



Universitat de Lleida

DEGREE CURRICULUM  
**LEGISLATION AND  
PROTECTION OF THE ARTISTIC  
HERITAGE**

Coordination: VELASCO GONZALEZ, ALBERTO

Academic year 2022-23

**Subject's general information**

<b>Subject name</b>	LEGISLATION AND PROTECTION OF THE ARTISTIC HERITAGE			
<b>Code</b>	100152			
<b>Semester</b>	1st Q(SEMESTER) CONTINUED EVALUATION			
<b>Typology</b>	Degree	Course	Character	Modality
	Bachelor's Degree in History of Art and Artistic Heritage Management	3	COMPULSORY	Attendance-based
<b>Course number of credits (ECTS)</b>	6			
<b>Type of activity, credits, and groups</b>	<b>Activity type</b>	PRAULA	TEORIA	
	<b>Number of credits</b>	2	4	
	<b>Number of groups</b>	1	1	
<b>Coordination</b>	VELASCO GONZALEZ, ALBERTO			
<b>Department</b>	ART HISTORY AND SOCIAL HISTORY			
<b>Teaching load distribution between lectures and independent student work</b>	60 classroom hours 90 hours of independent learning  This time distribution is subject to any changes that may occur as a result of the Covid19 pandemic.			
<b>Important information on data processing</b>	Consult <a href="#">this link</a> for more information.			
<b>Language</b>	Catalan			
<b>Distribution of credits</b>	1 credit equals 25 hours of student work. Total: 150 hours (6 credits).			

Teaching staff	E-mail addresses	Credits taught by teacher	Office and hour of attention
VELASCO GONZALEZ, ALBERTO	alberto.velasco@udl.cat	6	Tutorial hours: Monday from 5:00 p.m. to 6:00 p.m.  The tutorials will be in virtual format, through the Virtual Campus videoconference tool. To request tutorial, it will be necessary to previously send an email to the teacher (alberto.velasco@udl.cat).

## Subject's extra information

The subject has the main objective of offering a global vision of the legal framework that governs the artistic patrimony, as much regarding the Catalan context, as Spanish and international. It is also intended to present the art historian as a key figure in the protection of historical heritage. All legislative, regulatory, recommendations, guidelines and agreements issued by national and international organizations that affect the daily management of heritage and its supervision by responsible technicians and institutions will be addressed. The intention is to provide students with a complete overview of the legal environment and protectionist action that surrounds movable and immovable property, so that they can understand the administrative reality of the curative, restorative, protection or alienation actions that affect them.

## Learning objectives

- Get to a critical assessment of actions in the historical-artistic heritage.
- Know and handle international texts, letters, documents and other means for the conservation and management of cultural assets.
- Provision for the elaboration and planning of projects and actions of historical and artistic nature for the safeguarding and diffusion of the cultural heritage.
- Preparation for education, dissemination and defense of artistic heritage.
- Know the legal regime and the legal and administrative status of artistic assets and cultural heritage in general.
- Placing the promulgation of laws or the drafting of documents by international organizations in the socio-political and cultural context that gives them meaning.
- Distinguish and know the competences of the different Public Administrations (State, Autonomous Communities and local corporations) that intervene in the protection of cultural heritage.
- Familiarize the students with the different legal regimes that govern the artistic heritage and its guardianship.
- Provide students with a critical spirit to interpret the political and legal keys of Catalan and Spanish legislation on heritage and museums.
- To know the administrative procedures of declaration and protection of movable and immovable property and to deepen in its legal implications.
- To bring to the students the legal and legal tools for the drafting of professional documents related to the protection of the heritage.
- Know the socioeconomic and cultural values of cultural heritage to understand the reasons and legal mechanisms that legitimize the regulations and the intervention of the administration in its protection and conservation.
- To familiarize the students with the methodologies of investigation and interpretation proper to the administration and the museums in relation to the protection of the historical-artistic heritage.
- To master basic terminology and fundamental concepts in the field of legislation and the protection of artistic heritage.

- To know the models of organization, protection, administrative management and exploitation of the patrimonial assets by the different public administrations.
- Assume that the knowledge of the patrimonial legislation and the mechanisms of guardianship of the movable and immovable goods are an important part of the professional training of the students.
- To develop the students' commitment to culture and the defense and preservation of the historical-artistic heritage.
- To make students aware of the importance of good professional practices and codes of ethics in the field of museums and heritage.
- Encourage self-employment and collaborative, networked and interdisciplinary work with professionals from other sectors, whether in their own or international environment.

## Competences

CB4 Be able to transmit information, ideas, problems and solutions to both a specialized and non-specialized audience

CB5 Know how to develop those learning skills necessary to undertake further studies with a high degree of autonomy

CG5 Be competent in managing bibliography and search tools for general and specific bibliographic resources, including Internet access

CG6 Plan and manage time for decision-making and development of individual tasks and in teamwork environments

CG7 Value the importance of diversity and multiculturalism

CG8 Recognize and be sensitive to the promotion of Human Rights and the values of a culture of peace and democratic values

CG9 Recognize the principles and implications of professional ethics

CE2 Develop instrumental skills applied to Art History

CE9 Identify, distinguish and evaluate or assess current problems of conservation, restoration criteria and management of historical-artistic and cultural heritage.

CE10 Identify and recognize the critical awareness of heritage and its valuation in today's society.

CT3 Acquire training in the use of new technologies and information and communication technologies

CT4 Acquire basic knowledge of sales and professional environments

## Subject contents

### **Theme 1. The protection and protection of cultural heritage.**

1.1.- Introduction. The historian of art and the protection of heritage.

1.2.- Protection and guardianship of cultural heritage. National and international organizations. Competent public administrations in Spain.

1.3.- The Catholic Church and the patrimony. Church-State relations.

1.4.- Professional groups at the service of the protection and protection of heritage. The intervention in the patrimony: actions and agents.

1.5.- Civil society and heritage: identity, values, associations, foundations and defense movements.

## **Theme 2. The protection of heritage throughout history. From the Enlightenment to the world today.**

- 2.1.- Enlightenment and Romanticism.
- 2.2.- The letter of Athens of 1931.
- 2.3.- The Hague Convention 1954 to 1960.
- 2.4.- 1964: the letter of Venice.
- 2.5.- UNESCO and the role of ICOM, ICOMOS and ICCROM.

## **Theme 3. The patrimonial assets and their guardianship in Spain.**

- 3.1.- Evolution and history of legal protection and patrimonial legislation in Spain.
- 3.2.- The Spanish historical heritage law of 1985. The general regime of patrimonial assets.
- 3.3.- Distribution of powers with the Autonomous Communities.
- 3.4.- The Ministry of Culture. The Board of Qualification, Valuation and Export of Historic Heritage Goods. The Institute of Cultural Heritage of Spain (IPCE).

## **Theme 4. Catalonia and the protection of heritage.**

- 4.1.- The law of heritage of 1993. The general regime of patrimonial assets. Classification and types of goods integrated in the historical heritage of Catalonia.
- 4.2.- The Department of Culture of the Generalitat de Catalunya. The Directorate General of Archive, Libraries, Museums and Patrimony. The Catalan Agency for Cultural Heritage. The Board of Qualification, Valuation and Export. The Restoration Center of Movable Property (CRBMC).

## **Theme 5. The protection of heritage and local administration.**

- 5.1.- Patrimony, Town halls, urban plans and building.
- 5.2.- Urban archeology and heritage protection.
- 5.3.- Catalogs of real estate by the local administration.

## **Theme 6. Museums, legislation and patrimonial tutelage.**

- 6.1.- The museums in the Spanish patrimonial legislation.
- 6.2.- Catalonia: the museum law of 1990.
- 6.3.- The Board of Museums of Catalonia and the Service of Museums of the Generalitat de Catalunya.
- 6.4.- The new Plan of Museums of Catalonia (Museums 2030. Pla de Museus de Catalunya) and the organization of the Catalan museum system. Thematic networks and national museums. Territorial networks. Museum Attention Services (SAM).

## **Theme 7. The protection, safeguard and destruction of heritage in times of war. Patrimonial conflicts in non-war situations: claims and restitutions.**

- 7.1.- The Spanish Civil War.

7.2.- The plundering of the heritage to the German Nazi.

7.3.- Recent war events, plundering and international patrimonial protection policies. The role of international organizations.

7.4.- The concept of plunder. Claims and restitution. The attacks and robberies against the patrimony and the current legislation.

## Methodology

The **teaching methodology** of the subject will be based on the following parameters:

- Introductory activities: initial assessment of students to understand the level of the class. Presentation of the subject by the teacher, explanation of the work in group, evaluation system, etc.
- Theoretical classes (in the classroom): exhibition and development of the agenda.
- Practical sessions (in the classroom and outside the classroom): they will address concrete and diverse problems, such as the analysis and commentary of readings and technical documents; resolution of cases through conflict resolution and hypothetical situations; practical exercises based on real situations; study of cases of bad use of heritage; analysis of controversial or unfortunate restorative interventions (criteria); concrete tutelage experiences in the field of museums (cataloging, inventory and registration); application of the patrimonial legislation on specific questions related to declarations; cataloging of goods by different administrations, etc.
- Practical sessions outside the classroom: visits to institutions, monuments and museums of the city in relation to the themes developed in the master classes. A small report should be given for each session.
- Individual coursework: the topic, content and methodology of the work will be explained by the teacher at the beginning of the course.
- Methodology Workshop: seminar in which students will develop skills and knowledge of a methodological nature related to the subject and discipline of art history.
- Tutoring and personalized attention (Monday from 5pm to 6pm): sessions aimed at the complementary training of the student, especially focused on individual coursework. The tutorials will be in virtual format, through the videoconferencing tool of the Virtual Campus. To request tutoring, please send an email to the teacher (alberto.velasco@udl.cat).

The **training activities** and their distribution in working hours (attending and non-attending) will be the following:

Type: directed activities	AC*	NAC**
Theoretical classes (classroom)	30	35
<b>Type: supervised activities</b>		
Practices (classroom)	10	18
Seminar "Methodology Workshop"	15	2
Tutoring and personalized attention	3	
<b>Type: independent learning</b>		
Individual coursework		35
<b>Evaluation</b>		

Written test (exam)	2	
<b>Total hours</b>		
Total hours of dedication of the student	60	90

\* Attending classes

\*\* Non attending classes

This time distribution would change depending on the evolution of the Covid19 pandemic.

## Development plan

**Theoretical classes and practical classes:** Monday and Tuesday from 9.00 to 11.00.

**Practices outside the classroom:** they will take place during the course and a brief memory of each of them must be given.

**Individual coursework:** the subject, content and methodology of the coursework will be explained by the teacher at the beginning of the course.

**Methodology workshop:** the content of the workshop will be specified at the beginning of the course.

**Exams:** the day and time of each of the two midterm exams will be specified during the course.

## Evaluation

Evaluation system	Description	% Qualification
Two midterm exams	Two midterm and written exams in relation to the contents of the subject and classroom practices.	25% (first midterm exam) 25% (second midterm exam)
Internships outside the classroom	A written memory of each output must be delivered.	10%
Individual coursework	A paper must be delivered around the chosen topic.	20%
Seminar "Methodology workshop"	Attendance and participation in the seminar and preparation of a report.	10%
Attendance and active participation in class	Assessment of class attendance (classroom and outside the classroom) and student intervention-participation.	10%

The evaluation of the subject will be made from the following criteria:

- The parts will be scored from the percentages indicated in the upper quadrant. Taking into account that the maximum overall mark will be 10 points:
  1. First midterm exam (2.5 points)
  2. Second midterm exam (2.5 points)
  3. Internships outside the classroom (1 point)
  4. Individual coursework (2 points)

5. Methodology workshop (1 point)
6. Attendance and active participation in class (1 point)

- Since neither the two partial exams nor the group work exceed 30% of the overall mark, in accordance with the evaluation regulations of the UdL, there will be no chance of recovery.

**IMPORTANT: IN THE EVENT OF PLAGIARISM, WHAT IS ESTABLISHED IN THE REGULATIONS FOR ASSESSMENT AND QUALIFICATION OF TEACHING IN BACHELOR'S AND MASTER'S DEGREES AT UdL WILL BE APPLIED.**

The evaluation is continued. Students who combine their studies with a part-time or full-time job, and who have problems with hourly compatibility with the subject, have the right to request an alternative assessment within a period of 5 days from the beginning of the semester. For more information, send an email to [academic@lletres.udl.cat](mailto:academic@lletres.udl.cat) or contact the Secretariat of the Faculty.

## Bibliography

**Basic bibliography** (books preceded by an asterisk [\*] are in the libraries of the UdL)

*Actas del Congreso Lucha contra el tráfico ilícito de bienes culturales*, Madrid, Secretaría General Técnica, Subdirección General de Publicaciones Información y Documentación, Ministerio de Cultura, 2008.

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\* BARRERO RODRÍGUEZ, C., *La ordenación jurídica del Patrimonio Histórico Español*, Madrid, Civitas, 1990.

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\* COLORADO, A. (ed.), *Patrimonio, Guerra Civil y posguerra: Congreso Internacional*, Madrid, Servicio de Publicaciones, Universidad Complutense de Madrid, 2010.

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## Online Resources

Legal provisions regulating the matters in which the Department of Culture of the Generalitat de Catalunya has jurisdiction (sections on Museums and Heritage):

<http://cultura.gencat.cat/ca/departament/normativa/normativa-sectorial/>

Direcció General del Patrimoni Cultural:

[http://cultura.gencat.cat/ca/departament/estructura\\_i\\_adreces/organismes/dgpc/](http://cultura.gencat.cat/ca/departament/estructura_i_adreces/organismes/dgpc/)

Agència Catalana del Patrimoni Cultural:

[http://cultura.gencat.cat/ca/departament/estructura\\_i\\_adreces/organismes/dgpc/accio/agencia\\_patrimoni/](http://cultura.gencat.cat/ca/departament/estructura_i_adreces/organismes/dgpc/accio/agencia_patrimoni/)

Museus 2030. El Pla de Museus de Catalunya:

<http://cultura.gencat.cat/ca/departament/plans-i-programes/ambit-sectorial/museus-2030-pla-de-museus-de-catalunya/>

Law 16/1985 of Spanish Historical Heritage:

<https://www.boe.es/buscar/act.php?id=BOE-A-1985-12534>

Cultural Heritage of the Ministerio de Educación, Cultura y Deporte:

<https://www.mecd.gob.es/cultura-mecd/areas-cultura/patrimonio/portada.html>