

## 1. OVERVIEW

<b>Subject Area</b>	Commercial Law I
<b>Degree</b>	Bachelor's Degree in Law
<b>School/Faculty</b>	Social Sciences and Communication
<b>Year</b>	First
<b>ECTS</b>	3 ECTS
<b>Type</b>	Compulsory
<b>Language(s)</b>	Spanish
<b>Delivery Mode</b>	On-campus/Online
<b>Semester</b>	Second semester

## 2. INTRODUCTION

‘Commercial Law II’ is a compulsory subject area of the Bachelor’s Degree in Law at Universidad Europea de Madrid. This subject area deals with one of the key traditional parts of the training process of the future legal professional, due to the relevance that economic activity has for the practice of the profession. Commercial law is the specific part of civil law that regulates the activity of natural and legal persons who seek to obtain an economic benefit through the use of various organised actions regularly taken in the course of business.

This subject area introduces the student to understanding business activity from the perspective of legal regulation. The student will learn to distinguish commercial or trading activity from mere private activity, and will understand the characteristics of this type of activity. Then, we will look in detail at the legal relationships involved in commercial or business activity and understand the specific obligations imposed on those who carry out these activities, whether they are natural persons or legal entities.

Throughout the subject area, students will analyse the characteristics of Commercial Law, with reference to the Code of Commerce of 1885 (*Código de Comercio*), its foundations and sources, and how it has evolved since its codification in the 19th century to the present day, where the Code of Commerce has become obsolete and, in its place, the different areas of Commercial Law are regulated by specific laws on specific matters.

This subject area requires a comprehensive outlook from students that allows them to relate previous ideas from the study of Civil Law with the specifics of the exercise of private activity in pursuit of a profitable business. Students will study specific areas of Commercial Law with their own regulations, such as Competition Law, Unfair Competition, Industrial and Intellectual Property, and Bankruptcy Law. Furthermore, the subject area covers topics that are less legal and more practical in nature, based on real business practice, such as business accounting, business transactions and business relations.

The subject of Commercial Law I requires the student to make an effort to understand concepts beyond simply learning the rules, seeking an understanding of the current world of business within the complex regulatory framework that governs it. The student must make connections between the different concepts to obtain an overview of what is required to carry out a business activity, and the legal framework in which business is currently carried out. Thus, special focus is placed on acquiring the

ability to apply knowledge in practice, interpret information, make connections between concepts and problem-solving.

The subject of Commercial Law I is completed with several practical activities aimed at solving examples of real business problems by applying the relevant rules, taking into account the possibility of arriving at different valid solutions for the same issue. This provides students with the opportunity to develop their own solutions within the existing legal framework, applying the knowledge and skills acquired to real business scenarios.

### **3. SKILLS AND LEARNING OUTCOMES**

#### **Basic skills (CB, by their acronym in Spanish):**

- **CB2.** Students can apply their knowledge to their work or vocation in a professional manner and possess the skills which are usually evident through the forming and defending of opinions and resolving problems within their study area.
- **CB3.** Students have the ability to gather and interpret relevant data (usually within their study area) to form opinions which include reflecting on relevant social, scientific or ethical matters.

#### **Cross-curricular skills (CT, by their acronym in Spanish):**

- **CT06.** Information management: Ability to seek, choose, analyse and integrate information from diverse sources.
- **CT08.** Critical reasoning: Ability to analyse an idea, occurrence or situation from different perspectives and adopt a personal viewpoint based on scientific rigour and objective reasoning, rather than intuition.

#### **Specific skills (CE, by their acronym in Spanish):**

- **CE02.** Ability to understand the law as a systematic, coherent whole, taking into account issues within the socioeconomic context.
- **CE07.** Ability to develop critical awareness in the analysis of the legal system.
- **CE08.** Ability to identify legal issues and provide appropriate solutions to real situations.

#### **Learning outcomes (RA, by their acronym in Spanish):**

- **RA1.** Understanding of the specific sources of commercial law and what makes them different from other sources of law within the legal system.
- **RA2.** Knowledge of the subjects who participate in business activity and the legal rules regulating their activity.
- **RA3.** Knowledge, understanding of and ability to make connections between key principles of the subject.

The following table shows how the skills developed in the course match up with the intended learning outcomes:

Skills	Learning outcomes
CT6, CE2, CE7	<b>RA1:</b> Understanding of the specific sources of commercial law and what makes them different from other sources of law within the legal system.
CB2, CE2, CT6	<b>RA2:</b> Knowledge of the subjects who participate in business activity and the legal rules regulating their activity.
CB2, CB3, CT6, CT8, CE2, CE8	<b>RA3:</b> Knowledge, understanding of and ability to make connections between key principles of the subject.

## 4. CONTENT

- Origin and Sources of Commercial Law; Connections with Other Fields
- Legal Status of Business Owners; General Theory of Business
- The Trade Registry; Registration Process and Public Disclosure of the Register
- Accounting for Business Owners
- Consumer Protection
- Powers of Attorney and Employees of the Business Owner
- Company and Commercial Establishment
- Business Transactions

## 5. TEACHING/LEARNING METHODS

The types of teaching/learning methods are as follows:

- Lecture / Web conference
- Case studies
- Collaborative learning
- Problem-based learning
- Mock situations

## 6. LEARNING ACTIVITIES

The types of learning activities, plus the amount of time spent on each activity, are as follows:

**On-campus delivery mode:**

Learning activity	Number of hours
Lectures	20 h

Asynchronous lectures	5 h
Case studies	15 h
Group work	7 h
Independent working	20 h
Tutorials	5 h
Knowledge tests	3 h
<b>TOTAL</b>	<b>75 h</b>

#### Online Delivery Mode:

Learning activity	Number of hours
Reading of content	30 h
Legal problem-solving	17 h
Oral presentation of work via online seminars	2 h
Group activities (seminars, online forums, etc.) through online lectures / web conference	3 h
Online tutorials	10 h
Independent working	10 h
Knowledge tests	3 h
<b>TOTAL</b>	<b>75 h</b>

## 7. ASSESSMENT

The assessment systems, plus their weighting for the final grade for the subject area, are as follows:

#### On-campus delivery mode:

Assessment system	Weighting
Knowledge test	50%
Case study/problem scenario	20%
Case study/problem scenario	20%
Reports and papers	10%

#### Online Delivery Mode:

Assessment system	Weighting
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Knowledge test	50%
Case study/problem scenario	20%
Case study/problem scenario	20%
Reports and papers	10%

On the Virtual Campus, when you open the subject area, you can see all the details of your assessment tasks, including deadlines and assessment procedures.

## 8. BIBLIOGRAPHY

The recommended bibliography is indicated below:

- BROSETA PONT, M., & MARTÍNEZ SANZ, F. Manual de Derecho Mercantil. Volumen. I. Tecnos última edición.
- BROSETA PONT, M., & MARTÍNEZ SANZ, F. Manual de Derecho Mercantil. Volumen. II. Tecnos. Última edición.
- GALLEGO SÁNCHEZ. Derecho mercantil. Parte primera, Tirant Lo Blanch. Última edición.
- JIMÉNEZ SÁNCHEZ, G. J., & Díaz Moreno, A. Lecciones de Derecho Mercantil. Tecnos. Última edición.
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- SÁNCHEZ CALERO, F. Instituciones de Derecho mercantil, Volumen II. Pamplona: Editorial Aranzadi S.A. Última edición.
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- SÁNCHEZ CALERO, F. Principios de Derecho Mercantil, Tomo II. Pamplona: Editorial Aranzadi S.A. Última edición.
- MENÉNDEZ Y ROJO. Lecciones de Derecho Mercantil, Cizur Menor, Civitas. Última edición.
- URÍA Y MENÉNDEZ. Curso de Derecho Mercantil, I, Madrid. Última edición.