

60760 - Penal Practice

Syllabus Information

Academic year: 2024/25

Subject: 60760 - Penal Practice

Faculty / School: 102 - Facultad de Derecho

Degree: 642 - Master's in Legal Practice

ECTS: 6.0

Year: 1

Semester: Annual

Subject type: Compulsory

Module:

1. General information

The academic approach of the subject Criminal Practice has as its main objective that the student interprets and applies correctly all the criminal figures of our criminal legal system, integrating this knowledge in current procedural praxis

2. Learning results

CO_01: To know the techniques aimed at ascertaining and establishing the facts in the different types of procedure, especially the production of documents, interrogations and expert evidence.

CO_02: To have the specialized knowledge to integrate the defence and the postulation of the rights of the clients within the framework of the national and international jurisdictional protection systems.

CO_03: To know the different techniques for the composition of interests and to know how to find solutions to problems by means of alternative methods to the jurisdictional route.

HA_01: To know how to apply the specialized knowledge acquired in the degree to professional practice before courts or public authorities, as well as in advisory functions, respecting democratic principles and values and the Sustainable Development Goals.

HA_02: To be able to distinguish the different techniques of composition of interests and know how to find solutions to problems by means of alternative methods to the jurisdictional route.

HA_07: To have the necessary skills for the use of procedures, protocols, systems, and judicial applications, which require the acts of communication and cooperation with the Administration of Justice, with special attention to those of electronic, computer and telematic nature

HA_08: To know how to use the notary and registry functions, which in an auxiliary way complement them in the exercise of their activity.

HA_09: To know how to develop skills that allow them to improve the efficiency of their work and enhance the overall functioning of the team or institution in which they work through access to information sources, knowledge of languages, knowledge management and the use of applied techniques and tools.

HA_10: To know how to present facts orally and in writing, and to draw legal consequences in an argumentative way, taking into account the context and the addressee, according to the modalities of each procedural area

HA_11: To know how to develop professional work in specific and interdisciplinary teams.

HA_12: To develop interpersonal attitudes that facilitate professional practice in their relations with citizens, with other professionals and with institutions.

CP_04: To identify the performance and organizational requirements that are decisive for legal advice and the procedural representation.

CP_05: To apply in practice the organizational, management and commercial environment of the legal profession, and the associative, fiscal, labour and personal data protection legal framework; articulating a protocol of economic and fiscal management for the professional office, as well as of compliance and occupational risk protection.

CP_06: To choose the most appropriate means offered by the legal system for the performance of a quality technical representation. To develop the skills and abilities necessary for the use of procedures, protocols systems, and judicial applications, which require the acts of communication and cooperation with the Administration of Justice with special attention to those of electronic, computer and telematic nature.

CP_07: Democracy and Sustainability: To develop a commitment to the society in which we live so that it may prosper through the dimensions of democratic values - freedom, justice and equality - and sustainability, materialized in the global framework that defines it at all times.

CP_08: Teamwork: To actively collaborate with a group of people to achieve a common goal by pooling different talents.

CP_09: Critical thinking: To reason in a reflective manner on a topic and be able to deliberate on its validity subjecting one's own and external convictions to debate.

CP_10: Emotional intelligence: To understand and regulate one's own emotions and those of others in order to interact and participate effectively and constructively in social and professional life.

CP_12: Permanent self-learning: To use lifelong learning and develop autonomous and flexible learning strategies throughout life to be part of an active, motivated and integrated citizenship favouring the improvement of employment or personal development.

3. Syllabus

This table of contents corresponds to the basic content of the criminal law module, within which questions of substantive criminal law and criminal procedural law will be developed on a case-by-case basis:

- Crimes against life.
- Crimes against physical integrity.
- Crimes against sexual freedom.
- Crimes against privacy.
- Crimes against honour.
- Crimes against patrimony and socioeconomic order.
- Crimes against the Public Treasury and Social Security.
- Crimes against workers' rights.
- Crimes against public health.
- Crimes against the Public Administration and Administration of Justice.
- Habeas corpus, Jury Court, Prison Law, appeals.

4. Academic activities

The training activities of the subject will consist of the resolution of practical cases proposed in class. This includes the preparation and resolution of the cases, their presentation in class, analysis and defence of the proposed solutions and participation in the debates about the different possible solutions that the students who support them will have to argue.

5. Assessment system

A. In the 1st call the subject will be evaluated only by the continuous evaluation system. To pass the subject it will be necessary to pass each of the following parts with an average of 5 points (out of 10):

1. Three multiple choice tests. Each test will consist of answering ten questions with four response options. The questions will be of a theoretical-practical nature, and each one will have a maximum duration of 40 minutes.
2. A practical case that will be carried out at the end of the course. It consists of the preparation of the accusation document and a brief draft with the evidences that the defense would like to request, taking into account the specific case analyzed, justifying the reasons or foundations of each evidence requested based on defense arguments (although it will be done in writing) and its duration will be two hours.

By weighting the final grade obtained in the multiple choice tests by 60% and the grade obtained in the practical case by 40%, a minimum of 5 (out of 10) must be obtained. If the grade of one of the two parts (the arithmetic average of the tests or the practical case) is equal to or greater than 5 (out of 10), but the weighted average of the two parts is not approved (the grade of 4.5 points will be recorded in the student's file) the grade of the part that appears approved will be saved for the second call.

B. Students who have not opted for the continuous evaluation system or have not passed the subject through this system may take a global test in the 2nd call. This test will consist of taking a test of 20 questions with four answer options, which will have a maximum duration of 80 minutes, and the resolution of a practical case equivalent in form and conditions to the one carried out in continuous evaluation, whose duration maximum will be two hours. The multiple choice test will represent 50% of the final test and the practical case another 50%, it being necessary to pass both parts (that is, obtain 5 points out of 10 in each of the parts).

6. Sustainable Development Goals

- 4 - Quality Education
- 16 - Peace, Justice and Strong Institutions