid, 2023. - BERCOVITZ, Rodrigo, Manual de Derecho civil. Sucesiones, Bercal, Madrid, 2024. - Lasarte Álvarez, Carlos, Principios de Derecho Civil V: Derecho de Familia. Marcial Pons, Madrid, 2024 - Lasarte Álvarez, C, Principios de Derecho Civil VI: Derecho de Sucesiones. Marcial Pons, Madrid, 2024. - Martínez de Aguirre, Carlos (coord.) Curso de Derecho Civil IV: Derecho de Familia. Edisofer, Madrid, 2024. - Lacruz Berdejo, José .L., Elementos de Derecho Civil V, Sucesiones. 4ª edición, 2009 - Albaladejo García, Manuel: Curso de Derecho Civil, Derecho de Familia, Edisofer, Madrid, 2015 - Albaladejo García, Manuel: Curso de Derecho Civil español, Tomo IV, Sucesiones, Edisofer, Madrid, 2013. - De Verda, José Ramón. Derecho Civil IV. Derecho de Familia, Tirant lo Blanch, Valencia 2023. AAVV, Derecho de Familia, Mas Badía, Mª Dolores y Meco Tébar, Fabiola (Dirs.), 2024, disponible en: https://www.uv.es/uvdocencia-juridica/ca/uvdocencia-juridica.html; AAVV, Derecho de Sucesiones, Mas Badía, Mª Dolores y Meco Tébar, Fabiola (Dirs.), 2024, disponible en: https://www.uv.es/uvdocencia-juridica/ca/uvdocencia-juridica.html

- CAÑIZARES, Ana (coord), Tomo XXXVII Esquemas de Derecho Civil IV Derecho de familia, Tirant lo Blanch, Valencia 2024. CAÑIZARES, Ana (coord), Tomo XXXVIII Esquemas de Derecho Civil V. Derecho de sucesiones, Tirant lo Blanch, Valencia 2022.