

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

Code	36766
Name	Obligations and contracts
Cycle	Grade
ECTS Credits	7.5
Academic year	2024 - 2025

Study (s)

Degree	Center	Acad. Period
1933 - Double Degree in Law and Economics_2022	Faculty of Law	2 Second term

Subject-matter

Degree	Subject-matter	Character
1933 - Double Degree in Law and Economics_2022	2 - Asignaturas de segundo curso	Obligatory

Coordination

Name	Department
ATIENZA NAVARRO, MARIA LUISA	50 - Civil Law

SUMMARY

The subject "Obligations and agreements" has character of compulsory and imparts in the second semester of the double degree of Right-Economy with a load lectiva is of 7,5 credits ECTS (75 hs.).

The matter is regulated in the Book IV of the Civil Code (obligations and agreements), although also it develops in an every time main number of special laws. REGARDING the contents, includes the general theory of the obligations, the general theory of the agreement, the agreements in particular (especially, compraventa, barter, donation, agreements of use and leases, agreement of work, agreement of services, agreement of societies, agreements of management, agreements of financing and guarantee, agreements in the litis, agreement of foods and vitalicios, game and atypical agreements) and the civil responsibility extracontractual. It treats , then , of one of the most important fields of the Civil Right patrimonial and is the base on which assent the acquisition of the real rights and also the dynamics of the juridical traffic-economic.



Direcció

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 prerequisites are required to study.

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

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

Civil Law II must be oriented to the student obtain the following learning results:

- Know and use appropriately the terminology of the Obligations Law.- To understand the basic concepts of contract law and, in particular contracts.
- To know and use the spanish system of sources of obligations .
- To know in depth the basic aspects of the general theory of obligation.
- To know in depth the basic aspects of general theory of contracts
- To know the typical contracts and modalities, including the general conditions of contracts and the electronic contracts .
- Being able to read and write a contract .
- To know the current state of Community Law of contracts, and the consumer protection and care? you .
- To know the basics aspects of protection consumers in the field of Obligation and Contract Law .
- To know the Tort Law and the differents systems of civil liability

DESCRIPTION OF CONTENTS

1. General Obligation theory

The general theory of obligations necessarily includes the following topics:

- Concept and sources of obligations
- Elements and circumstances dealing with the obligatory relationship
- Compliance of obligations



- The breach of duty
- Defence and guarantees of the the credit right and concurrence of creditors
- Modification and extinguishing of obligations

2. Contract general theory

The general theory of the agreement includes necessarily the following subjects:

- essential Requirements of the agreement
- Interpretation of the agreement
- Efficiency of the agreement .Inefficiency of the agreement

-Agreements in particular: Agreements with purpose traslaticia: compraventa. Barter. Donation. Agreements of use and enjoy. Agreements of provision of services and agreement of work. Agreement of deposit. Agreement of loan. Agreements societarios. Agreements of guarantee: bail. Agreements alegatorios. Agreements of resolution of controversies.

3. Contracts

The legally-typified contracts necessarily includes the following topics

- Contract of sale and another contracts to transfer property
- Leases
- The contract for works services
- The contract of Civil Society
- The contract of mandate
- The loan and other financing agreements
- The deposit contract
- Contracts for the settlement of disputes
- The contract of guarantee and other forms for security
- Randoms contracts
- Other contracts

**4. Tort Law**

The Law of Tort necessarily includes the following topics:

- The tort liability. Concept and elements
- Spanish system of Liability and Liability for vicarious
- Special cases of civil liability

WORKLOAD

ACTIVITY	Hours	% To be attended
Theoretical and practical classes	75,00	100
Attendance at events and external activities	10,00	0
Study and independent work	90,00	0
Readings supplementary material	35,00	0
TOTAL	210,00	

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

- Francisco BLASCO, Instituciones de Derecho Civil. Contratos en particular. Cuasicontratos. Daños, Tirant lo Blanch. 2022.
- Encarna CORDERO y Manuel Jesús MARÍN, Derecho de obligaciones y contratos en general. Lecciones de Derecho Civil Tecnos. 2023.
- José Ramón DE VERDA Y BEAMONTE(dir.). Derecho Civil II. Obligaciones y Contratos, Tirant lo Blanch. 2023.
- Luis Díez-PICAZO y Antonio GULLÓN, Sistema de Derecho Civil, vol. II, Tecnos. 2018.
- Luis Díez-PICAZO y Antonio GULLÓN, Instituciones de Derecho Civil, vol. II, t. I y II, Tecnos. 1998.
- Carlos MARTÍNEZ DE AGUIRRE y otros, Curso de Derecho civil II, t. I y II, Edisofer. 2023.

Additional

- Luis Díez-PICAZO, Fundamentos de Derecho Civil patrimonial, vol. I, II, IV, V y VI, Tecnos, 2012.