

ADMINISTRATIVE LAW I

Degree in Legal Studies (Solicitors)

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Code: 16809

Main Scientific Area: Administrative and Tax Law

Lecturer: Ricardo Alexandre Sousa da Cunha

Language of Instruction: Portuguese

Regime: S2

Contact Hours: 60h Total Workload: 108h

ECTS: 6,0

Objectives

At the end of the course, students should be able to:

- Understand the abidingness of Public Administration to Law;
- Define administrative power and understand adequately the connection with constitutional principles;
- To know the Administrative Organization, identifying the public legal entities, the organs and the services and understanding its legal regime and the functional relations.

Learning Outcomes

It is intended that students, with use in this curricular unit, improve the technical capacity aimed at an optimal work performance, by applying the information collected. The students approved at this curricular unit are expected to develop inter-personal, social, particularly in matters of citizenship by understanding administrative procedures faced as citizens.

Course Contents

1. Introduction to Administrative Law.

1.1 Constitutional principles on the Administrative Power.

1.2 The Administrative linkage to the Law

1.3 The Administrative discretionary power

2. Constitutional Principles on Administrative Organization.

Public legal persons and their bodies,

- Attributions and competences.

State interpersonal and inter-agency relations

- The Administrative Hierarchy.
- Supervision and oversight.
- Tutorship in Local Authorities, in particular

Recommended Bibliography

- VIEIRA DE ANDRADE, JOSÉ CARLOS, Lições de Direito Administrativo, 5.^a Edição, Coimbra, IUC, 2017;
- CAUPERS, JOÃO, Introdução ao Direito Administrativo, Editora Âncora Lisboa;
- ESTEVES DE OLIVEIRA, MÁRIO / PACHECO DE AMORIM/ GONÇALVES, PEDRO, Código do Procedimento Administrativo Comentado, Almedina, Coimbra.
- FIGUEIREDO DIAS, JOSÉ EDUARDO / OLIVEIRA, FERNANDA PAULA Noções Fundamentais de Direito Administrativo, Almedina, Coimbra.
- FONSECA, ISABEL CELESTE, Direito da Organização Administrativa, Almedina, Coimbra.
- FREITAS DO AMARAL, DIOGO, Curso de Direito Administrativo, Volumes I e II, Almedina, Coimbra.
- REBELO DE SOUSA, MARCELO / SALGADO DE MATOS, ANDRÉ, Direito Administrativo Geral, Tomos II e III, Dom Quixote, Lisboa.

Learning and Teaching Methods

The syllabus is organised in a way that enables the students to fulfil the objectives set forth:

1. in order for the students to be able to define the Administrative power and understand the subjection to the constitutional principles;
2. in order for the students to know the Administrative Organization, identify the public collective persons, its organs and services, as well as the legal regime and functional relationship; the first part of the syllabus is dedicated to a brief reference to the Administrative Organization, especially regarding the “Tutela” over municipalities, as the second part refers to the Constitutional Principles on Administrative Powers.

Assessment Methods

The evaluation regime shall consist of mix evaluation, composed of the following elements:

- two tests, each one having similar ponderation;
- admission to the second test will be restricted to those obtaining a grade of at least 8 on the first test.