

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

Code	36776
Name	Familia y Sucesiones
Cycle	Grade
ECTS Credits	4.5
Academic year	2024 - 2025

Study (s)

Degree	Center	Acad. Period
1933 - Double Degree in Law and Economics_2022	Faculty of Law	4 Second term

Subject-matter

Degree	Subject-matter	Character
1933 - Double Degree in Law and Economics_2022	4 - Asignaturas de cuarto curso	Obligatory

Coordination

Name	Department
SAIZ GARCIA, CONCEPCION	50 - Civil Law

SUMMARY

The present subject is a compulsory subject of fourth course of degree that consists of 4,5 credits ETCS according to the document of Verifies. 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:

1. Concept of family.
2. el Marriage and matrimonial systems.
3. Requirements and effects of the marriage.
4. la Nullity, separation and divorce.
5. el Matrimonial economic regime. The economic organisation of the marriage.
6. Filiación And Measures of support to the people with disability for the exercise of his juridical capacity.

Right of Successions:

1. la succession in general and structure of the phenomenon sucesorio.



- 2.la Capacity for suceder and the dynamics of the process sucesorio.
- 3.la Succession testada. The will. Concept and structure of the content of the will: The institution of heir and the legacies.
- 4.Legitimate and reservations.
- 5.la Intestate succession.
- 6.The effects of the succession.
- 7.la Hereditary community and the partition of the inheritance.

PREVIOUS KNOWLEDGE

Relationship to other subjects of the same degree

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

Other requirements

When being the Right of Successions the most complex part of the Civil Right, and by his constant interrelationship with the other branches of the Civil Right, demands the previous knowledge of the other matters that compose the total of the Discipline, mainly, all the Right patrimonial.

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

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

Competition N°1: Be able to know and use of way adapted the own terminology of the Civil Right (relation with specific competitions of the degree CE: 2,8)

COMPETITION Number 2: Be able to comprise the basic concepts of the Civil Right patrimonial and in general, of the Contractual Right (relation with specific competitions of the degree CE: 2,3,7,8).

Competition Number 3: Be able to comprise the transformation that the Right of Family has experienced in the last times, to the thread of the new conceptions partner-cultural of the familiar model (relation with specific competitions of the degree CE 2,3,4,7,8).

Competition Number 4: Know and comprise the fundamental keys of the Right of Successions (relation with specific competitions of the degree CE 2,3,7,8).

Competition Number 5: Be able to draft agreements (relation with specific competitions of the degree CE 7,8,9,10,12,14,15).

DESCRIPTION OF CONTENTS

1. Right of Family

The explanation of this first part of the Right of Family demands to accost necessarily:

- The concept of family/families in the actuality and the couples in fact.
- The kinship
- The obligation of foods



2. The marriage

- The Spanish matrimonial system
- The requirements and the personal effects and patrimoniales of the marriage.
- The nullity, separation and divorce, as well as his common effects.
- The matrimonial economic regimes: society of gananciales, separation of sakes and participation.

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

- The content of the relation of filiación. The classes of filiación and the forms to determine it.
- The system of protection of minors in the figures of the acogimiento and the adoption.
- The relations paterno-filial: the homeland authority.
- The measures of support of minors and people with discapacidad.

4. Right of successions

- Succession and right of successions.
- Subject of the succession mortis cause.
- The inheritance.
- The capacity for suceder: Estimates, indignity for suceder and relative inabilities.
- The dynamics and phases of the process sucesorio.
- The inheritance in administration.

5. Succession testada

- The will.
- The institution of heir and the legacies.
- The hereditary substitutions.
- The execution of the testamentary will.
- The agreements sucesorios in general.

6. Legitimate and reservations

- Calculation and imputación of the legitimate.
- Intangibilidad Qualitative and quantitative of the legitimate.
- The payment of the legitimate.
- The concept and the effects of the preterición and of the disinheritance.
- The reservations vidual and linear.



7. Legal or intestate succession

In this unit studies the system sucesorio foreseen for the case of have not left will the causante.

8. Effects of the succession

-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

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
TOTAL	60,00	

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.

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

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 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 Test.- To surpass the subject will be INDISPENSABLE to APPROVE THE FINAL TEST.

That/ace students that have taken part in some activity of continuous evaluation, but do not make the final test of the corresponding announcements, will state as NO PRESENTED in the records of the corresponding announcements of the subject.

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

Basic

- - BERCOVITZ, Rodrigo, Manual de Derecho civil. Derecho de Familia, Bercal, Madrid, 2021.
- BERCOVITZ, Rodrigo, Manual de Derecho civil. Sucesiones, Bercal, Madrid, 2021.
- Lasarte Álvarez, Carlos, Principios de Derecho Civil V: Derecho de Familia. Marcial Pons, Madrid, 2023
- Lasarte Álvarez, C, Principios de Derecho Civil VI: Derecho de Sucesiones. Marcial Pons, Madrid, 2023.
- Martínez de Aguirre, Carlos (coord.) Curso de Derecho Civil IV: Derecho de Familia. Edisofer,



Madrid, 2021.

- Lacruz Berdejo, José .L., Elementos de Derecho Civil V, Sucesiones. 4ª edición, 2009
- Albaladejo García, Manuel: Curso de Derecho Civil español, Tomo IV, Derecho de Familia, Edisofer, Madrid, 2013
- 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/docius/materialesjuridicos.wiki>
- AAVV, Derecho de Sucesiones, Mas Badía, Mª Dolores y Meco Tébar, Fabiola (Dirs.), 2024, disponible en: <https://www.uv.es/docius/materialesjuridicos.wiki>

Additional

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