



Information about the subject

Degree: Bachelor of Science Degree in Criminology

Faculty: Faculty of Legal, Economic and Social Sciences

Code: 1301104 **Name:** Constitutional Law

Credits: 6,00 **ECTS Year:** 1 **Semester:** 1

Module: Derecho

Subject Matter: Derecho Público **Type:** Basic Formation

Department: Criminology

Type of learning: Classroom-based learning

Languages in which it is taught: Spanish

Lecturer/-s:

1301A Patricia Boix Maño (**Responsible Lecturer**)

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Module organization

Derecho

Subject Matter	ECTS	Subject	ECTS	Year/semester
Derecho Público	42,00	Administrative Law	6,00	2/1
		Constitutional Law	6,00	1/1
		Criminal Law I	6,00	1/2
		Criminal Law II	6,00	2/2
		Criminal Proceedings	6,00	3/1
		Labour Law	6,00	3/1
		Penology and Prison Law	6,00	3/2
Derecho Privado	12,00	Civil Law	6,00	1/2
		Commercial Law	6,00	3/1

Recommended knowledge

No specific prior knowledge is required.



Learning outcomes

At the end of the course, the student must be able to prove that he/she has acquired the following learning outcomes:

- R1 Haber adquirido conocimientos avanzados y demostrado una comprensión de los aspectos teóricos y prácticos y de la metodología de trabajo en su campo de estudio con una profundidad que llegue hasta la vanguardia del conocimiento. [RA1]
- R2 Poder, mediante argumentos o procedimientos elaborados y sustentados por ellos mismos, aplicar sus conocimientos, la comprensión de estos y sus capacidades de resolución de problemas en ámbitos laborales complejos o profesionales y especializados que requieren el uso de ideas creativas e innovadoras. [RA2]
- R3 Tener la capacidad de recopilar e interpretar datos e informaciones sobre las que fundamentar sus conclusiones incluyendo, cuando sea preciso y pertinente, la reflexión sobre asuntos de índole social, científica o ética en el ámbito de su campo de estudio. [RA3]
- R4 Ser capaces de desenvolverse en situaciones complejas o que requieran el desarrollo de nuevas soluciones tanto en el ámbito académico como laboral o profesional dentro de su campo de estudio. [RA4]

Competencies

Depending on the learning outcomes, the competencies to which the subject contributes are (please score from 1 to 4, being 4 the highest score):

Weighting				
1	2	3	4	



Assessment system for the acquisition of competencies and grading system

Assessed learning outcomes	Granted percentage	Assessment method
	10,00%	Asistencia y participación en clase.
	30,00%	Realización y resolución de casos prácticos.
	60,00%	Examen o prueba objetiva para medir las competencias alcanzadas.

Observations

ASSESSMENT OF THE DIFFERENT LEARNING ELEMENTS CONTINUOUS ASSESSMENT

(PRACTICE TESTS) The assessment of submitted work (developed at home or in class) will take into account the structure of the work, the quality of the documentation, spelling, and presentation, as well as the rules regarding the use of AI set forth in this teaching guide. **ATTENDANCE AND ACTIVE PARTICIPATION.** Regarding the concept of "attendance and active participation in the course" (10%), the following will be assessed:

1. Student contributions in classes (in person or online, where appropriate), with corresponding records or notes.
2. Attendance and participation in workshops, seminars, and activities outside of regular classes recommended by the subject's faculty.
3. The rules regarding the use of AI set forth in this teaching guide.

Justified absences from class sessions must be documented to the professor. Failure to do so will result in the student being considered absent.

THEORETICAL TESTS A single test will be given at the end of the semester, on the official date determined by the Faculty.

This test will consist of a multiple-choice exam (40-50 questions) and written questions on topics included in the course syllabus. The multiple-choice test will be marked based on the accuracy of the answer, although incorrect answers will be penalized. Written questions will be assessed on the accuracy of the answer, clarity of presentation, and correctness of expression. Appropriate use of terminology and the correct citation of normative references will also be assessed.

SECOND ATTEMPT: The assessment for the second call will involve the student taking a multiple-choice exam and written questions, which will be held on the date determined by the Faculty. For this call, as a general rule, the weighting of the three assessment elements (theory test, continuous assessment, and attendance and participation) will be based on the grades obtained during the semester, except for the theory exam.

MINIMUM PASSING GRADE:



For both continuous assessment and single assessment a grade of 5 must be obtained after weighing all the grading elements in both the first and second calls. For the weighting of the different assessment elements to be carried out, at least a 5 must have been obtained in the theory test, both in the first and second attempts.

GROUP SA: Group S students will be subject to the criteria set out in the previous sections, including attendance and participation.

SINGLE ASSESSMENT: In accordance with the provisions of Article 9 of the General Regulations for the Assessment and Grading of Official Studies and UCV-Owned Degrees, the single assessment is linked to the inability of students enrolled in a face-to-face degree to attend. It is, therefore, an extraordinary and exceptional assessment system available to students who, with justification and accreditation, are unable to submit to the continuous assessment system. They may apply for this in writing (email) to the professor responsible for the subject, who will expressly decide on the admission of the student's request for a single assessment and will inform the student of the acceptance/denial. Regarding the subject of Constitutional Law, the minimum attendance rate required is 60%, which is the limit to be taken into consideration for any potential request for a single assessment. This, if granted, will entail the modification of the weighting criteria so that the 10% corresponding to attendance and active participation in the subject will increase the percentage of the final theoretical test (by 10%) carried out during the official examination period.

USE OF AI IN THE COURSE Students may use AI for any course-related questions and even provide it with statements, exercises, or assessment tests to obtain automatic answers, as long as these are verified and validated by the students themselves. For this purpose, faculty may perform the appropriate checks. Students may NOT use AI:

- To record or transcribe, in whole or in part, any classroom activity, in order to obtain summaries or notes created by AI.

- To enter notes or any other material created by the faculty who provided it into AI tools such as ChatGPT or other non-institutional tools whose information is not located in controlled environments. Citation and attribution criteria: -All use of AI tools must be explicitly declared in the submitted document (e.g., in a footnote or an appendix).

- The name of the tool, the purpose of use (e.g., grammar check, organization of ideas, writing sample), and the part of the work where it was used will be indicated. -Responsible use of AI will be evaluated as part of the criteria for originality and academic honesty.

CRITERIA FOR GRANTING THE "MATRICULA DE HONOR": According to Article 14.4 of the General Regulations for the Evaluation and Grading of Official Studies and UCV's Own Degrees, the "Matrícula de Honor" distinction may be awarded to students who have obtained a grade equal to or higher than 9.0. Their number may not exceed five percent of the students enrolled in a group in the corresponding academic year, unless the number of students enrolled is less than 20, in which case only one "Matrícula de Honor" may be awarded.



CLASS ATTENDANCE IN FACE-TO-FACE DEGREES

In accordance with the development guidelines of the General Regulations for the Evaluation and Qualification of Official Teachings and Own Degrees of the UCV, in face-to-face degrees, class attendance with a minimum of 80% of the sessions of each subject will be required as a requirement to be evaluated. This means that, if a student does not attend the sessions of each subject, in a percentage greater than 20%, he/she will not be able to be evaluated, neither in the first nor in the second call, unless the person responsible for the subject, with the approval of the person responsible for degree, in view of duly justified exceptional circumstances, exempt from the minimum attendance percentage. The same criterion will be applicable for hybrid or virtual degrees in which teachers must maintain the same percentage in the requirement of "presence" in the different training activities, if any, even if these are carried out in virtual environments.

MENTION OF DISTINCTION:

The mention of "Honors" may be awarded to students who have obtained a grade equal to or greater than 9.0. Their number may not exceed five percent of the students enrolled in a group in the corresponding academic year, unless the number of students enrolled is lower.

Learning activities

The following methodologies will be used so that the students can achieve the learning outcomes of the subject:

- M1 Exposición de contenidos por parte del profesor, análisis de competencias, explicación y demostración de capacidades, habilidades y conocimientos en el aula.
- M2 Instrucciones específicas acerca del trabajo grupal e individual de cada tema.
- M3 Sesiones de trabajo grupal en grupos supervisadas por el profesor. Estudio de casos jurídicos, tanto verídicos como ficticios, análisis, diagnósticos, problemas, estudio de campo, aula de informática, visitas, búsqueda de datos, bibliotecas, en red, Internet, etc. Construcción significativa del conocimiento. a través de la interacción y actividad del alumno. Análisis crítico sobre valores y compromiso social.
- M4 Sesiones monográficas supervisadas con participación compartida.
- M7 Aplicación de conocimientos interdisciplinares.



- M8 Atención personalizada y en pequeño grupo. Periodo de instrucción y/o orientación realizado por un tutor con el objetivo de revisar y discutir los materiales y temas presentados en las clases, seminarios, lecturas, realización de trabajos, etc.
- M11 Conjunto de pruebas orales y/o escritas empleadas en la evaluación inicial, formativa o sumativa del alumno.
- M12 Recogida de trabajos, puestas en común y reflexión sobre sus experiencias. Informes de evaluación diseñados a tal efecto.
- M14 Preparación en grupo de lecturas, supuestos y resolución de problemas para exponer, discutir o entregar en las clases o tutoría.
- M15 Estudio del alumno: Preparación individual de lectura, estudio de casos prácticos, jurisprudencia. Redacción de escritos y trabajos para exponer o entregar en las clases o tutorías.



IN-CLASS LEARNING ACTIVITIES

	LEARNING OUTCOMES	HOURS	ECTS
Clase presencial M1, M2, M3	R1, R2, R3, R4	35,00	1,40
Clase práctica M1, M2, M3	R1, R2, R3, R4	15,00	0,60
Exposición de trabajos en grupo M2, M3	R1, R2	5,00	0,20
Tutoría M1, M2, M3	R1, R2	1,00	0,04
Evaluación M1, M2, M3	R1, R2	4,00	0,16
TOTAL		60,00	2,40

LEARNING ACTIVITIES OF AUTONOMOUS WORK

	LEARNING OUTCOMES	HOURS	ECTS
Trabajo en grupo M1, M2, M3	R1, R2, R3, R4	15,00	0,60
Trabajo individual M1, M2, M3	R1, R2, R3, R4	75,00	3,00
TOTAL		90,00	3,60



Description of the contents

Description of the necessary contents to acquire the learning outcomes.

Theoretical contents:

Content block

Contents



CONTENTS

THEORETICAL CONTENTS

TOPIC 1. THE STATE

- 1.The State
- 2.The Constitution

TOPIC 2. SPANISH CONSTITUTIONALISM AND THE 1978 CONSTITUTION

- 1.History of Spanish constitutionalism
- 2.The transition to democracy
- 3.The 1978 Constitution: drafting, characteristics, and influences
- 4.Development of the 1978 Constitution

TOPIC 3. CONSTITUTIONAL PRINCIPLES

- 1.Spain as a social and democratic State governed by the rule of law
- 2.The economic Constitution
- 3.Non-confessional nature of the State
- 4.Political autonomy
- 5.European integration

TOPIC 4. THE PARLIAMENTARY MONARCHY: THE CROWN

- 1.The Head of State
- 2.The constitutional status of the King: special reference to countersignature
- 3.Functions of the King

TOPIC 5. THE CORTES GENERALES (SPANISH PARLIAMENT)

- 1.Nature of the Cortes Generales
- 2.Composition: electoral system
 - 1.Elements of the electoral system
 - 2.Electoral system of the Congress of Deputies
 - 3.Electoral system of the Senate
- 3.Autonomy of the Chambers: parliamentary rules
- 4.Legal status of Members of Parliament
- 5.Organization of the Chambers
- 6.Functions of the Cortes Generales
 - 1.Legislative function
 - 2.Budgetary function
 - 3.Oversight and initiative function
 - 4.Other functions
- 7.Instruments of semi-direct democracy: referendum and popular legislative initiative



TOPIC 6. THE GOVERNMENT

- 1.The Government in the Constitution
- 2.Composition of the Government
 - 1.Election of the Prime Minister
 - 2.Legal status of the members of the Government
- 3.Functions of the Government: special reference to the Administration
- 4.Relations between the Government and the Cortes Generales: the confidence relationship
- 5.The Council of State

TOPIC 7. THE JUDICIARY

- 1.Constitutional principles governing the Judiciary and the judicial function
- 2.Legal status of judges and magistrates
- 3.The General Council of the Judiciary
- 4.The Public Prosecutor's Office

TOPIC 8. THE CONSTITUTIONAL COURT

- 1.Models of constitutional review: the model of the 1978 Constitution
- 2.Composition and legal status of the members of the Constitutional Court
- 3.Organization
- 4.Functions
 - 1.Constitutional challenge (recursos de inconstitucionalidad)
 - 2.Preliminary rulings on constitutionality (cuestiones de inconstitucionalidad)
 - 3.Constitutional appeal (recurso de amparo)
 - 4.Conflicts of competence
 - 5.Other functions and procedures
- 5.Acts of the Constitutional Court and their effects

TOPIC 9. THE CONSTITUTION AND THE LEGAL SYSTEM

- 1.The Constitution as a legal norm
- 2.The Constitution as the supreme norm
- 3.Constitutional guarantees
 - 1.Ordinary guarantees
 - 2.Extraordinary guarantees: the law of exception
 - 3.Constitutional reform

TOPIC 10. INTERNATIONAL TREATIES AND THEIR DOMESTIC EFFECTIVENESS

- 1.International treaties in the Constitution: their domestic



effectiveness

2.Integration of European Union law into the Spanish legal system

TOPIC 11. THE LAW

- 1.Historical evolution and current concept of law
- 2.Law in the Constitution
- 3.Types of laws
- 4.Legislative initiative and procedure

TOPIC 12. NORMATIVE ACTIVITY OF THE GOVERNMENT

- 1.Provisional legislation: decree-laws
- 2.Delegated legislation: legislative decrees
- 3.Regulatory power
- 4.Normative procedure

TOPIC 13. THE DOGMATIC CONSTITUTION

- 1.Human rights and fundamental rights: the value system of the 1978 Constitution
- 2.Holders of fundamental rights
- 3.Content of fundamental rights
- 4.System of guarantees of fundamental rights
 - 1.Normative guarantees
 - 2.Jurisdictional guarantees
 - 3.Institutional guarantees: the Ombudsman
- 5.Suspension of fundamental rights
- 6.Multilevel protection of fundamental rights: international protection with special reference to the ECHR

TOPIC 14. PRINCIPLE OF EQUALITY AND PERSONALITY RIGHTS

- 1.Principle of equality
 - 1.Constitutional dimensions of equality
 - 2.Material and formal equality
 - 3.Specific categories of non-discrimination
- 2.Personality rights
 - 1.Right to life and physical integrity
 - 2.Right to religious freedom
 - 3.Right to personal liberty and security
- 3.Rights related to privacy
- 4.Right to honor and personal image
- 5.Right to free movement and residence
- 6.Right to effective judicial protection and procedural guarantees

TOPIC 15. RIGHTS LINKED TO THE POLITICAL



DIMENSION

1. Ideological freedom: militant democracy and conscientious objection
2. Freedom of information
3. Right of assembly
4. Right of association
5. Right to political participation: special reference to political parties
6. Trade union freedom and the right to strike
7. Right of petition

TOPIC 16. SOCIAL RIGHTS

1. The fundamental right to education
2. The right to property
3. The right to marry
4. Rights of economic content
5. Guiding principles of social and economic policy
6. Constitutional duties
7. Other rights recognized in the Constitution

TOPIC 17. TERRITORIAL ORGANIZATION OF THE STATE: THE AUTONOMOUS STATE

1. Models of territorial organization: centralized, federal, and regional States
2. Characteristics and principles of the autonomous State defined in the 1978 Constitution
3. Local autonomy

TOPIC 18. AUTONOMOUS COMMUNITIES

1. The Statute of Autonomy: legal nature and content
2. Institutional organization of the Autonomous Communities
3. Powers: concept and types
4. System of distribution of powers and the constitutional block
5. Financing of the Autonomous Communities
6. Principles governing relations between the State and the Autonomous Communities
7. The Valencian Community



Temporary organization of learning:

Block of content	Number of sessions	Hours
CONTENTS	30,00	60,00



References

Basic Bibliography

- *Manual of Constitutional Law*. Miguel Agudo Zamora et al. Tecnos. Madrid. 15th ed., 2025
- *Constitutional Law*. Enrique Álvarez Conde and Rosario Tur Ausina. Tecnos, Madrid, 12th ed., 2025
- *Basic Constitutional Law*. Josep Maria Castellà Andreu (ed.). Huygens, Barcelona, 7th ed., 2023
- *Theory and Practice of Constitutional Law*. Jorge Rodríguez-Zapata. Tecnos, Madrid, 6th ed., 2024
- *The Constitutional State*. Remedio Sánchez Ferriz and Göran Rollnert Liern. Tirant lo Blanch, Valencia, 2020
- *System of Fundamental Rights*. Luis María Díez-Picazo Giménez. Tirant lo Blanch, Valencia, 2021
- *Commentaries on the Spanish Constitution*. Miguel Rodríguez-Piñero y Bravo-Ferrer (dir.), María Emilia Casas Baamonde (dir.), Enrique Arnaldo Alcubilla (literary ed.), Jesús Remón Peñalver (literary ed.), Mercedes Pérez Manzano (coord.), Ignacio Borrajo Iniesta (coord.). Official State Gazette, Constitutional Court of Spain, Wolters Kluwer, Ministry of Justice, Madrid, 2018.

·WEBSITES OF INTEREST

- <https://app.congreso.es/consti/> — Spanish Constitution Portal (Congress of Deputies)
- www.casareal.es — Official Website of the Spanish Royal Family
- www.congreso.es — Congress of Deputies (Lower House of the Spanish Parliament)
- www.congreso.es/videoteca — Video Library of the Congress
- www.senado.es — Senate (Upper House of the Spanish Parliament)
- www.lamoncloa.gob.es — Official Website of the Presidency of the Government
- www.tribunalconstitucional.es — Constitutional Court of Spain
- www.poderjudicial.es — General Council of the Judiciary
- www.consejo-estado.es — Council of State
- www.cortsvalecianas.es — Parliament of the Valencian Community
- <https://aelpa.org/> — Spanish Association of Parliamentary Law (AELPA)
- www.echr.coe.int — European Court of Human Rights (ECHR)
- www.europa.eu — Official Website of the European Union
- www.curia.eu — Court of Justice of the European Union (CJEU)
- www.boe.es — Official State Gazette of Spain (BOE)
- www.dogv.gva.es — Official Gazette of the Valencian Government (DOGV)

·SCIENTIFIC JOURNALS

- www.cepc.gob.es — Center for Political and Constitutional Studies (CEPC)
- *Revista Española de Derecho Constitucional* — Spanish Journal of Constitutional Law
- *Revista de Derecho Político* — Journal of Political Law
- *Teoría y Realidad Constitucional* — Theory and Constitutional Reality
- *Revista General de Derecho Constitucional* — General Journal of Constitutional Law



- *Derecho Privado y Constitución* — Private Law and Constitution
- *Revista de las Cortes Generales* — Journal of the Spanish Parliament
- *Corts. Anuario de Derecho Parlamentario* — Parliamentary Law Yearbook of the Valencian Parliament
- *Asamblea: Revista Parlamentaria de la Asamblea de Madrid* — Assembly: Parliamentary Journal of the Madrid Assembly
- *Parlamento y Constitución. Anuario* — Parliament and Constitution. Yearbook
- *Revista Catalana de Dret Públic* — Catalan Journal of Public Law
- *Revista Valenciana d'Estudis Autònoms* — Valencian Journal of Autonomic Studies