



Information about the subject

Degree: Licenciatus in Iure Canonico

Faculty: Faculty of Canon Law

Code: 1280518 **Name:** Church State Relations

Credits: 1,50 **ECTS Year:** 5 **Semester:** 2

Module: Derecho

Subject Matter: Relaciones Iglesia Estado **Type:** Compulsory

Department: Canon Law

Type of learning: Classroom-based learning

Languages in which it is taught: Spanish

Lecturer/-s:

1285B Maria Teresa Cerdá Donat (**Profesor responsable**) mt.cerda@ucv.es



Module organization

Derecho

Subject Matter	ECTS	Subject	ECTS	Year/semester
Filosofía del Derecho	3,00	Philosophy of Law	3,00	3/1
Instituciones de Derecho Romano	4,50	Roman Law Institutions	4,50	3/1
Derecho Internacional	4,50	International Law	4,50	4/2
Derecho Civil	4,50	Civil Law Institutions	4,50	4/1
Derecho Eclesiástico del Estado	6,00	Ecclesiastical State Law	6,00	5/1
Relaciones Iglesia Estado	1,50	Church State Relations	1,50	5/2



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 R1: El alumno identifica los sistemas de relaciones Iglesia – estado en la historia.
- R2 R2: El alumno justifica las relaciones Iglesia Estado en la sociedad contemporánea y presenta los problemas actuales.
- R3 R3: El alumno explica y justifica los principios ordenadores de la comunidad política en la Doctrina Social de la Iglesia y los relaciona con la libertad de la Iglesia.
- R4 R4: El alumno explica los principios reguladores del derecho fundamental de libertad religiosa y su fundamento antropológico.
- R5 R5: El alumno compara los modelos existentes de relaciones entre la Iglesia y los estados miembros de la Unión Europea.
- R6 R6: El alumno presenta los modelos existentes de relaciones entre la Iglesia y el Estado en diferentes países del mundo y el cambio de paradigma.
- R7 R7: El alumno explica el papel de las nunciaturas en las Relaciones Iglesia – Estado.
- R8 R8: El alumno explica el régimen jurídico de los acuerdos bilaterales Santa Sede – Estado.



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):

GENERAL		Weighting			
		1	2	3	4
CG2	GC2 - Capacity of analysis and synthesis.			X	
CG4	GC4 - Ability to solve problems.			X	
CG7	GC7 - Cultivate and develop critical reasoning in the analysis of information.			X	
CG13	CG13 - Ability to work in teams and collaborate effectively with others.			X	
CG16	GC16 - Knowledge of the Science being studied, in this case of the relations between the Holy See and the State in its different forms, with particular emphasis on the history and development of constitutional models, institutions and EU law, within the general principles governing the fundamental right of religious freedom, mainly in the more practical branches, with their economic and international implications and specialized language				X
CG17	GC17 - Understanding the capacity of the Holy See as a subject of international law.				X
SPECIFIC		Weighting			
		1	2	3	4
CE2	SC2 - Understanding the different forms of creation of law in its historical evolution and in its current reality.				X
CE15	CE15 - Learning the use of existing legal bibliographical information, including computer techniques, and ability to handle legal sources (legal, jurisprudential and doctrinal).				X
CE18	SC18 - Assumption of the necessary interdisciplinary vision of legal problems.				X



CE19 CE19 - Ability to understand and know the functioning of local, autonomous, state, community and international institutions, in their genesis and as a whole, and to identify the competent institution or administration in each case and the applicable sectorial law in each case.

X

CE20 CE20 - Ability to relate legal rules to the economic environment.

X

Assessment system for the acquisition of competencies and grading system

Assessed learning outcomes	Granted percentage	Assessment method
	60,00%	Theoretical written tests in which the theoretical knowledge acquired will be presented.
	20,00%	Practical tests by means of written tests and with the attendance and presentation of the different practices that will be proposed to the student throughout the course (the reviews of seminars or conferences that have been attended connected with this branch of knowledge and indicated by the professor in each case will also count (without the attendance to the seminars, seminars, or conferences the reviews or memory of the same ones will not be evaluated).
	20,00%	Attendance and active participation in class sessions and seminars. Their evaluation will be done by means of attendance tracking records by the professor.

Observations



In accordance with the regulations governing the assessment and grading of subjects in force at UCV, the distinction of "Matrícula de Honor" (Honours with Distinction) may be awarded to students who have achieved a grade of 9.0 or higher. The number of "Matrículas de Honor" (Honours with Distinction) may not exceed five percent of the students enrolled in the group for the corresponding academic year, unless the number of enrolled students is fewer than 20, in which case a single "Matrícula de Honor" (Honours with Distinction) may be awarded. Exceptionally, these distinctions may be assigned globally across different groups of the same subject. Nevertheless, the total number of distinctions awarded will be the same as if they were assigned by group, but they may be distributed among all students based on a common criterion, regardless of the group to which they belong. The criteria for awarding "Matrícula de Honor" (Honours with Distinction) will be determined according to the guidelines stipulated by the professor responsible for the course, as detailed in the "Observations" section of the evaluation system in the course guide.

Learning activities

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

- M1 Presentation of content by the teacher, analysis of competencies, explanation and demonstration of skills and knowledge in the classroom, skills and knowledge in the classroom.
- M2 Group work sessions in groups supervised by the teacher. Case studies, diagnostic analysis, problems, field study, computer classroom, visits, data search, libraries, on the net, Internet, etc. Meaningful construction of knowledge through student interaction and activity.
- M3 Personalized and small group attention. Period of instruction and/or orientation by a tutor with the objective of reviewing and discussing the materials and topics presented in the classes, seminars, readings, assignments, etc.
- M4 A set of oral and/or written tests used in the initial, formative or additive evaluation of the student.
- M5 Group preparation of readings, essays, problem solving, seminars, papers, reports, etc. to present or deliver in lectures, practical classes and/or small group tutorials. Work done on the university platform (<https://campusvirtual.ucv.es/>).
- M6 Student study: Individual preparation of readings, essays, problem solving, seminars, papers, reports, etc. to present or deliver in theory classes, practical classes and/or small group tutorials. Work done on the university platform (<https://campusvirtual.ucv.es/>).



IN-CLASS LEARNING ACTIVITIES

	LEARNING OUTCOMES	HOURS	ECTS
Theoretical Classes M1, M2	R1, R2, R3, R4, R5, R6, R7, R8	12,00	0,48
Tutoring M3, M5	R1, R2, R3, R4, R5, R6, R7, R8	2,00	0,08
Assessment M4	R1, R2, R3, R4, R5, R6, R7, R8	1,00	0,04
TOTAL		15,00	0,60

LEARNING ACTIVITIES OF AUTONOMOUS WORK

	LEARNING OUTCOMES	HOURS	ECTS
Work in groups M5	R1, R2, R3, R4, R5, R6	7,50	0,30
Individual work M6	R1, R2, R3, R4, R5, R6	15,00	0,60
TOTAL		22,50	0,90



Description of the contents

Description of the necessary contents to acquire the learning outcomes.

Theoretical contents:

Content block	Contents
UNIT 1 Principles of Church-State Relations	UNIT 1 Principles of Church-State Relations
UNIT 2 Historical Synthesis of the Relations between the Church and the Political Community	UNIT 2 Historical Synthesis of the Relations between the Church and the Political Community
UNIT 3 The Holy See and the European Union. The Models of Relations between the Church and the Member States.	UNIT 3 The Holy See and the European Union. The Models of Relations between the Church and the Member States.
UNIT 4 Models of Relations between the Holy See and States in the International Community.	UNIT 4 Models of Relations between the Holy See and States in the International Community.



Temporary organization of learning:

Block of content	Number of sessions	Hours
UNIT 1 Principles of Church-State Relations	1,00	2,00
UNIT 2 Historical Synthesis of the Relations between the Church and the Political Community	1,00	2,00
UNIT 3 The Holy See and the European Union. The Models of Relations between the Church and the Member States.	2,50	5,00
UNIT 4 Models of Relations between the Holy See and States in the International Community.	3,00	6,00



References

- Ceccarelli Morolli, D., *Breve itroduzione al Diritto Ecclesiastico pubblico concordatario*, Roma 2004.
- Eterovic, N., *La diplomacia de la Santa Sede*, Maliaño (Cantabria) 2024.
- García García, R., "Acuerdos entre la Santa Sede y el Estado Español: Algunas consideraciones sobre su significación práctica tras más de cuarenta años de vigencia", en *Anuario de Derecho Canónico* 11 (2022) pp. 39-92.
- García García, R., "Perspectivas europeas de secularización: la libertad religiosa en europa", en *Anuario de Derecho Eclesiástico del Estado* 32 (2016).
- López Segovia, C., *La Reforma de 2015 del Registro de Entidades religiosas. Causas, consecuencias y aplicación*, Madrid 2022.
- Mantecón, J., «Libertad religiosa», en *Diccionario General de Derecho Canónico*, ed. Otaduy, J. - Viana, A. – Sedano, J., (= DGDC) Cizur Menor 2012, pp. 161 – 168.
- Martín de Agar, J.T., «Concordato», en *Diccionario General de Derecho Canónico*, ed. Otaduy, J -Viana, A. – Sedano, J., (= DGDC), Cizur Menor 2012, p. 440.
- Nieto Nuñez, S. - Corral Salvador, C. - López nieto, J.M., *Los Concordatos y Acuerdos (actuales e históricos) y su significado*. Murcia 2016.
- Palomino Lozano, R. - Salinas Mengual, J., *El derecho a la libertad religiosa en las relaciones Iglesia - Estado. Perspectiva histórica e implicaciones actuales*. Dykinson 2020.
- Palomino, R., «El Acuerdo básico entre la Santa Sede y la OLP en el contexto de la práctica concordataria reciente», en *Revista Española de Derecho Canónico* 58 (2001) pp. 275 – 289.
- Pontificio Consejo Justicia y Paz, *Compendio Doctrina Social de la Iglesia*, Madrid 2016 (=CDSI).
- Santos Díz, J.L. - Corral Salvador, C., *Acuerdos entre la Santa Sede y los Estados*. Versión española de los textos. Madrid 2006.
- Soler, C., «Una tendencia en la evolución del pensamiento político: la progresiva desaparición del tema Iglesia-Estado y su sustitución por el de la fundamentación del Estado», en *Anuario de Derecho Eclesiástico del Estado* 36 (2020) pp. 341 – 382.
- RECURSOS JURÍDICOS ELECTRÓNICOS
- Santa Sede, <http://w2.vatican.va/content/vatican/es.html>
- Secretaría de Estado de la Santa Sede, «Documento.Relaciones bilaterales», en https://www.vatican.va/roman_curia/secretariat_state/documents/rc_seg-st_20010123_holy-see-relations_sp.html
- Facoltà di Diritto Canonico. Pontificia Università Gregoriana, «Accordi bilaterali vigenti della Santa Sede», en https://www.iuscangreg.it/accordi_santa_sede.php
- Conferencia Episcopal Española, <http://www.conferenciaepiscopal.es/base-documental>
- Ministerio de Justicia de España, <http://www.mjusticia.gob.es/cs/Satellite/Portal/es/areas-tematicas/libertad-religiosa>