DIREIRO DOS REGISTOS

Degree in Legal Studies (Solicitors)

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Code: 16914

Main Scientific Area: Legal Practice

Lecturer: Maria Fernanda Duarte Barroso Pereira

Language of Instruction: Portuguese

Regime: S2

Contact Hours: 60h Total Workload: 108h

ECTS: 6,0

Objectives

- Provide advanced training on the organization and operation of Land, Commercial and Civil Registries and also a brief training on Vehicle Registration.

- Promote attitudes of analysis, criticism, argumentation and debate on topics.

- Develop skills that allow students to apply the knowledge acquired in solving cases specific to the exercise of the profession.

Learning Outcomes

Understand the entire organization and functioning of records, the applicable principles, the purposes and inherent requirements.

Apply the knowledge acquired by identifying:

- Facts subject to land registration, mandatory land registration and organization/carrying out the registration process;

- Entities and facts subject to commercial registration, mandatory commercial registration and organization of the registration process, as well as all applicable related legislation; It is,

- Facts subject to civil registration, method of registration and appropriate processing of processes exclusive to the Civil Registry.

Course Contents

REGISTRIES

LAND REGISTRY

Introduction: Concept and purposes of registration;

Object of registration: mediate and immediate;

Organization: Diary and registration sheets Facts and Actions subject to registration;

Registration principles;

Harmonization between the description and matrix;

Registration and Simplified Registration Information;

Registration acts: description, registration and endorsements

Registration process; Obligation, deadlines and sanctions;

Advertising;

Transfer of the effects of registration.

COMMERCIAL REGISTRY

Introduction: Principles

Notion, Object and Function;

Entities and facts subject to registration;

Obligation, deadlines and sanctions;

RNPC;

RCBE;

Publicity.

CIVIL REGISTRY:

Structuring principles of the Civil Registry.

Mandatory Civil Registration Acts - Birth, marriage and death.

Private registration process.

Simplified Procedures.

Means of proof.

CAR REGISTRATION

Notion, Object and Function;

Facts subject to registration;

Obligation, deadlines and sanctions;

Means of Proof.

Recommended Bibliography

GUERREIRO, José Augusto Guimarães Mouteira–Manual de Direito Registral Imobiliário, Coimbra: Almedina, 2022. ISBN: 978-989-40-0397-7

JANUÁRIO, Rui, PINHEL Luís de Andrade e DIOGO, Luís da Costa-Publicidade dos Direitos Reais Enquadramento dogmático e prático, Lisboa:Quid Juris, 2023. ISBN: 9789727248810

GUERREIRO, José Augusto Guimarães Mouteira–Manual do Registo Civil, da Identidade Civil e da Nacionalidade, Coimbra: Almedina, 2023. ISBN: 9978-989-40-0989-4

SILVA, Abílio de Oliveira e–Manual do Direito Comercial, Porto: Primeira Edição, 2022. ISBN: 9789895496051

GOUVEIA, Jorge Bacelar e PINHEIRO, Júlio Elvas-Branqueamento de Capitais e Beneficiário Efetivo – Introdução e Legislação, Lisboa: Petrony, 2019. ISBN 978-972-685-275-9

LOPES, Joaquim de Seabra-Direito dos Registos e do Notariado -13ª Edição,Coimbra: Almedina, 2023. ISBN 9789894016991

GUERREIRO, José Augusto Guimarães Mouteira-Temas de Registos e de Notariado, Coimbra: Almedina, 2010. Depósito Legal 304277/10

GONZÁLEZ, José Alberto R. L. e JANUÁRIO, Rui. -Direito Registral Predial – Noções Práticas. 3ª. Lisboa: Quid Juris. 2007. ISBN: 9789727243501

SILVA, Maria José Magalhães da-Registo da Propriedade de Veículos Legislação e Notas Práticas.(3.ª Edição) Lisboa: Quid Juris. junho de 2016. ISBN:9789727247479

Learning and Teaching Methods

The objectives - to equip students with the knowledge and skills that will enable them to solve fundamental problems in the field of Land, Commercial and Civil Registries, while fostering attitudes of analysis and critical reflection - are in total coherence with the programmatic content that focuses on the organization and operation of the Land, Commercial and Civil Registries.

Assessment Methods

1. During the period of continuous and periodic assessment, the assessment is carried out through two written tests, both carried out in person.

Each test will have a weight of 50% in the final grade.

The test dates will be published by the Course Director on the E-learning/Moodle platform;

A minimum score of 8.00 (eight) is required in each of the tests (whole number, no rounding);

Access to the 2nd test depends on obtaining the aforementioned minimum score;

The final classification is calculated by weighting the grades obtained in each of the tests, according to their respective weights;

The student is approved if they obtain, in the sum of the marks obtained in each of the tests (according to the respective weights), a classification equal to or greater than 10.00 (ten) values.

2. At the time of appeal, the assessment will be carried out by written exam.

The exam will have a weight of 100% in the final classification and the student will be approved if he obtains a classification equal to or greater than 10.00 (ten) points.