

## 30513 - Social Services Law

### Syllabus Information

**Academic year:** 2023/24

**Subject:** 30513 - Social Services Law

**Faculty / School:** 102 - Facultad de Derecho

**Degree:** 432 - Joint Law - Business Administration and Management Programme

**ECTS:** 6.0

**Year:** 3

**Semester:** Second semester

**Subject type:** Compulsory

**Module:**

### 1. General information

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

The content and learning outcomes 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

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.

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

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 benefits, being able to calculate such benefits and solve the problems that arise in practice the regulation of the benefits granted to beneficiaries, after accreditation of compliance with the requirements for each of them

Differentiate between public and basic social protection provided by the public Social Security system and complementary social protection, which is basically protection, consisting mainly of voluntary improvements to Social Security and pension supplements.

Know the unique protection system for people in a situation of dependency.

Understand the regulations on occupational risk prevention, being able to solve the problems posed by its 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 children affected by cancer or other serious illness*

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 HAZARDS**

- 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 hazards: 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 course 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. Seminars may also be scheduled with the participation of students at.

## **5. Assessment system**

**Mixed assessment system.** It will consist of two parts:

**Anticipated assessment.** 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 early assessment 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. To pass the test it will be necessary to get 60% of the total of the questions right. For these purposes, wrong answers will not deduct the score obtained for correct answers.

In addition to the test, there will be *some developmental questions* on the contents of the program. In this regard, the knowledge acquired, the expository capacity and the precision in the use of legal terms will be taken into account at. This part of the final test will only be assessed if the test has been passed in accordance with 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 of the two blocks a minimum of 5 out of 10** for 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 assessment 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 will be graded **30%** of the final grade. For this purpose, the application of the law to the resolution of the case 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, it will be required that the student has obtained **at least a 5 out of 10 in both parts**; only when this requirement is fulfilled, the average will be calculated for the final grade.