

Course Unit	Company 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	3
Type	Semestral	Semester	1
Workload (hours)	162	Contact hours	T - , TP 60, PL - , TC - , S - , E - , OT 20, O -
Level	1-3	ECTS credits	6.0
Code	9242-317-3101-00-22		

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. Knowing the types of companies;
2. Distinguish commercial companies of similar figures;
3. Identify the characteristics of each type of commercial society;
4. Identify and resolve problems related to commercial companies;
5. Master and interpret commercial law.

Prerequisites

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

Course contents

Part I: Concept of commercial company and related notions; Part II: Concept and legal categories of commercial companies; Part III: Establishing a commercial company; Part IV: Commercial company and capital shares (short reference); Part V: Other relevant matters.

Course contents (extended version)

1. Concept of Commercial Company and related notions:
 - Commercial company concept.
 - Basic elements of the general concept of Commercial Company: Subjects; Scope; Purpose; Losses.
 - Legal distinction between Commercial Company and Firm.
 - Specificities of a Commercial Company.
 - Categories of a civil law partnership.
2. Concept and legal categories of Commercial Companies:
 - General and specific elements of the concept of Commercial Company.
 - Distinction between related concepts.
 - The "legal type" principle in commercial company law.
 - Legal categories of commercial companies and their distinction.
3. Establishing a commercial company:
 - Legal personality and capacity of a Commercial Company.
 - Act of incorporation.
 - Partnership agreement: legal requirements, contents, mandatory and optional elements.
 - Mandatory register.
 - Mandatory publication.
 - Invalid act of incorporation.
 - Parasocial agreements.
4. Commercial company and capital shares (short reference):
 - Basic notions of capital shares.
 - Legal status of the partners.
 - Passive legal status of the partners.
 - Rights and obligations acquired with the capital shares.
 - Transmission of the capital shares and other changes (amortization; personal shares).
5. Other relevant matters:
 - Changes to the partnership agreement.
 - Commercial registration.
 - Adoption of a company name in the different types of commercial companies and the RRNPC.
 - Legal charges and fees regimen of the Commercial Registration and Notary.
 - Extinction of a commercial company.

Recommended reading

1. CORREIA, M. (2018), Direito comercial: direito da empresa (14.^a edição) Lisboa: Ediforum. ISBN: 9789898438201
2. ABREU, J. (2022), Curso de direito comercial. Volume I (13.^a edição) Coimbra: Almedina. ISBN: 9789894007029
3. ABREU, J. (2021), Curso de direito comercial. Volume II (7.^a edição) Coimbra: Almedina. ISBN: 9789724091389
4. CUNHA, P. O. (2019), Direito das sociedades comerciais (7.^a edição) Coimbra: Almedina. ISBN: 9789724079646

Teaching and learning methods

Exposure knowledge and debate the content of the program using examples and practical situations. Resolution of practical cases.

Assessment methods

1. Final Written Exam - 100% - (Regular, Student Worker) (Final, Supplementary, Special)
2. Exchange Students - (Regular) (Final, Supplementary, Special)
 - Presentations - 100% (Incoming)
 - Final Written Exam - 100% (Outgoing)

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
01-10-2022	01-10-2022	04-10-2022	10-10-2022