Universitat de Lleida

DEGREE CURRICULUM
CONTENTIOUS AND ADMINISTRATIVE LITIGATION

Coordination: CIERCO SEIRA, CESAR

Academic year 2023-24

CONTENTIOUS AND ADMINISTRATIVE LITIGATION 2023-24

Subject's general information

Subject name	CONTENTIOUS AND ADMINISTRATIVE LITIGATION
Code	14614
Semester	2nd Q(SEMESTER) CONTINUED EVALUATION

Typology	Degree	Course	Character	Modality
	Double degree: Master's degree in Legal Practice and Master's degree in Administrative Management	1	COMPULSORY	Attendance-based
	Double master's degree: Master's degree in Legal Practice and Master's degree in Criminal Justice System	1	COMPULSORY	Attendance-based
	Master's Degree In Legal Practice	1	COMPULSORY	Attendance-based

Course number of credits (ECTS)	6
Type of activity, credits, and groups	Only examination
Coordination	CIERCO SEIRA, CESAR
Department	LAW
Important information on data processing	Consult this link for more information.

Teaching staff	E-mail addresses	Credits taught by teacher	Office and hour of attention
CIERCO SEIRA, CESAR	cesar.cierco@udl.cat	0	

Learning objectives

1. To assume the legal profession as a social and solidary function.

2. Choose the appropriate judicial action to solve the case.

Competences

Generic Competences

1. Respect for the fundamental rights of equality between men and women, the promotion of human rights and the values of a culture of peace and democratic values.

2. Possess and understand knowledge that has a basis or opportunity to be original in the development and / or application of ideas, often in a research context.

3. That students know how to apply the knowledge acquired and their ability to solve problems in new or unfamiliar environments within broader (or multidisciplinary) contexts related to their area of study.

4. That students are able to integrate knowledge and face the complexity of making judgments based on information that, being incomplete or limited, includes reflections on the social and ethical responsibilities linked to the application of their knowledge and judgments.

5. That the students know how to communicate their conclusions -and the knowledge and ultimate reasons that sustain them- to specialized and non-specialized audiences in a clear and unambiguous way.

6. That the students have the learning skills that allow them to continue studying in a way that will be largely self-directed or autonomous.

Specific Competences

1. Know the techniques directed to the investigation and establishment of the facts in the different types of procedures, especially the production of documents, interrogations and expert evidence.

2. Know and be able to integrate the defense of the rights of clients within the framework of national and international jurisdictional protection systems.

Subject contents

The contents of the subject will try to adjust to those officially indicated in preparation for the entrance exam. Therefore, they are subject to a certain modulation. In any case, two blocks will be clearly differentiated: one of material content, which will focus especially on the administrative procedure and the forms of action of the Administration; and another one of procedural content, and more practical orientation, destined to the detailed analysis of the contentious-administrative jurisdiction and its different components.

Evaluation

The evaluation/assessment will be made on the basis of three elements:

A. The first will be the result obtained in the practical theoretical exam with answers or multiple answers that will be made at the end of the subject (45%). This exam will consist of 20-30 questions for which the student will have an approximate time of one hour. The questions will try to capture not only the pure memory of the contents, but also the understanding and internalization of the meaning and virtuality of the institutions. Passing this test will require obtaining, as a minimum, five out of ten.

B. Secondly, also at the end of the subject, the student must successfully pass the resolution of a practical exam in which he will be presented with an assumption from which he will have to solve a set of questions -between three and five- in the approximate term of two hours (45%). For the realization of this exam the student will be able to have at his disposal the supporting documents that the student considers appropriate (legal texts, manuals ...). As in the theoretical-practical test, here too it will be necessary to exceed the score of five out of ten.

C. Thirdly, in the evaluation of the subject, the participation of the student and the interest shown during the course (10%) will be valued. In addition, during the course practical exercises in group will be carried out whose resolution will be able to be taken into consideration in order to release the realization of the practical exam.

Bibliography

For the preparation and monitoring of the classes will be used, preferably, legislative and jurisprudential materials, as well as doctrinal references related to specific issues that will be indicated in a timely manner. It is very important in this sense that the student has a fluid management of databases, whether public or private, legislative and jurisprudential.

In any case, it is convenient for the student to review the central concepts and institutions of Administrative Law:

—Eduardo García de Enterría y Tomás-Ramón Fernández, *Curso de Derecho Administrativo*, Civitas, Madrid, v. I y v. II.

—Juan Alfonso Santamaría Pastor, *Principios de Derecho Administrativo General*, Iustel, Madrid, t. I y t. II.

—Miguel Sánchez Morón, *Derecho Administrativo. Parte general*, Tecnos, Madrid.

—Eduardo Gamero Casado y Severiano Fernández Ramos, *Manual básico de Derecho Administrativo*, Tecnos, Madrid.

There are already books that try to accommodate the uniqueness of this subject and the format of the Master in Law. In particular, it is possible to refer:

—Gifreu Font, Judith, Litigación Administrativa, Tirant lo Blanch, Valencia.

Finally, updating, being up-to-date is a key element and, to that end, consulting blogs and web pages specialized in the subject can be a very useful resource.