

Course Unit	Law and Social Legislation	Field of study	Social Sciences
Bachelor in	Social Education	School	School of Education
Academic Year	2023/2024	Year of study	2
Type	Semestral	Semester	1
Level	1-2	ECTS credits	4.0
Code	9084-628-2101-00-23		
Workload (hours)	108	Contact hours	T - , TP 36, PL - , TC - , S - , E - , OT 9, O -

T - Lectures; TP - Lectures and problem-solving; PL - Problem-solving, project or laboratory; TC - Fieldwork; S - Seminar; E - Placement; OT - Tutorial; O - Other

Name(s) of lecturer(s) Benilde Joaquina Pereira Moreira

### Learning outcomes and competences

At the end of the course unit the learner is expected to be able to:

1. Understand the State concept and its constitutive elements;
2. Recognise the importance of the Portuguese Constitutional Law in the constitutionalization of social rights
3. Describe the organization of political power inside the Portuguese State and the role of the Welfare State
4. Indicate the main economic, social and cultural rights in the Portuguese Constitution
5. Discuss, under a juridical point of view, political measures of the Welfare State
6. Put, under the social legal framework, the rights of education, health and labour

### Prerequisites

Before the course unit the learner is expected to be able to:  
There are none

### Course contents

- Law and the State - Law and the Portuguese Republic Constitution - The organization of the Portuguese political system - Study of general social rights: legal framework - Study of specific social rights: social legislation

### Course contents (extended version)

1. The State
  - State concept
  - Constitutive elements of State
  - Sovereignty of the State
2. Law and the Constitution of Portuguese Republic
  - The Constitution of 1976
  - The constitutional reviews and the welfare state
  - Fundamental rights
  - Social rights
3. The organization of the political power and the Welfare State
  - Sovereignty organs
  - Organs of the State central administration
  - Organs of regional and local administration
  - Non governmental entities
4. Social rights in general - legal framework
  - Economic rights and obligations
  - Social rights and obligations
  - Cultural rights and obligations
  - Welfare State Policies
5. Specific social rights - legal framework
  - Education - free access to education
  - Health - the public health service
  - Labour - equal opportunity policies and family assistance
  - The social security system - legal requirements to be covered by social security benefits
  - The State social protection in cases of violence against woman, children and elderly

### Recommended reading

1. Queiroz, C. (2020). Direitos fundamentais sociais (2ª edição). Petrony
2. Miranda, J. (2020). Direitos fundamentais (3ª edição). Almedina.
3. Novais, J. R. (2019). Direitos fundamentais e justiça constitucional. AAFDL
4. Ribeiro, M. A. (2013). Introdução ao Direito para as Ciências Sociais. Almedina.
5. Ribeiro, M. A. (2019). Introdução ao Direito para as Ciências Sociais. (2ª edição). Almedina

### Teaching and learning methods

- Text analysis - Debate; and discussion - Group work - Solving problems

### Assessment methods

1. Continuous assessment - (Regular, Student Worker) (Final)
  - Intermediate Written Test - 60%
  - Practical Work - 40% (Case study; governmental institutions; nongovernmental institutions.)
2. Appeal evaluation moment - (Regular, Student Worker) (Supplementary, Special)
  - Final Written Exam - 100%

### Language of instruction

1. Portuguese
2. English

## Electronic validation

Benilde Joaquina Pereira Moreira	Orlando Miguel Pina Gonçalves Martins Gama	Maria do Céu Ribeiro	Carlos Manuel Costa Teixeira
19-02-2024	21-02-2024	25-03-2024	04-04-2024