

## 1. OVERVIEW

Subject Area	Criminal Law II
Degree	Bachelor's Degree in Law
School/Faculty	Social Sciences and Communication
Year	Second
ECTS	6 ECTS
Type	Compulsory
Language(s)	Spanish
Delivery Mode	On-campus/Online
Semester	First semester

## 2. INTRODUCTION

‘Criminal Law II’ is a compulsory subject area of the Bachelor’s Degree in Law at Universidad Europea de Madrid. This subject area is one of the traditional cornerstones of the future Law graduate’s education, who will acquire a solid education in criminal law, as the part of the legal system dedicated to delimiting the State’s *ius puniendi* (right to punish), exercised as an instrument of *ultima ratio* (last resort) in the face of special legal protection of certain legal goods.

Against this background, building on the knowledge and skills acquired from studying the theory of criminal law and crime in ‘Criminal Law I’, the ultimate aim of this subject area is the detailed analysis of the most significant offences set out in Book II of the Spanish Criminal Code.

Over the course of the subject area, students will analyse the typical elements of the relevant criminal offences, taking into account the arrangement of the Criminal Code itself in terms of the special protection it provides in line with the nature of the protected legal goods.

The subject area ‘Criminal Law II’ allows students to analyse and resolve the possible legal conflicts that a criminal case may pose, with the aim of offering answers or possible solutions based on the legal classification of the offence, all the elements of the crime and the legal consequences of it, which requires putting all the knowledge acquired from ‘Criminal Law I’ and ‘Criminal Law II’ into practice.

In terms of skill acquisition, this subject area represents an opportunity for students to expand on both their knowledge of criminal law and the research skills needed to navigate legal scholarship and case law on the subject.

The subject area ‘Criminal Law II’ is thus approached from a theoretical and practical point of view, placing the student in a favourable position when faced with real-life scenarios, as they will be able to solve them by applying the knowledge and skills acquired.

## 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.
- CB4. Students can communicate information, ideas, problems and solutions to both specialist and non-specialist audiences.

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

- CT2. Ability to analyse and synthesise: be able to break down complex problems into manageable blocks; evaluate other options and perspectives to find the ideal solution. Synthesising to reduce the complexity and better understand the situation and/or solve problems.
- CT3. Ability to put knowledge into practice, using the skills acquired through the study of mock situations based faithfully on real life issues in the relevant profession.
- CT9. Problem solving: Ability to resolve an unclear or complex issue or situation which has no established solution and requires skill to reach a conclusion.
- CT11. Decision making: Ability to choose between different options or methods to effectively solve varied situations or problems.

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

- CE1. Ability to navigate the framework of legislation, legal doctrine and case law governing public and private legal relations.
- CE5. Ability to make convincing legal arguments.
- CE7. Ability to develop critical awareness in the analysis of the legal system.
- CE8. Ability to identify legal issues and provide appropriate solutions to real situations.

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

- RA1. Theoretical understanding of the criminal offences set out in Book II of the Spanish Criminal Code of 1995.
- RA2. Ability to critically analyse and reflect on the basis and arrangement of criminal offences contained within the specific provisions of Spanish criminal law.
- RA3. Ability to describe and explain the core elements of the various crimes under the Spanish criminal legal system.
- RA4. Training in the handling of each offence, and in the resolution of real cases in accordance with solutions grounded in law.

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

Skills	Learning outcomes
CB3, CT2, CE1, CE7	<b>RA1.</b> Theoretical understanding of the criminal offences set out in Book II of the Spanish Criminal Code of 1995.
CB2, CB3, CB4, CT2, CE1, CE7	<b>RA2.</b> Ability to critically analyse and reflect on the basis and arrangement of criminal offences contained within the specific provisions of Spanish criminal law.
CB2, CB3, CB4, CT2, CE1, CE5, CE7	<b>RA3.</b> Ability to describe and explain the core elements of the various crimes under the Spanish criminal legal system.
CB2, CB3, CB4, CT2, CT3, CT9, CT11, CE1, CE5, CE7, CE8	<b>RA4.</b> Training in the handling of each offence, and in the resolution of real cases in accordance with solutions grounded in law.

## 4. CONTENT

- Offences Against the Person I
- Offences Against the Person II
- Offences Against Property, Socio-economic Order, Tax Authorities and Social Security Authorities
- Other Offences Against Society
- Other Offences Against Society, Government and Constitutional Order
- Offences Against Public Order, the Independence of the State, National Defence, the International Community

## 5. TEACHING/LEARNING METHODS

The types of teaching/learning methods are as follows:

- Lecture / Web conference
- Case studies
- Collaborative learning
- Problem-based learning
- Project-based learning.

## 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	28

Legal problem-solving	15
Case studies	15
Finding resources and sources of information	10
Debates and discussions	10
Writing reports and papers	10
Group work	10
Tutorials	10
Independent working	30
Knowledge tests	5
Asynchronous lectures	7
<b>TOTAL</b>	<b>150 h</b>

#### Online Delivery Mode:

Learning activity	Number of hours
Reading of topics	40
Legal problem-solving	15
Case studies	15
Finding resources and sources of information	10
Debates and discussions through seminars or online forums on the Virtual Campus	10
Writing reports and papers	10
Group activities (seminars, online forums, etc.) through online lectures / web conference	10
Independent working	30
Online tutorials	5
Knowledge tests	5
<b>TOTAL</b>	<b>150 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%
Portfolio	10%
Case study/problem scenario	15%
Reports and papers	15%
Performance monitoring	10%

**Online delivery mode:**

Assessment system	Weighting
Knowledge test	50%
Portfolio	10%
Case study/problem scenario	15%
Reports and papers	15%
Performance monitoring	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 works of reference for following this subject area are (most recent edition):

- SERRANO GÓMEZ, A., SERRANO MAÍLLO, A., SERRANO TÁRRAGA, M<sup>a</sup>.D. y VÁZQUEZ GONZÁLEZ, C., Curso de Derecho Penal. Parte especial, Dykinson, Madrid.

Further optional reading is indicated below (most recent editions):

- ARMENDÁRIZ LEÓN, C. (Dir.), BUSTOS RUBIO, M. (Coord.) y AAVV, La Parte Especial del Derecho Penal a través del sistema de casos, Tirant lo Blanch, Valencia.
- CORCOY BIDASOLO, M y MIR PUIG, S. (Dir.), Comentarios al Código Penal, Tirant lo Blanch, Valencia.
- GARCÍA VALDÉS, C., Lecciones de Derecho Penal. Parte Especial, Edisofer, Madrid.
- GONZÁLEZ CUSSAC, J.L. (Coord.), Derecho Penal. Parte Especial, Tirant lo Blanch, Valencia.
- LAMARCA PÉREZ, C. (Coord.), Delitos. La parte especial del Derecho penal, Dykinson, Madrid.
- MORILLAS CUEVA, L. (Dir.), Estudios sobre el Código Penal reformado, Dykinson, Madrid.
- MUÑOZ CONDE, F., Derecho Penal. Parte Especial, Tirant lo Blanch, Valencia.
- MUÑOZ MACHADO, S. (Dir.), Diccionario del Español Jurídico, Espasa Libros, Barcelona.
- QUINTERO OLIVARES, G. (Dir.), Compendio de la Parte Especial del Derecho Penal, Aranzadi Thomson Reuters, Pamplona.
- ROMA VALDÉS, A. (Dir.), Código Penal Comentado, Bosch, Barcelona.

- SILVA SÁNCHEZ, J.M<sup>a</sup>. (Dir.), Lecciones de Derecho penal. Parte Especial, Atelier, Barcelona.