

## 27335 - Commercial Law

### Syllabus Information

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**Academic Year:** 2020/21

**Subject:** 27335 - Commercial Law

**Faculty / School:** 109 - Facultad de Economía y Empresa

228 - Facultad de Empresa y Gestión Pública

301 - Facultad de Ciencias Sociales y Humanas

**Degree:** 454 - Degree in Business Administration and Management

448 - Degree in Business Administration and Management

458 - Degree in Business Administration and Management

**ECTS:** 3.0

**Year:** 4

**Semester:** 448 - Second semester

454 - First semester

458 - 458-First semester

454-First semester

107-First semester o Second semester

448-First semester o Second semester

**Subject Type:** Optional

**Module:** ---

## 1.General information

### 1.1.Aims of the course

The main objective of this course is to enable students to know the general structure of the Spanish contractual system and, in particular, the basic rules that regulate business matters. The course aims to contribute to the formation of practitioners by providing them with a basic global legal background to facilitate the development of their valuation, directive, consultancy and managerial skills in any of the different fields that interact in business organizations.

These approaches and objectives are aligned with the Sustainable Development Goals (SDA) of Agenda 2030 and certain specific targets (<https://www.un.org/sustainabledevelopment/es/>), contributing to some extent to their achievement:

Goal 4: Quality education.

Target 4.4: By 2030, significantly increase the number of young people and adults with the necessary skills, especially technical and vocational, to access employment, decent work and entrepreneurship.

Goal 8: Decent work and economic growth.

Target 8.3: Promote development-oriented policies that support productive activities, decent job creation, entrepreneurship, creativity and innovation, and encourage the formalization and growth of micro, small and medium-sized enterprises, including through access to financial services.

Objective 9: Industry, innovation and infrastructure.

Target 9.b: Support domestic technology development, research and innovation in developing countries, including by ensuring a policy environment conducive to industrial diversification and value addition in commodities, among others.

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

?Commercial Law? is an ADE second term optional Level 4 course, with 3 ECTS credits, embedded in the ?Law Module?.

### 1.3.Recommendations to take this course

No previous requirements are needed to take this course. To get the most out of this course, students are recommended to attend and actively participate both in lectures and in case sessions on a regular basis.

## 2. Learning goals

### 2.1. Competences

1. Make decisions and manage business organizations.
2. Know how any of the functional areas that interact in a business organization work.
3. Solve problems.
4. Frame, analyse and synthesize situations.
5. Use their expertise to solve everyday problems.

### 2.2. Learning goals

- 1.- Identify Private Law institutes through which patrimonial relationships are governed.
- 2.- Identify and critically evaluate relevant legal information and, in particular, acts and judiciary and administrative decisions.
- 3.- Learn the value of rigorous investigation and follow deontological requirements in her professional activity.
- 4.- Encourage respect for Fundamental Rights and Gender Equality.

### 2.3. Importance of learning goals

This course explores, and facilitates a better understanding of, the context in which businesses operate. The student will become familiar with the social and legal environment in which economic activity takes place.

The student will experience hands-on applications of Contract Law and learn how to interpret Law and how to solve real-life problems.

The student will learn how to access databases containing Legal and Judiciary decisions.

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

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

The student must show that she has achieved the expected learning outcomes of the course through the following assessment activities:

1.- FIRST SITTING, the assessment procedures are:

#### 1. CONTINUOUS ASSESSMENT SYSTEM

Students who attend class on a regular basis may pass the subject through the following assessment activities:

- The elaboration and presentation of a work, which topic and content will be decided by the student according to the guidelines presented by the teacher. The work will be referred to some of the subjects that appear in the lessons of the program. This work will amount to 70% of the final mark.
- Solving a case. This will refer to the theoretical-practical issues that are raised in class throughout the academic year. This will amount to 30% of the final mark.

#### 1. GLOBAL ASSESSMENT

- The global exam will be in writing and will be referred to theoretical and practical aspects of the 7 program topics. It will amount to 100% of the student's final mark.
- The student must obtain a score equal to or higher than five (5) out of a total of ten (10) points to pass the course.
- To this global exam might be sat by students who have not opted for continuous assessment, those who have opted for continuous assessment and have not passed the subject or having passed the subject by continuous assessment, intend to improve their marks. In the latter case, and in accordance with the provisions of art. 9.3 of the Regulation of Evaluation of the UZ, the best of the obtained qualifications will prevail.
- This global exam will consist of two parts. A part in which the student must answer ten out of the eleven questions and a second part in which the student must solve a case. Each of these parts will be assessed over 10 points. To pass the global exam the student should have obtained at least five points in each one of the two parts the exam is divided into. The overall exam score will be the average of the scores obtained for each one of the aforementioned parts. In case that the student does not obtain at least five points in each part, her global exam mark will be that of the part she got the lower mark.

## 2.- ON SECOND SITTING

The assessment will be carried out through a single global exam.

- The global exam will be in writing and will be referred to theoretical and practical aspects of the 7 program topics. It will amount to 100% of the student's final mark.
- The student must obtain a score equal to or higher than five (5) out of a total of ten (10) points to pass the course.
- This global exam will consist of two parts. A part in which the student must answer ten out of the eleven questions and a second part in which the student must solve a case. Each of these parts will be assessed over 10 points. To pass the global exam the student should have obtained at least five points in each one of the two parts the exam is divided into. The overall exam score will be the average of the scores obtained for each one of the aforementioned parts. In case that the student does not obtain at least five points in each part, her global exam mark will be that of the part she got the lower mark.

It is planned that these tests will be carried out face to face, but if due to sanitary circumstances it is required to proceed otherwise tests will be carried out online.

If the evaluation is carried out online, the student may be recorded in any test, and may exercise his/her rights by the procedure indicated in the following link to the INFORMATION CLAUSE REDUCED IN TEACHING RECORDINGS MANAGEMENT:

[https://protecciondatos.unizar.es/sites/protecciondatos.unizar.es/files/users/lopd/gdocencia\\_reducida.pdf](https://protecciondatos.unizar.es/sites/protecciondatos.unizar.es/files/users/lopd/gdocencia_reducida.pdf)

The necessary software will be used to check the originality of the activities carried out. The detection of plagiarism or copying of an activity will imply the scoring of 0 points on the activity

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

### 4.1.Methodological overview

The methodology followed in this course is oriented towards the achievement of the learning objectives. A wide range of teaching and learning tasks are implemented, such as lectures, practice sessions and tutorials/seminars.

### 4.2.Learning tasks

This course is organized as follows:

- **Lectures.** Lectures by the professor have to be combined with case-solving sessions so that the students can show their analysis and problem-solving skills. The knowledge and skills acquired by attending lectures will enhance students' performance when participating in case-solving sessions and when doing their autonomous work.
- **Practice sessions.** Case-solving sessions. To get the most out of these sessions, the group is divided into two subgroups. Through case-method sessions, students are motivated to participate in class and to develop not only their skills in identifying and analysing legal problems but also their oral expression abilities. To follow these sessions, students are required to do some legal and judiciary research in Law databases. These sessions will help students to become familiar with legal terms and expressions.
- **Tutorials and seminars.** The aforementioned activities are completed with tutorials and seminars that are quite useful to solve students' queries about the topics dealt with in lectures and case-solving sessions. Through these tutorials and seminars, the students' autonomous work can be oriented and monitored.
- **Autonomous work and study.** This out-of-class work consists of:
  - Reading the materials handed out or set by the professor.
  - Information and materials search and analysis.
  - Analysing and solving cases set by the professor.
  - Personal study of the materials dealt with in the lectures and case-solving sessions.

As a general rule, the teaching methodology is planned to pivot around face-to-face classes. However, if needed due to sanitary reasons, lectures may be held online.

### 4.3.Syllabus

This course will address the following topics:

- **Topic 1.** An introduction to commercial contracts.
- **Topic 2.** Sales and purchase contracts.
- **Topic 3.** Special sales and purchase contracts and other property transfer agreements.
- **Topic 4.** Distribution agreements.
- **Topic 5.** Transportation contracts.

- **Topic 6.** Bank services agreements.
- **Topic 7.** Insurance contracts.

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

Further information concerning the timetable, classroom, office hours, assessment dates and other details regarding this course, will be provided on the first day of class or please refer to the Moodle website (<https://moddle2.unizar.es>); Academic calendar website (<https://academico.unizar.es/calendario-academico/calendario>); or the website of your corresponding faculty (Zaragoza: <https://econz.unizar.es/>, Huesca: <http://fegp.unizar.es/>, Teruel: <http://fcsh.unizar.es/>).

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