



## TECHNICAL SHEET OF THE SUBJECT

| Data of the subject |   |
|---------------------|---|
| Subject name        | Professional Ethics   |
| Subject code        | E000009092  |
| Mainprogram         | <a href="#">Bachelor's Degree in Law</a>  |
| Involved programs   | Grado en Administración y Dirección de Empresas y Grado en Derecho (E-3 16) [Cuarto Curso]<br>Grado en Administración y Dirección de Empresas y Grado en Derecho (E-3 16) [Quinto Curso]<br>Grado en Derecho y Grado en Relaciones Internacionales (E-5) [Cuarto Curso]<br>Grado en Derecho (E-1) [Cuarto Curso]<br>Grado en Derecho E-1 (Francés) [Cuarto Curso] |
| Quarter             | Semestral   |
| Credits             | 3,0 ECTS  |
| Type                | Obligatoria (Grado)   |
| Department          | Área de Filosofía del Derecho<br>Departamento de Disciplinas Comunes  |
| Coordinator         | Miguel Grande Yáñez   |

| Teacher Information |  |
|---------------------|--|
| <b>Teacher</b>      |  |
| Name                | Rafael Cristóbal Vega Pasquín          |
| Department          | Departamento de Disciplinas Comunes    |
| Office              | Professors´ lounge on the fourth floor |
| E-Mail              | rpasquin@icade.comillas.edu            |
| <b>Teacher</b>      |  |
| Name                | Vanesa Morente Parra                   |
| Department          | Departamento de Disciplinas Comunes    |
| Office              | Professors´ lounge on the fourth floor |
| E-Mail              | vmorente@icade.comillas.edu            |

## SPECIFIC DATA OF THE SUBJECT

| Contextualization of the subject  |
|---|
| <b>Contribution to the professional profile of the degree</b>   |
| It serves to direct the student in trying to guide his vocation in what will be his professional development in |



such a wide field as that which the different legal professions make up. It relates especially to subjects such as Theory of Law and Philosophy of Law. It aims to analyze an analytical and critical capacity, without neglecting awareness and the idea of commitment regarding the ethical-social dimension.

## Competencias - Objectives

### Competences

#### GENERALES

|              |   |   |
|--------------|---|---|
| <b>CGI03</b> | Capacidad de análisis y síntesis. Comprender y estructurar adecuadamente los conocimientos que se adquieren |   |
|              | <b>RA1</b>  | Comprende y asimila conceptos y razonamientos, extrayendo la información relevante y relacionando adecuadamente las diferentes partes de que puede constar                  |
| <b>CGI05</b> | Resolución de problemas. Capacidad para aplicar los conocimientos en la práctica, obteniendo resultados     |   |
|              | <b>RA1</b>  | Comprende adecuadamente los problemas, identificando sus partes- deslindar lo central frente a lo accesorio o marginal- y la secuencia que debe seguirse para su resolución |
|              | <b>RA2</b>  | Utiliza los conocimientos teóricos adquiridos para la resolución del problema, planteando diversas alternativas suficientemente razonadas y argumentadas jurídicamente      |
|              | <b>RA3</b>  | Busca un resultado satisfactorio, salvando los obstáculos que puedan presentarse  |
| <b>CGI06</b> | Toma de decisiones  |   |
|              | <b>RA1</b>  | Plantea con sentido crítico e iniciativa las alternativas que presenta la solución de un problema y determina el alcance de cada una de ellas                               |
|              | <b>RA2</b>  | Argumenta y defiende la opción elegida, considerando los intereses en juego y las implicaciones de toda índole y asumiendo las consecuencias de esa opción                  |
| <b>CGP08</b> | Capacidad crítica. Juicio crítico   |   |
|              | <b>RA1</b>  | Conoce las distintas posibilidades que la aplicación de las normas ofrece y conciencia crítica de las mismas  |

#### ESPECÍFICAS

|              |   |  |
|--------------|---|--|
| <b>CEA05</b> | Conocimiento del contexto histórico social y cultural en el que se ejercerá la profesión jurídica |  |
|--------------|---|--|



|              |            |  |
|--------------|------------|--|
|              | <b>RA1</b> | Determina el alcance ético-social de las actuaciones profesionales   |
| <b>CEA08</b> |            | Comprensión del Derecho como instrumento de solución de intereses en conflicto   |
|              | <b>RA1</b> | Identifica los valores y principios sociales que subyacen a los procesos de configuración del Derecho, los criterios que, en cada momento, inspiran o deberían inspirar la elaboración y aplicación de las normas jurídicas y el funcionamiento de las instituciones |
| <b>CEP04</b> |            | Conciencia de la dimensión ética de las profesiones jurídicas  |
|              | <b>RA1</b> | Profundiza en la capacidad de la equidad en la aplicación jurídica a la realidad   |

## THEMATIC BLOCKS AND CONTENTS

### Contents - Thematic Blocks

Theme 1: Reflections on justice.

Theme 2: Fundamental ethics and ethics of the legal professions.

Theme 3: The ethical and ethical dimension in the practice of law.

Theme 4: The ethical dimension in the judicial field: judges and the department of public prosecutions.

Theme 5: The language of the legal professions. Ethical implications.

## BIBLIOGRAPHY AND RESOURCES

### Basic Bibliography

- Grande Yáñez, Miguel: *Ética de las profesiones jurídicas* (Desclée de Brouwer, 2006).
- Torre Díaz, Francisco Javier: *Ética y Deontología jurídica* (Dykinson, 2000).

web page

<http://www.cgae.es>; <http://www.fiscal.es>; <http://www.mjusticia.es>

### Complementary Bibliography

- García Maynez, Eduardo, *Ética: ética empírica, ética de bienes, ética formal, ética valorativa*, (Universidad Nacional de México, 1944).
- Torre Díaz, Francisco Javier: *Deontología de abogados, jueces y fiscales. Reflexiones tras una década de docencia*, (Universidad Pontificia Comillas, 2008).
- VV.AA. (Bueno Ochoa, Luis; Coord.): *Ética e imparcialidad del Ministerio Fiscal*, (Dykinson, 2011).
- VV.AA. (Grande Yáñez, Miguel; Coord.): *Independencia judicial: problemática ética*, (Dykinson,



2009).

- VV.AA. (Grande Yáñez, Miguel; Coord.): *Justicia y ética de la abogacía*, (Dykinson, 2007).
- VV.AA.: *Ética de las profesiones jurídicas. Estudios sobre Deontología*, (Universidad Católica San Antonio, 2003).

## TEACHING METHODOLOGY

### General methodological aspects of the subject

Face to face methodology: Activities:

- Master lesson: The topics and concepts that are most difficult for the student to understand will be developed, encouraging the participation and discussion of theoretical and practical problems. You should read the topics in advance in the reference manual or in the presentations posted in Moodle.
- Comments for text: Some of the authors studied will be read in class to share the conclusions reached in these texts. Legal, doctrinal, jurisprudential and other texts will be analyzed.
- Practical case studies: Practical cases will be made on topics raised in classes, with the aim of putting the concepts learned into practice.

Non classroom methodology: Activities:

- Personal study of the student: Study of the concepts and topics presented in the master lesson. It is recommended to read materials and/or bibliography available.
- Autonomous text work: The student will be provided with texts that he/she must read and work on individually in order to produce text commentaries.
- Team work on case studies: It will be oriented towards the preparation of practical cases and the resolution of practical problems.

## SUMMARY STUDENT WORKING HOURS

| CLASSROOM HOURS                                 |                                      |  |
|---|--------------------------------------|--|
| Lección Magistral                               | Interpretación y comentario de texto | Resolución de casos prácticos  |
| 15.00   | 8.00                                 | 7.00   |
| NON-PRESENTIAL HOURS                            |                                      |  |
| Estudio y relación de las lecciones magistrales | Preparación comentario de texto      | Preparación de la resolución de los casos prácticos y trabajos dirigidos |
| 25.00   | 10.00                                | 10.00  |
| <b>ECTS CREDITS: 3,0 (75,00 hours)</b>          |                                      |  |



## EVALUATION AND CRITERIA

| Evaluation activities                              | Evaluation criteria  | Weight |
|--|--|--------|
| Final written examination                          | <ul style="list-style-type: none"><li>-Difference made from opinions.</li><li>-Has discretion to choose between the different solution options.</li><li>-Detects and identifies inconsistencies.</li><li>-Correctly apply the theoretical solution learned.</li></ul>  | 75 %   |
| Text comments and case studies                     | <ul style="list-style-type: none"><li>- Difference made from opinions.</li><li>-Has discretion to choose between the different solution options.</li><li>-Detects and identifies inconsistencies.</li><li>-Correctly apply the theoretical solution learned.</li></ul> | 20 %   |
| Participation and rigorous attitude in the subject | <ul style="list-style-type: none"><li>-Brings valuable insights to the thread of explanations.</li><li>-Formulates issues that facilitate the understanding and learning of the subject.</li></ul>   | 5 %    |

### Ratings

The exam will take place at the end of the quarter and will consist of some theoretical, practical and/or textual questions.

The student must demonstrate that he knows the main concepts explained and that he has developed the ability to identify them in the texts and to expose them and relate them to different arguments. It will also be appreciated that he has developed a personal and critical vision on the topics discussed, supporting his point of view in a sound legal-ethical-deontological argumentation. The examination will represent 75% of the final grade of the subject, but it will be necessary to pass it (5 out of 10) in order to take into account the remaining 25% of the continuous assessment activities carried out during the course.

In the examination of the second call (extraordinary call) will account for 75% of the final qualification of the subject, but it will be necessary to pass it (5 out of 10) to take into account the remaining 25 per cent for on going evaluation activities carried out during the course. In the event that the qualification of the examination of the extraordinary call was higher than this weighting, it will be the qualification of this



# COMILLAS

UNIVERSIDAD PONTIFICIA

ICAI

ICADE

CIHS

## Syllabus 2020 - 2021

examination that will be taken into account exclusively for the final qualification.

The assessment of third and subsequent students will be carried out by counting the final examination with 100% of the qualification.

Each serious misspelling will result in a penalty of 0.5 points in the exam score in any call.

On the regime applicable to out-going students, the final examination shall be taken as 100% of the qualification.

In-coming students shall be subject to the same academic regime as ordinary students, with the exception of the penalty for misspellings.

In compliance with current regulations on the **protection of personal data**, we would like to inform you that you may consult the aspects related to privacy and data [that you have accepted on your registration form](#) by entering this website and clicking on "download"

<https://servicios.upcomillas.es/sedelectronica/inicio.aspx?csv=02E4557CAA66F4A81663AD10CED66792>