

1. OVERVIEW

Subject Area	Civil Law 2: Civil Contracts
Degree	Bachelor's Degree in Law
School/Faculty	Faculty of Social Sciences
Year	Second
ECTS	6 ECTS
Type	Compulsory
Language(s)	Spanish
Delivery Mode	On campus
Semester	First semester

2. INTRODUCTION

‘Civil Law 2: Commercial Contracts’ is a compulsory subject area worth six ECTS credits, delivered in the second year of the Bachelor’s Degree in Law.

This subject area will introduce students the main source of obligations in the legal world: the contract. This is the foundation of legal relationships underpinning the exchange of goods and services between individuals. Contracts are the backbone of economic order, allowing for the circulation of assets in economic and legal transactions, thereby fulfilling an important legal function regarding the circulation of assets.

This important function of contracts is the same in both the civil and commercial spheres. In addition to the function, the concept of the contract is also the same in ordinary/general private law and special private law. This explains why the rules comprised in the general theory of contract are the same for both civil and commercial contracts.

This subject area provides essential knowledge that underpins other civil law subject areas, as well as others such as commercial law and administrative law. It provides the fundamental regulatory framework of contractual relationships of obligation, which underpins more specific knowledge of the other areas of law. Students will learn about concepts that will apply in their future professional activity.

3. SKILLS AND LEARNING OUTCOMES

Basic skills (CB, by the acronym in Spanish):

- CB1: Students have demonstrated possession and understanding of knowledge in a study area that builds on general secondary education, and is typically at a level that, while supported by advanced textbooks, also includes aspects that involve knowledge from the forefront of their field of study.
- CB2: Students can apply their knowledge to their work professionally and possess the necessary skills, usually demonstrated by forming and defending opinions, as well as resolving problems within their study area.
- CB3: Students have the ability to gather and interpret relevant information (usually within their study area) to form opinions which include reflecting on relevant social, scientific or ethical matters.

- CB4: Students can communicate information, ideas, problems and solutions to both specialist and non-specialist audiences.
- CB5 - Students have developed the learning skills necessary to undertake further study in a much more independent manner.

Cross-curricular skills (CT, as per the Spanish acronym):

- CT04 - Communication skills: Students should be able to effectively express concepts and ideas, as well as possess clear and concise written communication skills and effective public speaking skills.
- CT05: Interpersonal understanding: Students should be able to actively listen for the purpose of reaching agreements, using an assertive communication style.
- CT06: Flexibility: Students should be able to adapt and work in different and varied situations with different people. This involves assessing and understanding different positions and adapting their own approach according to the situation.
- CT07: Teamwork: Students should be able to actively participate in achieving a common objective by listening, respecting and valuing the ideas and proposals of the other members of their team.

Specific skills (CE, as per the Spanish acronym):

- CE01: Know and understand the components, structure, resources, interpretation and application of the legal system, and interpret the sources and fundamental legal concepts of the different legal systems.
- CE04: Interpret legal texts from an interdisciplinary perspective, applying legal principle as well as social, ethical and moral principles and values as tools for analysis.
- CE07: Solve practical cases according to governing law, requiring the prior preparation of material, identification of problematic issues, selection and interpretation of applicable legal norms, and reasoned explanation of subsumption.
- CE08: Skilfully and accurately use the legal language and terminology used in different areas of law. Write up legal documents, ensuring they are orderly and understandable. Use written and spoken communication to express ideas, legal arguments and reasoning using the appropriate register for the context in question.

Learning outcomes (RA, as per the Spanish acronym):

- RA1. Understanding of the concept of contracts and their use in all areas of law.
- RA2: Knowledge of the most current major issues with contracts such as the form of contract, formation, general terms and conditions and contractual invalidity.
- RA3. Knowledge of the types of contracts governed by special regulations and those that arise in practice.
- RA4: Students take active part in discussions, demonstrating knowledge, understanding and interlinking of the fundamental principles of the subject.

- RA5. Submission and presentation of research papers that address legal problems related to contractual practice, using a range of knowledge and solutions founded in law.

The following table shows how the skills developed in the course match up with the intended learning outcomes:

Skills	Learning outcomes
CB1,CB2,CB3,CB4,CB5; CT04,CT05,CT06,CT07; CE01,CE04,CE07,CE8	RA1: Understanding of the concept of contracts and their use in all areas of law.
CB1,CB2,CB3,CB4,CB5; CT04,CT05,CT06,CT07; CE01,CE04,CE07,CE8	RA2: Knowledge of the most current major issues with contracts such as the form of contract, formation, general terms and conditions and contractual invalidity.
CB1,CB2,CB3,CB4,CB5; CT04,CT05,CT06,CT07; CE01,CE04,CE07,CE8	RA3: Knowledge of the types of contracts governed by special regulations and those that arise in practice.
CB1,CB2,CB3,CB4,CB5; CT04,CT05,CT06,CT07; CE01,CE04,CE07,CE8	RA4: Students take active part in discussions, demonstrating knowledge, understanding and interlinking of the fundamental principles of the subject.
CB1,CB2,CB3,CB4,CB5; CT04,CT05,CT06,CT07; CE01,CE04,CE07,CE8	RA5: Submission and presentation of research papers that address legal problems related to contractual practice, using a range of knowledge and solutions founded in law.

4. CONTENTS

The subject area is divided into five learning units (UA, as per the Spanish acronym), which are further divided into topics.

Unit 1. General Theory of Contract.

Topic 1. The concept of contract.

Topic 2. Elements of contracts.

Topic 3. Contract formation.

Topic 4. Contractual interpretation.

Topic 5. Effects of contracts. Contractual validity and invalidity.

Unit 2. Specific Contracts 1: Transaction agreements and contracts for the use of goods.

Topic 6. Sales and purchase agreements and bartering agreements.

Topic 7. Donation.

Topic 8. Rental contracts. Special legislation on urban and rural rentals. (LAU, LAR)

Unit 3. Specific Contracts 2: Collaboration and Service Agreements.

Topic 9. Construction, service and other agreements. Topic 10. Company agreements.

Topic 11. Mandate agreements.

Topic 12. Loan and bailment agreements.

Unit 4. Specific Contracts 3:

Topic 13. Deposit agreements.

Topic 14. Random contracts. Life annuity.

Topic 15. Transactions. Arbitration and arbitration agreements. Mediation. Topic 16. Surety contracts.

5. TEACHING/LEARNING METHODS

The types of teaching/learning methods are as follows:

- Case studies
- Collaborative learning
- Problem-based learning
- Lecture
- Mock scenarios

6. LEARNING ACTIVITIES

The types of learning activities, plus the amount of time spent on each activity, are as follows:

On-campus:

Learning activity	Number of hours
AF 1: Lectures.	25
AF2: Activities aimed at raising students' awareness of ethical values and social responsibility.	12.5
AF3: Autonomous learning	25
AF4: Solve practical case studies that relate to a certain branch of law (real and fictional).	25
AF5: Mock scenarios of managing administrative and legal proceedings.	25
AF 6: Develop legal argumentation technique.	25
AF7: Overview of the professional activities a legal expert may carry out.	12.5
TOTAL	150

7. ASSESSMENT

The assessment methods, plus their weighting in the final grade for the course, are as follows:

On-campus:

Assessment system	Weighting
Knowledge tests	40%
Essays and reports (mock scenario of a type of contract and presentation in class).	20%
Case studies with problem-solving based on interpretation of the law.	20%
Presentations (participation in class, debates and solving legal cases).	20%

On the Virtual Campus, when you open the subject area, you can see all the details of your assessment activities, including the deadlines and assessment procedures for each activity.

8. BIBLIOGRAPHY

The work of reference for this subject area is:

- ALBALADEJO, Derecho civil (II), Derecho de Obligaciones, Madrid, Edisofer, última edición
- LACRUZ BERDEJO, SANCHO REBULLIDA, LUNA SERRANO, DELGADO ECHEVERRÍA, RIVERO HERNÁNDEZ y RAMS ALBESA, Elementos de Derecho civil;
- DÍEZ PICAZO y GULLON BALLESTEROS, Sistema de Derecho civil, Madrid, Técno, última edición
- LASARTE ÁLVAREZ, Principios de Derecho Civil, T. III, Madrid, Marcial Pons, última edición
- BERCOVITZ RODRIGUEZ CANO, Tratado de Contratos, Valencia, Tirant Lo Blanch, 3ª Edición 2020

9. PLAGIARISM RULES

In line with the disciplinary rules for students of Universidad Europea:

- Plagiarism of all or part of any kind of intellectual work is considered a serious offence.
- Any student who commits the serious offence of plagiarism or cheating to pass an assessment test shall be disqualified from the corresponding exam(s), with the offence and reason for disqualification appearing on their academic record.