1- SUBJECT DESCRIPTION

This course provides an overview of the Law of Obligations, with special reference to the principles of Private Law, and the application of those to the drafting of agreements.

2- OBJECTIVES AND SKILLS

This course aims at helping the students develop the legal conceptual framework required to understand the different sources of obligations in civil law: contracts, quasi-contracts, and torts. With that framework in mind, the student will be assisted to identify the key legal elements and the different types of these categories. Likewise, the student will acquire the skills necessary to critically analyze, synthesize, draft, present, and reason on contents related to the law of obligations.

3- CONTENT

PART I: PROLOGUE

SESSION 1
Introduction & Methodology

PART II: THE FORMATION OF CONTRACTS

SESSION 2
Freedom of Contracts and its Limits

SESSION 3
Contractual Capacity

SESSION 4
Formal Requirements
SESSION 5
Illegality and Inmorality

SESSION 6
Indicia of Seriousness

SESSION 7
The Construction of Contracts

SESSION 8
Mistake, Deceit and Duress

SESSION 9
Representation

SESSION 10
Assignment

SESSION 11
Contracts for the Benefit of Third Parties

SESSION 12
Intermediate Exam

PART III: THE PERFORMANCE OF CONTRACTS

SESSION 13
Claims to Performance and their Enforcement

SESSION 14
Breach of Contract

SESSION 15
The Effect of Supervising Events

PART IV: UNJUSTIFIED ENRICHMENT

SESSION 16
Unjustified Enrichment

PART V: TORT

SESSION 17
Tort in General

SESSION 18
Liability for Others
SESSION 19
Strict Liability

SESSION 20
Invasions of the Right of Personality

SESSION 21
Intermediate Exam

PART VI: COMMON LAW CONTRACTS
SESSIONS 22 & 23
Common Law Contracts

PART VII: DRAFTING AND ANALYZING CONTRACTS
SESSIONS 24 & 25
How the Principles of Contract Law are Exemplified in Drafting

SESSIONS 26 & 27
How the Principles of Drafting are Exemplified in Contracts

SESSION 28
How to Read and Analyze a Contract

PART VIII: EPILOGUE
SESSION 29
Course Review

SESSION 30
Final Exam

4- METHODOLOGY AND ECTS WEIGHTING

4.1. TEACHING METHODOLOGY

Professor presentation and explanation of key concepts and situations: case studies and role playing, multimedia presentations, including film, will be used.

Active participation in class, case presentations, group assignments and debates are a precondition for the success of the course. Students are expected to be the leading role in the class and encouraged to demonstrate a deeper knowledge of the course topics through an independent research activity.

Written exams covering theoretical and practical issues.

This subject does not require the use of a laptop in class; nevertheless, if you want to bring your laptop, please contact your professor.
4.2. LEARNING METHODOLOGY / ECTS WEIGHTING

6 ECTS x 25 student work hours = 150 hours, divided as follows:

- 45 hours: lectures and class sessions, 22 of which will be devoted to practical exercises, cases, presentations and student discussion. These hours include group presentations.
- 80 hours: student personal learning and reflecting, including class preparation, class readings, individual and group assignments, etc.
- 20 hours: Exams preparation.
- 5 hours: Written exams.

5- EVALUATION SYSTEM

5.1. GENERAL OBSERVATIONS

Evaluation will be based on a student’s attendance to the class (always over 70%), active participation in lessons, student discussions, student exercises and presentations, and student group presentations. Evaluation of discussions will focus on how students synthesise and analyze information from the readings and lectures.

_Students not attending 70% of the classes will lose the July’s retake chance._

**IMPORTANT:** In July’s retake the maximum final score would be of 8 out of 10.

_Students who are in third or fourth call should contact the teacher during the first two weeks of the course._

5.2. EVALUATION AND WEIGHTING CRITERIA

- Intermediate exams: 40%
- Class participation and preparations: 40%
- Final Exam: 20%