

1. OVERVIEW

Subject Area	ADMINISTRATIVE LAW 2
Degree	BACHELOR'S DEGREE IN LAW
School/Faculty	SOCIAL SCIENCES AND LAW
Year	SECOND
ECTS	6
Type	CORE
Language(s)	SPANISH
Delivery Mode	ON CAMPUS
Semester	SECOND SEMESTER

2. INTRODUCTION

Administrative Law 2 is a compulsory subject area in the Bachelor's Degree in Law and double degrees in the faculty of Social Sciences. It is delivered in the second year and builds on the knowledge of public law acquired from previous subject areas.

The subject area studies the so-called special part of administrative law (public property law, government procurement law, compulsory purchase), as well as special procedures (state liability and sanctioning) and judicial review procedural law.

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):

- CT01: Responsibility: Students should be able to accept the consequences of and take responsibility for their own actions.
- CT02: Self-confidence: Students should be able to act with confidence and with sufficient motivation to achieve their objectives.
- CT05: Interpersonal understanding: Students should be able to actively listen for the purpose of reaching agreements, using an assertive communication style.

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.
- CE03: Understand and know how to apply the criteria for the hierarchy of legal norms to determine the applicable rules in each case, particularly that of conformity with constitutional rules, principles and values.
- CE12: Develop critical awareness in the study of the legal system.
- CE13: Understand how legal institutions work.

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

- RA1: Understanding of the constant evolution of laws in the area of administrative law.
- RA2: Knowledge of administrative proceedings that give rise to compulsory purchase, including the different types and characteristics of each.
- RA3: Handle the different instruments provided by the administrative/legal system that citizens may rely on or use to challenge the decisions of the government.
- RA4: Form a stance or opinion following the discussion of real cases, analysis of judgments and reading of specialist articles that allow for debate and understanding of all the information contained in the subject areas of the degree.

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 CT1 CT2 CE1 CE3 CE12 CE13	RA1. Understanding of the constant evolution of laws in the area of administrative law.
CB1 CB2 CB3 CB4 CB5 CT1 CT2 CT5 CE1 CE3 CE13	RA2. Knowledge of administrative proceedings that give rise to compulsory purchase, including the different types and characteristics of each.
CB1 CB2 CB3 CB4 CB5 CT1 CT5 CE1 CE3 CE13	RA3. Handle the different instruments provided by the administrative/legal system that citizens may rely on or use to challenge the decisions of the government.
CB1 CB2 CB3 CB4 CB5 CT1 CT2 CT5 CE1 CE3 CE12 CE13	RA4. Form a stance or opinion following the discussion of real cases, analysis of judgments and reading of specialist articles that allow for debate and understanding of all the information contained in the subject areas of the degree.

4. CONTENTS

- UNIDAD 1: **PUBLIC PROPERTY LAW:** HISTORICAL EVOLUTION OF PUBLIC PROPERTY. THE PUBLIC DOMAIN. GOVERNMENT PROPERTY. PRIVATE USE OF THE PUBLIC DOMAIN: CONCESSIONS AND AUTHORISATIONS. PUBLIC DOMAIN SPECIAL CASES: RADIO FREQUENCY, LAND AND SEA, WATER SUPPLY, FORESTS. GOVERNMENT BUSINESS ASSETS. NATIONAL HERITAGE. COMMUNITY PROPERTY.
- UNIDAD 2: **LAND-USE PLANNING, URBAN AND ENVIRONMENTAL PLANNING:** DISTRIBUTION OF POWERS IN MATTERS LAND-USE PLANNING. LEGAL/ADMINISTRATIVE SYSTEM OF LAND OWNERSHIP. GOVERNMENT INTERVENTION IN URBAN PLANNING: PLANNING, MANAGEMENT AND ORDER. ADMINISTRATIVE URBAN AND ENVIRONMENTAL PLANNING AUTHORISATIONS.
- UNIDAD 3: **JUDICIAL REVIEW PROCEEDINGS.** HISTORICAL BACKGROUND TO THE TRIAL OF PUBLIC AUTHORITIES. CHARACTERISTICS OF THE JURISDICTION FOR JUDICIAL REVIEW. BODIES, POWERS AND PROCEDURES. ORDINARY PROCEDURE AND ABRIDGED PROCEDURE. SPECIAL PROCEDURE FOR THE PROTECTION OF FUNDAMENTAL RIGHTS.
- UNIDAD 4: **GOVERNMENT PROCUREMENT LAW.** LEGAL FRAMEWORK OF PUBLIC SECTOR CONTRACTS. CHARACTERISTICS AND REGULATION. GOVERNMENT PROCUREMENT CYCLE. SPECIAL APPEAL IN PROCUREMENT MATTERS. ADMINISTRATIVE CONTRACTS AND CONCESSIONS. CONCESSIONS FOR PUBLIC SERVICES LOW-VALUE CONTRACTS.
- UNIDAD 5: **COMPULSORY PURCHASE.** ORIGINS OF THE EXPROPRIATORY ACTIVITY OF PUBLIC AUTHORITIES. EXPEDITED PROCEDURE AND ORDINARY PROCEDURE. THE REVERSION OF EXPROPRIATED PROPERTY. LEGAL FRAMEWORK FOR ASSET VALUATION.
- UNIDAD 6: **SPECIAL PROCEEDINGS: STATE LIABILITY AND THE ADMINISTRATIVE SANCTIONING PROCEDURE.** HISTORY OF STATE LIABILITY. CHARACTERISTICS AND GROUNDS OF LIABILITY. STATE LIABILITY DUE TO LEGISLATIVE ACTS. SANCTIONING PROCEDURE: PRINCIPLES AND MAIN CHARACTERISTICS. PROTECTION FOR CITIZENS REGARDING THE POWER TO IMPOSE PENALTIES.
- DEBATE UNIT: **ADMINISTRATIVE INTERVENTION IN THE CONTROL OF HATE SPEECH.**
- MOCK SCENARIO UNIT: **CITIZENS AND E-ADMINISTRATION.**

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
Lectures	25 h
Link theoretical and practical content with current legal/social reality.	12.5 h
Learn and use legal terminology through spoken and written exercises.	25 h
Autonomous learning	25 h

Mock scenarios of managing administrative and legal proceedings.	50 h
Mock scenarios of managing administrative and legal proceedings.	25h
Developing the technique for defending legal arguments.	12.5 h
TOTAL	150 h

7. ASSESSMENT

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

On-campus:

Assessment system	Weighting
Essays and reports.	20%
Presentations.	10%
Practical exercises.	20%
Knowledge tests.	50%

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

- El derecho público de la crisis económica en la UE; BLASCO ESTEVE, AVELINO (Coord.); INAP; 2011; MADRID
- El sistema económico de la Constitución española; SANCHEZ BLANCO, ANGEL; CIVITAS; 1992; MADRID
- Fundamentos e instituciones de la regulación; MUÑOZ.MACHADO, SANTIAGO - ESTEVE PARDO, JOSE (Dores); IUSTEL; 2009; MADRID
- La actividad de la Administración y el servicio público; SOUVIRON MORENILLA, JOSE MARIA; COMARES; 1998; GRANADA
- Los mercados de interés general. Telecomunicaciones y postales, energéticos y de transporte: privatización, liberalización regulación pública y Derecho de la competencia; GONZALEZ-VARAS IBAÑEZ, SANTIAGO; COMARES; 2001; GRANADA
- Principios de derecho público económico: (modelo de Estado, gestión pública, regulación económica); ARIÑO ORTIZ, GASPAR; DE LA CUÉTARA MARTÍNEZ, JUAN MIGUEL; LOPEZ DE CASTRO GARCIA-MORATO, LUCIA; COMARES; 1999; GRANADA
- Principios de regulación económica en la UE; DE LA CRUZ FERRER, JUAN; IEE; 2002; MADRID
- R. Baldwing, M. Cave and M. Lodge, Understanding Regulation. Theory, Strategy and Practice, Oxford University Press, downloadable

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- R.A. Posner, ¿Taxation through Regulation?, The Bell Journal of Economics and Management Science, Vol. 2, No. 1 (Spring, 1971), pp. 22-50
- Servicios económicos de interés general; LAGUNA DE LA PAZ, JOSE CARLOS; THOMSON-ARANZADI; 2009; MADRID

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.