

INTRODUCTION DO LAW

Degree in Legal Studies (Solicitors)

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Code: 16602

Main Scientific Area: Private Law

Lecturer: Luciana Ferreira de Melo

Language of Instruction: Portuguese

Regime: S1

Contact Hours: 60h Total Workload: 108h

ECTS: 6,0

Objectives

1. The Curricular Unit aims to provide students with basic knowledge in the field of Law, sensitizing them to the understanding of the conceptual and fundamental characteristics of the legal order, so it may become a support to the acquisition of more specific skills in the subsequent Curricular Units.
2. To this extent, a theoretical and practical approach will be adopted to the several issues, with special emphasis on the recognition of the different species of legal rules, the sources of Law, the mastery of legal methodology and the conceptual importance of objective and subjective law.

Learning Outcomes

This curricular unit aims to achieve the following objectives:

- Understand the globally legal system as well as the distinction between the various normative orders;
- Recognize and understand the relationship between Law and Justice, Law and Security, Law and the State, the Law and Enforcement;
- Understand the difference between adjective and substantive law as well as the existing form of legal guardianship;
- Understand the distinction between objective and subjective rights law;
- Understand the system of legal norms;
- Contextualize the problem of sources of law, their relationship and hierarchy;
- Provide students with enough to interpret the law and integrate methods and solve cases of law enforcement time.

Course Contents

I. Concept and fundamental problems of Law

- The social nature of man;
- The legal order and other normative orders;
- Characteristics of the legal order;
- Fundamental values of Law;
- Division of Law;
- The various branches of law;
- The legal rule;
- Legal protection.

II. Legal rules and sources of law

- Sources of Law;
- Validity, Termination and Hierarchy of laws;

III. Legal methodology

- Interpretation of legal rules;
- Integration of gaps;
- Application of laws in space and time.

IV. Objective law and subjective law

- Objective law and subjective rights;
- Subjective rights stricto sensu;
- Potestative rights;
- - Brief reference to legal subjects: individual and corporate persons.

Recommended Bibliography

- JUSTO, A. Santos, Introdução ao Estudo do Direito, 14.^a Edição, Petrony Editora, 2023.

Learning and Teaching Methods

The programmatic contents, divided in four chapters, which start from general concepts to more specific issues, provide the students with basic knowledge in the scope of Law, making it possible for them to understand the concept and the fundamental characteristics of the legal order, preparing them to, in contact with the other Curricular Units, all of legal nature, hold the specific competences necessary for the interpretation, analysis and resolution of legal issues.

Assessment Methods

1. In continuous assessment, the assessment will be carried out as follows:

The student must take two written tests, the first weighting 40% of the final grade and the second weighting 45% of the final grade, and a group work weighing 15% of the final grade.

The classification obtained, in each of the tests, must be superior than 7 values and the classification obtained, in the group work, must be superior than 9.5 values.

Assessment UC = 1st test grade * 40% + 2nd test grade * 45% + work grade * 15%

The test dates will be announced in due course by the Course Director.

2. During exams, the assessment will be carried out through a written exam.

The written exam has 100% weighting in the final classification and the student will be approved if they obtain a positive classification.

Assessment UC = 100% Grade of Exam