

30510 - Procedural Law I

Información del Plan Docente

Academic Year	2016/17
Academic center	102 - Facultad de Derecho
Degree	432 - Joint Law - Business Administration and Management Programme
ECTS	9.0
Course	3
Period	First semester
Subject Type	Compulsory
Module	---

1. Basic info

1.1. Recommendations to take this course

1.2. Activities and key dates for the course

2. Initiation

2.1. Learning outcomes that define the subject

2.2. Introduction

3. Context and competences

3.1. Goals

3.2. Context and meaning of the subject in the degree

3.3. Competences

3.4. Importance of learning outcomes

4. Evaluation

5. Activities and resources

5.1. General methodological presentation

5.2. Learning activities

5.3. Program

Lesson 1 . The jurisdiction. Principles of the jurisdiction

Lesson 2 . The action

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Lesson 3 . The proceeding: its guarantees, principles and forms

Lesson 4 . Organization of the jurisdiction. The governing of the judiciary

Lesson 5 . Court procedures and its requirements. Types of court procedures

Lesson 6 . The jurisdiction as a requirement of the proceeding. The competence: objective competence and functional competence. The territorial competence

Lesson 7 . The parties in civil proceedings. Capacity to be a party. Appearance in Court and representation. Capacity to sue. Procedural representation and technical defence.

Lesson 8 . Multiplicity of parties. Optional and necessary joint litigation. Intervention.

Lesson 9 . Costs and expenses. legal aid system

Lesson 10 . The object of declaratory proceedings. Joinder of actions and joinder of proceedings

Lesson 11 . Civil proceedings: ordinary proceedings and oral trial

Lesson 12 . Declaratory proceedings: preliminary proceedings, claims

Lesson 13 . Evidence in civil process. Purpose of evidence. Burden of proof. The different ways of taking evidence and its assessment

Lesson 14 . The conclusion of the proceeding. The judgement. Ending of the proceeding without judgement or with non-adversarial judgement. Crisis of the proceeding.

Lesson 15 . The remedies. The appeals

Lesson 16 . The effects of the judgement. *Res iudicata* effect. The review of a final judgement

Lesson 17 . The particular enforcement and its requirements. Enforcement titles. Parties in the enforcement

Lesson 18 . Proceeding of monetary enforcement. Dispatch of enforcement. Opposition to enforcement

Lesson 19 . Monetary enforcement. The attachment of the assets. Realisation of pledged assets

Lesson 20 . Non- monetary enforcement

Lesson 21 . The provisional enforcement

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Lesson 22 . Injunctions: requirements and proceeding

Lesson 23 . Special proceedings. Proceedings regarding kinship, capacity, marriage and minors. Judicial division of estates. On the order for payment and negotiable instruments procedures

Lesson 24 . Alternative dispute resolution. Arbitration, mediation and other means to solve disputes

Lesson 25 . Voluntary jurisdiction procedures

5.4.Planning and scheduling

5.5.Bibliography and recommended resources