



## Information about the subject

**Degree:** Official Master's Degree in Marriage and Family Sciences

**Faculty:** Faculty of Philosophy, Letters and Humanities

**Code:** 1740012 **Name:** Marriage and Family Law

**Credits:** 6,00 **ECTS Year:** 1 **Semester:** 2

**Module:** Family and society

**Subject Matter:** Marriage and family law **Type:** Compulsory

**Department:**

**Type of learning:** Blended

**Languages in which it is taught:** Spanish

**Lecturer/-s:**

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## Module organization

### Family and society

Subject Matter	ECTS	Subject	ECTS	Year/semester
Marriage and family law	6,00	Marriage and Family Law	6,00	1/2
Family, society and politics	6,00	Family, Society, and Politics	6,00	1/2

## Prerequisites

### 1. Marriage and the Family in the Social Doctrine of the Church

Main documents of the social doctrine of the Church on marriage and the family Competence of the Church in social matters in general and about marriage and family in particular. The divine institution of marriage and its sacramentality. Marital love. The ordination of marriage to the creation and education of children. Contraception. The family, the original cell of society. The Church's pastoral action in regard to family.

### 2. Canonical Matrimonial Law.

Marriage and law. Canonical Matrimonial Law. Pastoral care prior to marriage. The structure of marriage: capacity. Matrimonial consent. Form. Marriage crises and their canonical resolution.

### 3. Human Rights and Family Rights.

The culture of human rights and the social doctrine of the Church The preamble of the Charter of the Rights of the Family; the great statements.

The Charter of the Rights of the Family: Genesis, Content and Form The paradigm of the "Rights of the Family". Differentiation of "Family Law".



## 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 To know the features of marriage and family in the social doctrine of the Church
- R2 Recognize the role of the Church in social issues, especially those related to marriage and family
- R3 Distinguishing the features of conjugal sacramentality
- R4 To know the approaches and pastoral action of the Church in the area of marriage and the family
- R5 To know the fundamental principles of canon law, especially matrimonial law
- R6 Distinguishing between marital capacity and marital consent
- R7 Knowing the problems of marital form
- R8 Recognize the processes of canonical resolution of major marital problems
- R9 Knowing how to relate the culture of human rights to the Social Doctrine of the Church
- R10 To know the Family Rights as well as their direct application



## 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):

BASIC		Weighting			
		1	2	3	4
CB6	Possess and understand knowledge that provides a basis or opportunity to be original in the development and/or application of ideas, often in a research context			X	
CB7	Students are able to apply their acquired knowledge and problem-solving skills in new or unfamiliar environments within broader (or multidisciplinary) contexts related to their area of study			X	
CB8	Students should be able to integrate knowledge and deal with the complexity of making judgements on the basis of incomplete or limited information, including reflections on the social and ethical responsibilities linked to the application of their knowledge and judgements			X	
CB9	Students should be able to communicate their findings and the ultimate knowledge and reasons behind them to specialist and non-specialist audiences in a clear and unambiguous manner		X		

GENERAL		Weighting			
		1	2	3	4
CG1	Training on all the structural elements of marriage and the family that provides an integral vision of the person, marriage and the family from an interdisciplinary perspective				X
CG2	To instruct in a methodology that enables to interpret, educate and guide the essentially human experience in the conjugal and family environment from the equal dignity of men and women.			X	
CG3	Provide keys to understanding and personalized attention to the family in conflict situations.			X	
CG4	To know, analyze and understand the influence of marriage and family in the field of culture from the promotion of the values of a culture of peace, non-discrimination and equal opportunities.			X	



CG5 To know, understand and deepen the proper anthropology of marriage and family

X

SPECIFIC		Weighting			
		1	2	3	4
CE9	To give an account of the social dimension of the family by addressing its very nature in relation to human rights and the rights of the family.			X	
CE11	Identify and analyze the main family assets that deserve respect and protection because they are part of the good common of society			X	
CE8	To study canonical marriage law as an expression of the internal legality of the marital bond			X	

TRANSVERSAL		Weighting			
		1	2	3	4
CT1	To develop systems of oral and written communication in one's own language specific to the disciplines of the scientific field related to family issues			X	
CT3	To increase the ability to work autonomously, on the basis and premise of personal effort for self-learning from a multidisciplinary perspective that includes reference to the transcendent and ethical dimensions of the person and society			X	
CT4	To provide students with advanced skills in the use of computer and virtual systems related to study and research contexts	X			
CT5	Encourage the search for and analysis of information from various sources on issues related to marriage and family		X		
CT6	To foster the ability to communicate with experts from other disciplines		X		
CT7	To equip students with the basic skills to solve situations with research competence	X			



## Assessment system for the acquisition of competencies and grading system

Assessed learning outcomes	Granted percentage	Assessment method
R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	40,00%	Objective tests and/or questionaries
R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	20,00%	Carrying out theoretical and practical activities during the class time
	0,00%	Class attendance and active participation.
R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	40,00%	Written assignments and/or essays

### Observations

## Learning activities

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

- M1 Exposition of contents by the teacher, analysis of competencies, explanation and demonstration of abilities, skills and knowledge in the classroom
- M3 Presentation and analysis of case studies
- M4 Reading and analysis of texts
- M5 Written reflection about the contents worked on in class



## IN-CLASS LEARNING ACTIVITIES

	LEARNING OUTCOMES	HOURS	ECTS
In-person class M1, M3	R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	30,00	1,20
Individual coaching M1, M3, M4, M5	R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	4,00	0,16
Evaluation M5	R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	2,00	0,08
<b>TOTAL</b>		<b>36,00</b>	<b>1,44</b>

## LEARNING ACTIVITIES OF AUTONOMOUS WORK

	LEARNING OUTCOMES	HOURS	ECTS
Autonomous work of the student M4, M5	R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	108,00	4,32
Audiovisual content M1, M3	R1, R2, R3, R4, R5, R6, R7, R8, R9, R10	6,00	0,24
<b>TOTAL</b>		<b>114,00</b>	<b>4,56</b>



## Description of the contents

Description of the necessary contents to acquire the learning outcomes.

### Theoretical contents:

Content block	Contents
Marriage and the Family in the Social Doctrine of the Church	Main documents of the Church's social doctrine on marriage and family. Competence of the Church in social matters in general and on marriage and the family in particular. The divine institution of marriage and its sacramentality Marital love. The ordination of marriage to the procreation and education of children. Contraception. The family, the original cell of society. The Church's pastoral action with regard to the family
Canonical Matrimonial Law	Marriage and law. Canonical Matrimonial Law. Pre-marriage pastoral care. The structure of marriage: capacity. Matrimonial consent. Form. Marriage crises and their canonical resolution
Human Rights and Family Rights	The culture of human rights and the social doctrine of the Church The preamble of the Charter of the Rights of the Family; the great statements. The Charter of the Rights of the Family: Genesis, Content and Form The paradigm of the "Rights of the Family". Differentiation of "Family Law





## Temporary organization of learning:

Block of content	Number of sessions	Hours
Marriage and the Family in the Social Doctrine of the Church	6,00	12,00
Canonical Matrimonial Law	6,00	12,00
Human Rights and Family Rights	6,00	12,00



## References

León XIII: Encíclica Arcanum divinae Sapientiae, de 10 de febrero de 1880, en ASS 12 (1879) 385-402. En adelante, ADS.

Pío XI: Encíclica Casti connubi, de 31 de diciembre de 1930, en AAS 22 (1930) 539-592. En adelante, CC.

Encíclica "Divini illius Magistri" (31 diciembre 1929). en AAS 22 (1930) 49-86. En adelante, DIM.

Constitución pastoral "Gaudium et Spes" (7 diciembre 1965). En adelante, GS Declaración Gravissimum Educationis, de 28 de octubre de 1965, en AAS 58 (1966) 728-739. En adelante, GE.

Pablo VI: Encíclica Humanae Vitae, de 25 de julio de 1968, en AAS 68 (1968) 481-503. En adelante, HV.

Juan Pablo II: Exhortación apostólica Familiaris consortio, de 22 de noviembre de 1981, en AAS 74 (1982) 81-191. En adelante, FC.

Carta de los derechos de la Familia, de 22 de octubre de 1983

Cuadrón, A. (1993) Manual de Doctrina Social de la Iglesia. BAC: Madrid.

Ballesteros, J. (2018). *Postmodernidad: decadencia o resistencia*. Valencia: Tirant lo Blanch.

Ballesteros, J. (2021). *Dominear las finanzas, cuidar la naturaleza*. Valencia: Tirant Humanidades.

Bauman, Z. (2005). *Vidas desperdiciadas. La modernidad y sus parias*. Barcelona, Buenos Aires, México: Paidós.

Bauman, Z. (2011). *Trabajo, consumismo y nuevos pobres*. Barcelona: Gedisa.

Bellver Capella, V. (2019). Educate in Human Rights: orientations of international law and implementation in higher education. *Education and Law Review*, 1-25.

Bellver, Capella V. (2015). Los derechos humanos ante el cambio climático. En E. Fernández, & A.-P. Garibó, *El futuro de los derechos humanos*. Valencia: Tirant lo Blanch.

Cardona Lloréns, J., San Caballero, S., & Arrufat Cárdenas, A. (2022). *La protección internacional de la persona*. Valencia: Tirant lo Blanch.

Megías Quirós, J. J., & Rodríguez de Araujo, E. (2021). *Derechos humanos de la familia*. Pamplona: Euiusa.

Peris-Cancio, J.-A. (2002). *Diez temas sobre los derechos de la familia. La familia, garantía de*



*la dignidad humana*. Madrid: Eiunsa.

Peris-Cancio, J.-A. (2017). La filosofía de la maternidad en la filmografía de Mitchell Leisen. En J. Ibáñez-Martín, & J. Fuentes, *Educación y capacidades: hacia un nuevo enfoque del desarrollo humano* (págs. 289-305). Madrid: Dykinson.

Peris-Cancio, J.-A. (2018). ¿Qué puede enseñarnos el Hollywood clásico sobre la acogida a los refugiados y los desplazados? Una lectura filosófica de "Si no amaneciera" (1941) de Mitchell Leisen. *Archivos de la Filмотeca*, 75, 19-42.

Peris-Cancio, J.-A., Marco, G., & Sanmartín Esplugues, J. (2022). *Cuadernos de Filosofía y Cine sobre el personalismo de Leo McCarey*. Valencia: Tirant Humanidades

Magisterio pontificio sobre Amor, matrimonio y familia, <https://enchiridionfamiliae.com/>