

## ***Subject Study guide “Introduction to Law”***

### **1. IDENTIFICATION**

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- ✓ **Subject name:** Introduction to Law
- ✓ **Code:** 101198
- ✓ **Degree:** Tourism Degree
- ✓ **Academic course:** 2018-2019
- ✓ **Subject type:** Core
- ✓ **ECTS Credits (hours):** 6 (150)
- ✓ **Teaching period:** 1<sup>st</sup> year, 1<sup>st</sup> Semester
- ✓ **Teaching language:** English
- ✓ **Teachers:** Jordi Moguel Fernández
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### **2. PRESENTATION**

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This course is framed within the group of subjects of the Degree in Tourism that facilitates a basic knowledge to the student.

This is an introductory course of law aimed to learn the key concepts of Civil, Commercial and Labour Law with a special focus on tourism activities.

### **3. EDUCATIONAL GOALS**

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1. To obtain a basic knowledge of the Spanish legal system, specifically with relation to Private Law.
2. To understand how legal aspects affect business decisions in different areas.
3. To know the impact of International and European Union Law on business activities.
4. To become familiar with legal research and legal resources.
5. To find the applicable law to the given set of facts and construe it.
6. To be capable of reasoning and arguing in the face of legal problems.

## 4. SKILLS AND LEARNING OUTCOMES

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### *SPECIFIC COMPETENCIES AND LEARNING OUTCOMES*

CE1. To give proof that students have learned and understand the basic principles of tourism in all its dimensions and areas.

#### LEARNING OUTCOMES

CE1.6. To be able to identify the basic legal principles of tourism industry.

CE2. Identify the legal framework that rules out the tourism activities and the legal entities that develop them.

#### LEARNING OUTCOMES

CE2.1. To apply the elements of civil, commercial and labour law that can be found in the tourism industry.

CE2.2. To identify the contractual obligations applicable to the tourism industry.

CE2.3 To adapt the overall management to the legal regulation applicable to the tourism industry.

CE2.4 To identify the labour regulations that may influence the management of the human resources.

### *TRANSVERSAL COMPETENCIES*

CT1. To develop the capacity to learn in an autonomous way.

CT4. To manage communication techniques at all levels.

CT8. To show an ethical behaviour and the capacity to adapt to different intercultural contexts.

CT9. To show an environmentally responsible behaviour.

CT10. Team work.

## 5. TOPIC AND CONTENT

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## 1. Spanish legal system

- 1.1 The concept of Law and its branches. Civil and Commercial Law. The expression 'Business Law'
- 1.2 Sources of Law in the Civil Code. Peculiarities in the Commercial Code
- 1.3 Spanish Constitution. State and autonomous legislation. International treaties
- 1.4 Sources of European Union Law: primary and secondary law. Regulations, directives and decisions
- 1.5 Application of legal rules
- 1.6 General effectiveness of legal rules

## 2. The contract

- 2.1 Definition and elements
- 2.2 Distinct stages in the life of a contract
- 2.3 Effectiveness and ineffectiveness of contract
- 2.4 Modification and assignment of contract
- 2.5 Breach of contract and remedies
- 2.6 Termination of contract
- 2.7 Consumer contracts. General contractual conditions. Unfair contract terms
- 2.8 Unfair commercial practices
- 2.9 Electronic contracts
- 2.10 Types of contracts
- 2.11 Analysis of two contracts:
  - 2.11.1 Package travel contract
  - 2.11.2 Hotel management agreement

## 3. Labour Law

- 3.1. Object and functions of Labour Law
- 3.2. Sources of Labour Law
- 3.3. Principles of application of Labour Law
- 3.4. International and European Union Law
- 3.5. Transnational aspects of Labour Law
- 3.6. Concept, distinctive features and functions of employment contract
- 3.7. Types of employment contracts

## 6. RECOMMENDED BIBLIOGRAPHY

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- BARBA DE VEGA, J. y CALZADA CONDE, M.<sup>a</sup> A., *Introducción al Derecho Privado del Turismo*, Cizur Menor, Aranzadi, 2015
- FRANCH FLUXÁ, J. (Dir.), *Manual de contratación turística*, Barcelona, Atelier, 2015

- GARCÍA ORTEGA, J. & RAMÍREZ MARTÍNEZ, J. M., *Curso básico de Derecho del Trabajo (Para titulaciones no jurídicas)*, Valencia, Tirant lo Blanch, 2017.

## 7. TEACHING METHODOLOGY

Class sessions will include lectures, discussions, case studies and resolution of practical cases. Lecturer will explain the key concepts of each lesson and will give examples to illustrate them.

Additionally, in order to have a good understanding of the topics of each lesson, students are required to prepare assigned readings before attending class. In this sense, active participation will be a must and each student will be encouraged to ask questions and to contribute to classroom discussion.

Personal study is an important part of the course. For this reason, students are encouraged to study all the items explained in the class sessions, just as assigned reading and supplementary materials. In addition, Moodle will be used as an educational and interactive tool in order to improve the teaching-learning process.

Moreover, working in group is an important aspect of this course and it will be assessed through one group assignment carried out during the class period.

Students will use **legal texts in force** so as to study and prepare coursework

### TRAINING ACTIVITIES

Activity	Hours	ECTS	Learning outcomes
<b>Type: Directed</b>			
Theoretical classes	35	1,4	CE1.6, CE2.1, CE2.2, CE2.3, CE2.4, CT8, CT9
Practical exercise resolution	4	0,16	CE1.6, CE2.1, CE2.2, CE2.3, CE2.4, CT8, CT9, CT10
Presentation of practical exercise	6	0,24	CE1.6, CE2.1, CE2.2, CE2.3, CE2.4, CT4, CT10
<b>Type: Supervised</b>			
Academic tutoring	15	0,6	CE1.6, CE2.1, CE2.2, CE2.3, CE2.4, CT4

**Type: Autonomous**

Practical exercise preparation	49	1,96	CE1.6, CE2.1, CE2.2, CE2.3, CE2.4, CT1, CT4, CT8, CT9, CT10
Study	41	1,64	CE1.6, CE2.1, CE2.2, CE2.3, CE2.4, CT1

## 8. ASSESSMENT SYSTEMS

The *Introduction to Law* grade will be determined as follows:

- Exam at the end of the 1<sup>st</sup> term: **50 %**
- Practical exercise: **50 %** (30 % + 20 %)

The **final exam** will cover all the topics of the subject. In order to pass Introduction to Law, and to calculate the average grade, students must obtain at least 4 out of 10 in the exam.

The **practical exercise** is a group activity that will consist of a final essay and a group presentation in class. In this sense, during the class period, students:

- Will be guided by the lecturer in order to supervise their work and to resolve doubts and questions.
- Will have to carry out assignments related to the practical exercise and they will also participate actively in the classroom discussions.

The final essay will represent 30 % of the final grade and the group presentation in class 20 %. In this presentation, each student, individually, will explain a part of the essay and some questions could be posed to him/her.

### ASSESSMENT ACTIVITIES

Activity	Weight	Hours	ECTS	Learning Outcomes
Exam	50 %	2	0,08	CE1.6 , CE2.1, CE2.2, CE2.3, CE2.4, CT8, CT9
Essay		49	1,96	CE1.6 , CE2.1, CE2.2, CE2.3, CE2.4, CT4, CT8,

30 %

CT9, CT10

Presentation	20 %	1	0,04	CE1.6 , CE2.1, CE2.2, CE2.3, CE2.4, CT4, CT8, CT9, CT10
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## 9. PLANNING

WEEK	TOPIC	METHOD	HOURS
1-13	1-3	-Lectures -Exercises	39
14-15	Presentation of practical exercise	-Oral presentations	6

## 10. ENTREPRENEURSHIP AND INNOVATION

Keeping in mind that this is an introductory course, legal analysis may provide specific tools aimed at finding different solutions when business strategic decisions are at issue. In this sense, by means of this subject it is attempted to face from a legal viewpoint the diverse difficulties coming from the performance of business activities, notably those related to the tourism sector, including the new trends, in order to provide original and innovative arguments regarding heterogeneous problems.