

28621 - Construction Law

Syllabus Information

Academic Year: 2022/23

Subject: 28621 - Construction Law

Faculty / School: 175 - Escuela Universitaria Politécnica de La Almunia

Degree: 422 - Bachelor's Degree in Building Engineering

ECTS: 6.0

Year: 3

Semester: Second semester

Subject Type: Basic Education

Module:

1. General information

1.1. Aims of the course

The understanding of the legal system tends to be quite complex to students of technical education. However, in many facets of their professional development they will have to use, handle with ease and interpret legal norms of different origin and nature. Understanding, even briefly, the operation of the main legal institutions with which they will meet in the future will help them to show security and mastery in the most compromised situations.

Aligned with ODS:

These approaches and objectives are in line with the following Sustainable Development Goals (SDGs) of the United Nations 2030 Agenda (<https://www.un.org/sustainabledevelopment/es/>), in such a way that the acquisition of the course learning outcomes provides training and competence to contribute to their achievement to some degree:

- Goal 11: Make cities inclusive, safe, resilient and sustainable

Specific targets:

- Target 11.3: By 2030, enhance inclusive and sustainable urbanization and capacity for participatory, integrated and sustainable human settlement planning and management in all countries

1.2. Context and importance of this course in the degree

The subject of Construction Law is part of the Degree Program in Technical Architecture that is taught at the Polytechnic University School of La Almunia de Doña Godina. It is a compulsory subject, framed in the third academic year of the degree and reveals the institutions and basic concepts of the Law applied to Construction.

The subject of Construction Law is essential in the curriculum of the degree because the legal development of the urban and building processes requires that the technicians who control them use the legal instruments provided for in the laws, otherwise they could incur responsibilities of various kinds (civil, criminal, administrative or professional).

1.3. Recommendations to take this course

In order to study and pass the Law of Construction course, it is not required to have previously passed any other subject of the Technical Architecture curriculum. However, it is recommended that the student, when studying the subject, pay special attention to the legal and political reality both nationally and internationally and remember the occasions when he had to handle legal rules when studying other subjects.

2. Learning goals

2.1. Competences

Upon passing the subject, the student will be more competent to ...
Organizational and planning skills

capacity to solve problems

Ability to make decisions
Aptitude for oral and written communication of the native language
Capacity for analysis and synthesis
Ability to manage information
Capacity for teamwork
Capacity for critical reasoning
Ability to work in an interdisciplinary team
Ability to work in an international context
Improvisation and adaptation capacity to face new situations
Leadership aptitude
Positive social attitude towards social and technological innovations
Ability to reason, discuss and present your own ideas
Ability to communicate through words and images
Ability to search, analyze and select the information
Capacity for independent learning
Ability to understand knowledge from the forefront of your field of study
Ability to apply the knowledge learned to your job or vocation in a professional way
Ability to gather and interpret relevant data related to your area of study and to make judgments that include a reflection on relevant issues of a social, scientific or ethical nature
Ability to transmit information, ideas, problems and solutions to both specialized and non-specialized audiences
Develop those learning skills necessary to undertake further studies with a high degree of autonomy
Basic knowledge of the legal regime of public administrations and of administrative and private contracting procedures
Knowledge of construction law and contractual relationships that occur in the different sentences of the building process

2.2. Learning goals

The student, to pass this subject, must demonstrate the following results ...
Differentiate between the different classes of legal norms existing in the Spanish law
Differentiate between the different Public Administrations, their powers and understand the production process of administrative acts
Understand the basic aspects of public procurement regulations and the legal regime of public domain assets
Distinguish the agents involved in the building process and differentiate their functions
Understand the civil and criminal responsibilities derived from the exercise of their profession
Know and differentiate the main legal institutions related to the world of construction

2.3. Importance of learning goals

It is very difficult for a technical architect to carry out his professional work without interacting with the legal system. Passing the subject of "Construction Law" will provide the student with sufficient techniques and knowledge for this interaction to be fruitful and develop properly.

3. Assessment (1st and 2nd call)

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

The student must demonstrate that they have achieved the expected learning outcomes through the following assessment activities

The evaluation of the student's learning, whether he attends class continuously or if he does it sporadically or not, will be carried out attending to two aspects: the assessment of the theoretical-practical knowledge of the student and oral defense of a job. Each of these parts must obtain a grade equal to or greater than 5 to understand the subject approved. If any of the tests are not passed, the numerical grade of the suspense will be that of the lowest grade obtained by the student.

Rules regarding work: The work will focus on the analysis and comment of a practical case related to the legal context studied. The work, which must be carried out individually, will be presented in writing and defended orally. The grade for the work will represent 20% of the final grade for the course. For the evaluation of this test, the capacity of synthesis in the analysis of the case, the clarity of the exposition, the agile use of specialized terminology and the use of adequate audiovisual means will be taken into account.

Rules regarding the assessment of theoretical and practical knowledge: To obtain a positive assessment in this section, the student must meet one of these two conditions:

Pass a final exam (obtain a grade of 5 or higher) that will be held on the date scheduled in the official exam calendar and in which the student must correctly answer a set of questions related to the subject's syllabus and exercises practicals carried out throughout the course.

Pass two partial exams (obtain a grade of 5 or more on average between the two. The previous rule will not apply if in any of the two controls a grade lower than 3 is obtained) that will be carried out throughout the course and in the that the student must correctly answer a set of questions related to the syllabus of the subject and the practices carried out in class. In the evaluation of the exams and controls, the adequacy of the student's responses to the content of the subject will be taken into account, but also the grammatical and orthographic clarity of their responses. The note of the assessment of theoretical and practical knowledge will represent 80% of the final grade for the course.

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 theory sessions, practice sessions, tutorials, and autonomous work and study.

A strong interaction between the teacher and the student is promoted. This interaction is brought into being through a division of work and responsibilities between the students and the teacher. Nevertheless, it must be taken into account that, to a certain degree, students can set their learning pace based on their own needs and availability, following the guidelines set by the teacher.

The approach, methodology and assessment of this guide are intended to be the same for any teaching scenarios. They will be adapted to the social-health situation at any particular time, as well as to the instructions given by the authorities concerned.

4.2. Learning tasks

This course is organized as follows:

- **Theory sessions:** The theoretical concepts of the subject are explained and illustrative examples are developed as a support to the theory when necessary.
- **Practice sessions:** Problems and practical cases are carried out, complementary to the theoretical concepts studied.
- **Autonomous work and study.**
 - Study and understanding of the theory taught in the lectures.
 - Understanding and assimilation of the problems and practical cases solved in the practical classes.
 - Preparation of seminars, solutions to proposed problems, etc.
 - Preparation of the written tests for continuous assessment and final exams.

4.3. Syllabus

This course will address the following topics:

Broadly speaking, the basic contents of the subject will be developed in the following modules:

- Law: concept and sources
- Public Administrations
- The public contracts
- The legal status of public property
- The building process: Agents, responsibilities and guarantees
- Criminal liability of technicians
- The building contract: elements, classes, development
- Mortgage
- Real State Register and Catastro
- Cultural heritage
- Technical building code

4.4. Course planning and calendar

This course has 6 ECTS credits, which represents 150 hours of student work in the subject during the trimester, in other words, 10 hours per week for 15 weeks of class.

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 Faculty of EUPLA website and Moodle.

4.5. Bibliography and recommended resources

Resources: Moodle is going to be your friend for the academic year. You have to follow its advise and warnings.

Bibliography:

<http://psfunizar10.unizar.es/br13/egAsignaturas.php?codigo=28621>