

## 60734 - Professional Deontology

### Información del Plan Docente

Academic Year	2018/19
Subject	60734 - Professional Deontology
Faculty / School	102 - Facultad de Derecho
Degree	522 - Master's in Legal Practice
ECTS	2.0
Year	1
Semester	First semester
Subject Type	Compulsory
Module	---

### 1.General information

#### 1.1.Aims of the course

#### 1.2.Context and importance of this course in the degree

#### 1.3.Recommendations to take this course

### 2.Learning goals

#### 2.1.Competences

#### 2.2.Learning goals

#### 2.3.Importance of learning goals

### 3.Assessment (1st and 2nd call)

#### 3.1.Assessment tasks (description of tasks, marking system and assessment criteria)

### 4.Methodology, learning tasks, syllabus and resources

#### 4.1.Methodological overview

#### 4.2.Learning tasks

#### 4.3.Syllabus

PROGRAM FOR THE MASTER OF PRACTICE LAW (UNIZAR-REICAZ).

DEONTOLOGY.

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### **Unit 1: The lawyers and their professional associations.**

- (1.1) The legal profession: the profession of law in the past.
- (1.2) The profession of law: modernity and current time.
- (1.3) The Bar associations: purposes, functions and decision-making bodies.
- (1.4) The regional councils, General Council of the Bar and the CCBE.

### **Unit 2: Deontology and rules to Spanish law.** Deontology and rules to spanish law

- (2.1) Professional ethics fields. Definition of deontology of the lawyer.
- (2.2) Types of ethical standards, legal and corporate sources.
- (2.3) The General of the Spanish legal profession status. Prohibitions, incompatibilities and general duties.
- (2.4) The code of Ethics of the Spanish legal profession.
- (2.5) The code of Ethics of Lawyers of the EU and of the CCBE.

### **Unit 3: Deontology's principles.**

- (3.1) Professional freedom principle: choice of client, defense and expression.
- (3.2) Principle of independence: the judge and the client (conflict of interest).
- (3.3) Principle of dignity and transparency.
- (3.4) Principle of integrity and honesty.
- (3.5) Principle of confidentiality and professional secrecy.

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### **Unit 4: Professional responsibility.**

- (4.1) Civil liability: lex artis and due diligence. Insurance and compensation for damages.
- (4.2) Disciplinary liability: Lawyers associations and its procedure and judicial (police benches).
- (4.3) Criminal liability: special types: cover-up, obstruction of Justice, professional disloyalty.

### **Unit 5: Relationship: lawyer- client and lawyer-other party.**

- (5.1) Diligence as principal obligation with the client.
- (5.2) Relationship of trust. Custom sheet.
- (5.3) Duty to inform
- (5.4) The resignation of the Lawyer and the obligation to continue with the defense.
- (5.5) Procedural cruelty: disproportionate means.
- (5.6) The other party and his lawyer: respect and abstention.

### **Unit 6: Relationship between lawyer and other lawyers.**

- (6.1) Peculiarities of the relationship with his colleagues.
- (6.2) The permission: succession in defense.
- (6.3) Communications and correspondences between lawyers.
- (6.4) Actions against lawyers.
- (6.5) Other situations to keep in mind.

### **Unit 7: Relations of the lawyer with the Bar association.**

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- (7.1) The obligations contained in the code of Ethics.
- (7.2) The associatives charges: Associations fees and your defaults.
- (7.3) Respect to the Association governing bodies.
- (7.4) The duty of abstention and the right of petition.

### **Unit 8: Relations of the lawyer with the courts and third parties.**

- (8.1) Formal obligations: the due respect.
- (8.2) Material obligations: veracity and loyalty.
- (8.3) "Police benches" and action in the courtroom.
- (8.4) Punctuality and attendance to judicial rulings.
- (8.5) Relationship with solicitors and other participants or legal professionals

### **4.4.Course planning and calendar**

La asignatura se imparte en el primer semestre del primer curso, en el periodo establecido en el calendario académico que publica cada año Rectorado.

Los horarios pueden consultarse en la dirección:  
[https://derecho.unizar.es/sites/derecho.unizar.es/files/archivos/horarios/horarios\\_mua.pdf](https://derecho.unizar.es/sites/derecho.unizar.es/files/archivos/horarios/horarios_mua.pdf)

### **4.5.Bibliography and recommended resources**