

Course Unit	General Theory of Civil Law		Field of study	Law	
Bachelor in	Law for Solicitors		School	School of Public Management, Communication and Tourism	
Academic Year	2022/2023	Year of study	1	Level	1-1
Type	Semestral	Semester	2	ECTS credits	6.0
Code	9242-317-1205-00-22				
Workload (hours)	162	Contact hours	T -	TP 60	PL -
			TC -	S -	E -
			OT 20	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) Michele Alexandra Rodrigues da Costa

#### Learning outcomes and competences

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

1. Acquire fundamental knowledge of the general theory of civil law, to be structurally ready for the other course units within the civil law.
2. Develop mental archetypes of the lawyer, specifically with regard to civil law.
3. Consolidate the acquired knowledge in the course unit of Introduction to Law.
4. Have ability to know and learn other areas of civil law.

#### Prerequisites

Before the course unit the learner is expected to be able to:  
Not applicable.

#### Course contents

1. General theory of legal relationship; 2. The subject of the civil legal (of people) 3. The purpose of legal relationship 4. The legal fact; The legal facts in general 5. Legal business and the simple act 6. Legal key elements of the legal fact; Legitimacy and capacity 7. Interpretation and integration of legal affairs 8. Divergence between the will and the declaration 9. Defects of the will 10. The legal Representation in legal affairs

#### Course contents (extended version)

1. Introduction: first definition of civil law
2. The civil Law and private Law and private Law common
3. Portuguese sources of civil law
4. Main principals
5. General theory of civil relationship
6. The subject of civil relationship
7. Personality, subjectivity and legal capacity
8. Start of personality; Termination of legal personality: the death
9. The rights of personality
10. Legal capacity and capacity for the exercise of rights
11. Infancy; legal regime of the accompanied; Accidental disability; Illegitimacy marriage
12. Legal persons
13. The object of the civil relationship
14. The legal fact; concept of legal fact and the simple act
15. Concept of negocial declaration: its importance
16. Interpretation and Integration of legal affairs
17. Divergence between will and declaration
18. Defects of will
19. The legal representation in legal affairs

#### Recommended reading

1. Hörster, H. E., Moreira da Silva, E. S. (2019). A parte geral do código civil português. (2.ª edição). Coimbra: Almedina. ISBN 9789724081465.
2. Mota Pinto, C. A., Mota Pinto, P., Pinto Monteiro, A. (2020). Teoria geral do direito civil. (5.ª edição). Coimbra: Gestlegal. ISBN:9789898951533.
3. Pais de Vasconcelos, P., Pais de Vasconcelos, P. L. (2019). Teoria geral do direito civil. (9.ª edição). Coimbra: Almedina. ISBN:9789724081847.
4. Neiva Santos, M., Couto, R., Ferreira dos Santos, S. (2021). Casos práticos - Introdução ao direito e teoria geral do direito civil. (3.ª edição). Coimbra: Almedina. ISBN:9789724095561.

#### Teaching and learning methods

Presentation and discussion of programmatic content. Resolution of practical situations.

#### Assessment methods

1. Final written exam - 100% - (Regular, Student Worker) (Final, Supplementary, Special)
2. Exchange students - (Regular) (Final, Supplementary, Special)  
- Presentations - 100% (written work minimum 20 pages)

#### Language of instruction

Portuguese, with additional English support for foreign students.

#### Electronic validation

Michele Alexandra Rodrigues da Costa	Susana Isabel Pinto Ferreira dos Santos Gil	Catarina Alexandra Alves Fernandes	Luisa Margarida Barata Lopes
25-02-2023	25-02-2023	26-02-2023	14-03-2023