

27717 - Social Services Law

Syllabus Information

Academic year: 2023/24

Subject: 27717 - Social Services Law

Faculty / School: 102 - Facultad de Derecho

Degree: 421 - Degree in Law

ECTS: 6.0

Year: 3

Semester: First semester

Subject type: Compulsory

Module:

1. General information

The main objective of the subject is that the students acquire sufficient competences to achieve learning results that allow them to lay the foundations to develop a legal professional activity in the legal-social field, especially with regard to Social Security. In a way, the Law of Social Protection is a continuation of what has been studied in Individual and Collective Labour Law, so it is advisable to have previously passed this subject.

The content and learning results of this subject contribute to the following SDGs: 1: End of poverty, 3: Health and wellness, 4: Quality education, 5: Gender equality, 8: Decent work and economic growth, 10: Reduction of inequalities and 16: Peace, Justice and Strong Institutions

2. Learning results

To know the legal framework on which the Spanish social protection system is based, starting from the constitutional framework and the application of other regulatory sources.

To identify the subjective scope of protection of the public Social Security system and its structure, distinguishing the levels of protection and the different general and special regimes that comprise it, as well as the management bodies and the economic-financial system.

To master the legal regime of the protective action of the Social Security system, in terms of contingencies and benefits, being able to calculate these benefits and solve the problems that arise in practice. IN order to achieve this, they need to be familiar with the regulation of the benefits granted to the beneficiaries, prior accreditation of the fulfilment of the requirements for each one of them.

To differentiate between public and basic social protection provided by the public Social Security system and complementary social protection, which consisting mainly of voluntary improvements of Social Security and pension supplements.

To know the specific protection system for people in a situation of dependency.

To understand the regulations on occupational risk prevention, being able to solve the problems posed by their application.

3. Syllabus

INTRODUCTION

Lesson 1. Social protection: concept and general regulatory system

PART I: PUBLIC SOCIAL SECURITY SYSTEM

Lesson 2. Concept, subjective scope of protection and structure of the Social Security system

Lesson 3. Management and economic-financial regime of the Social Security system

Lesson 4. The protective action of the Social Security system

PART II: THE GENERAL REGIME

Lesson 5. Scope of application and framing acts

Lesson 6. The quotation and its collection

Lesson 7. Health care

Lesson 8. Temporary disability

Lesson 9. Maternity, paternity, risk during pregnancy, risk during breastfeeding and care of minors affected by cancer or other serious illnesses

Lesson 10. Permanent disability (contributory)

Lesson 11. Retirement (contributory)

Lesson 12. Death and survival

Lesson 13. Unemployment

Lesson 14. Family and other non-contributory benefits

PART III: SPECIAL SOCIAL SECURITY REGIMES

Lesson 15. Special social protection regimes for civil servants

Lesson 16. Special regime for self-employed workers or freelancers

Lesson 17. Special regimes for seafarers, coal mining workers and students

PART IV: ADDITIONAL PROTECTION

Lesson 18. Supplementary protection

PART V: PROTECTION OF PEOPLE IN A SITUATION OF DEPENDENCY

Lesson 19. Promotion of personal autonomy and care for people in situations of dependence

PART VI: PROTECTION AGAINST OCCUPATIONAL RISKS

Lesson 20. Concept and sources of the law of occupational risk prevention

Lesson 21. Occupational health and safety policy: subjective scope and administrative action

Lesson 22. Protection against occupational risks: employers' duties and workers' obligations Lesson 23. The organization of prevention

Lesson 24. Consultation and participation of workers

Lesson 25. Corporate responsibility for occupational risk prevention

4. Academic activities

Theoretical classes. The fundamental contents of the subject program will be explained in the form of a lecture , being necessary to complement the teacher's explanations with the student's personal work.

Practical classes. With these teachings, the teaching staff will try to reinforce the theoretical contents, highlighting the practical dimension of the subject, through the resolution and discussion of cases, taken from the sentences of our courts, whenever possible.

Other **complementary activities.** Students may be asked to prepare papers and presentations on content related to the program, in order to deepen their understanding of the content. Likewise, seminars may be programmed with the participation of students.

5. Assessment system

Mixed assessment system. It will consist of two parts:

Anticipated evaluation. In addition to the student's participation both in the theoretical classes and, especially, in the practical classes , the teacher will assess the written resolution of the proposed cases, as well as the completion of other activities(preparation of papers, presentations, etc.).

Among the assessment criteria, the teacher will consider the application of the acquired knowledge, the handling of the sources and the argumentative capacity.

Students who pass the assignments will obtain a grade with a weighted value of 30% of the final grade, which will be saved for the second call of the term. Those who do not pass the anticipated evaluation must take the overall final exam in order to pass the subject.

Final knowledge test. At the end of the semester, students will take a multiple-choice exam with a minimum of 15 questions related to the subject syllabus. In order to pass the test, it will be necessary that 60% of the total number of questions are correctly answered. For these purposes, wrong answers will not deduct the grade obtained for correct answers.

In addition to the test, there will be some developmental questions on the contents of the program. In this regard, we will take into account the knowledge acquired, the expository capacity and the precision in the use of the legal terms. This part of the final test will only be assessed if the test has been passed in accordance with what has been stated in the previous paragraph.

The knowledge test will be worth **70%** of the total.

The final grade of the blended assessment consists of the weighted average of the advance assessment and the knowledge test. In any case, the student must obtain **in each one of the two blocks a minimum of 5 out of 10** to pass the subject; only when this requirement is fulfilled, the average will be calculated for the purposes of the final grade

Global final test system. It will consist of two parts:

Final knowledge test. This exam is governed by the guidelines set forth in the knowledge test of the mixed evaluation system, having a value of 70% of the final grade.

Practical test. It consists of the written resolution of a practical case related to the contents of the subject , with which a grade of **30%** of the final grade will be obtained. For this purpose, the application of the law to the resolution of the factual situation will be assessed , as well as the argumentation and substantiation of coherent conclusions.

The final grade will be the weighted average of the grades obtained in both tests. In order to pass the subject the student must have obtained **at least a 5 out of 10 in both parts**; only when this requirement is met will the average be calculated for the purposes of the final grade.