

27720 - Family and Inheritance Law

Syllabus Information

Academic year: 2023/24

Subject: 27720 - Family and Inheritance 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

It is intended that the student knows, understands, interprets and properly applies the institutions and legal rules of civil law relating to family law and inheritance by death, taking into account the plurality of legal-private systems existing in Spain: the general state and that of the Autonomous Communities with their own civil law. This approach is aligned with the following SDGs of the UN Agenda 2030 (<https://www.un.org/sustainabledevelopment/es/>): Goal 4 (Quality Education), Goal 5 (Gender Equality), Goal 10 (Reducing Inequalities) and Goal 16 (Peace, Justice and Strong Institutions); so that the acquisition of the learning results of the subject provides training and competence to contribute to some extent to their achievement.

2. Learning results

Identify, understand and explain the legal institutions of family and inheritance law.

Interpret the rules of family and inheritance law in the light of the doctrine and jurisprudence on them in order to draw the relevant legal consequences.

Incorporate in their written and oral argumentation the legal concepts and terms of family and inheritance law.

Apply their knowledge of family and inheritance law, as well as their ability to interpret its rules, to the resolution of practical cases.

Search, find and apply legal, jurisprudential and doctrinal texts, especially through the use of ICT, to solve practical cases of family and inheritance law.

3. Syllabus

1. Family. Relationship. Food
2. Marriage.
3. Nullity, separation and dissolution.
4. Marriage economics
5. Stable unmarried couples
6. Affiliation. Adoption.
7. Guardianship and protection of minors. People with disabilities: support measures
8. Succession by cause of death. Heritage
9. Phases: Delation, *iure transmissionis*. Capacity and unworthiness. Legal substitution, representation, accretion.
10. Voluntary and legal succession.
11. Hereditary dispositions.
12. Enforcement, invalidity and ineffectiveness of last will and testament dispositions.
- 13- Limitations on the freedom to dispose mortis causa.
- 14- Acceptance and repudiation.
- 15- The hereditary community. Partition and collation.

4. Academic activities

Theoretical classes in charge of the teaching staff for the exposition and systematization of the knowledge of the program of the subject (36 hours)

Practical and dynamic classes of faculty and students based on the model of cases and issues with presentation and discussion by the students (20 hours).

Evaluable tests of the activities carried out during the term (4 hours).

Practicum type 6 consisting of an academic work on any of the activities (readings, sentences, lectures, seminars) proposed by the teacher (9.39 hours)

Personal study of students (74.61 hours).

Final evaluation tests (6 hours).

5. Assessment system

I. Mixed system:

a) *Assessment of activities*. Students will be required to carry out different case studies, assignments or tests, as well as to participate in their presentation or discussion in the classroom. The overall result of these will be weighted by 30% in the final grade. Partial grades will be provided to the student. The grade obtained in them may be kept for the second call.

b) *Theoretical final test* will consist of an exam with a questionnaire of several questions from the program

II. Single examination system.

It will be applied to students who have not attended and actively participated in the classes and activities of the term; or who do not achieve the minimum grade

The examination will consist of two parts:

a) Resolution of a practical case study on the subject matter of the activities developed during the term. This test is weighted 30% of the final grade.

b) Theoretical test that will be adjusted in everything to what is foreseen in section b) of the previous mixed evaluation system and will be weighted 70% of the final grade.

The same testing systems will be applied in the second call of the term.