Course Description

Bachelor of Law Programme (Conducted in Chinese and Portuguese)  
(Admitted in Academic Year 2017/2018)

LAWS110/LAWS151  GENERAL THEORY OF CIVIL LAW I
Title I. Introduction. 1. General concepts of civil law. 2. Preliminaries.
Title II. General theory of the civil juridical order. Chapter I. Sources of civil law. Chapter II. Fundamental principles of civil law.

LAWS112/LAWS150  INTRODUCTION TO LAW
Title I. The concept of Law. Chapter I. The Law as part of the whole social order. 1. The Law and other normative orders. 2. The religion. 3. The ethic. 4. The social behavior.
Title II. The aims or values of the Law. Chapter I. Justice and security.
Title III. The structure of the Law. Chapter I. The rule of Law.
Title IV. Sources of Law. Chapter I. voluntary sources of Law and non-voluntary sources of Law.
Title V. Interpretation of the Law. Chapter I. Types of interpretation. 1. Elements of interpretation.
2. Results of the interpretation. Chapter II. Integration of the gaps in the Law. 1. Analogy. 2. Creation of a ad hoc rule.

LAWS113  LEGAL HISTORY
Title I. Chapter I. Legal thoughts in traditional Chinese society. 1. Divine Law 2. Patriarchal law 3. Confucianism. 4. Legalism. Chapter II. Legal and political thoughts in Modern China. Chapter III. 1. Legal History of Macao. 1.1 Introduction. 1.2 Specificity and sources of law of overseas Portuguese territories. 1.3 Law and justice. 1.3.1. Portuguese law and local laws, scope of application. 1.3.2 Indigenous law and the mixed relations. 1.3.3 Legal pluralism and mixed jurisdiction in Macao. 1.3.4. Judicial organization of Macao.

LAWS114/LAWS153  CONSTITUTIONAL LAW
Title I. General notions of Constitutionalism. Chapter I. Constitution as legal statute of politics. 1. The autonomy of public sphere. 2. State as a political form of modernity. 3. The crisis of State:
regionalism and globalization. Chapter II. From Constitutionality to Inter-constitutionality. 1. The hierarchical and normative scheme of the constitution of the supervising state. 2. The binding inter-constitutionality of the supervised State. 3. Democracy and rule of law. Chapter III. Comparative Constitutional Law. 1. The Portuguese constitutional experience. 2. The Chinese constitutional experience. 3 The evolution of Macao constitutional status.

**LAWS115/LAWS154 MACAO BASIC LAW**


**LAWS116/LAWS155 PUBLIC INTERNATIONAL LAW**


**LAWS120/LAWS152 GENERAL THEORY OF CIVIL LAW II**

Title I. General theory of the civil juridical relationship (cont.). Chapter I. General theory of the juridical fact. 1. About juridical facts in general: concepts and classifications; acquisition, modification and extinction of juridical relationships; juridical transaction and simple juridical act. 2. Transactional declaration: general concepts; interpretation and integration of juridical transactions; divergence between the intention and the declaration; defects of the intention; representation in juridical transactions. 3. Transactional object. 4. Accidental elements of juridical transactions. 5. Ineffectiveness and invalidity of juridical transactions: general concepts; invalidities; reduction and conversion of juridical transactions.

**LAWS130 ENHANCEMENT LEARNING ACTIVITIES**

Apart from regular legal courses, students are encouraged to participate in other activities, such as attending seminars, participating in competitions, sharing and discussing legal problems with one another.

**LAWS161 PUBLIC ECONOMICS**

LAWS162 TAX LAW
Introduction.

LAWS163 COMPARATIVE LEGAL SYSTEMS
Title I. Introduction. 1. The concept of comparative law and its neighbouring disciplines. 2. The history of comparative law. 3. The function and aims of comparative law. 4. The method of comparative law. 5. Legal formants. 6. Comparative law as a science. 7. The grouping of the legal systems into families.
Title III. Introduction to European Union Law.

LAWS164 ENVIRONMENTAL LAW
This course covers the environmental values and policies, history of environmental law, the principles and framework of environmental regulations, the use of risk assessment techniques in environmental law, the regulatory tools of environmental law, and the enforcement and dispute settlement mechanisms and international responsibilities. Special topics like water pollution, air pollution, cross-border movement of hazardous wastes and other local, regional and global environmental problems.

LAWS165 REGISTRY AND NOTARY LAW
I. Concept: 1. the structure and function of registry and notary agencies of Macao SAR. 2. The similar organs and functional difference. 3. The common perspectives of public administration with private interest: Prevention of conflict as an indispensable contribution in administration of justice.
LAWS166  FORENSIC MEDICINE

LAWS167  ESPECIAL PART OF CRIMINAL LAW

LAWS168  JURIDICAL PRACTICE
Part II. - Litigation Practice.1. The judicial protection in Macao SAR. 2. Legal profession. 3. Judicial mandate. 4. The organs and entities with specific function of this area. 5. The relevant statute laws. 5.1. The Basic Law of Macao SAR. 5.2. The Basic Law of Judicial Organization. 5.3. The statute of lawyers and the relevant moral and disciplinary regulations.

LAWS169  GENERAL THEORY OF CHINESE LAW
Part II. - 1 . Civil Law of PRC: general principles of Civil Law, the parties of the civil juridical relationship, civil juridical acts, the right of property, contracts, civil liability. 2. The marriage and successions law: marriage regimens, divorce regimens and procedures, blood relations and affinity, inheritance, legal succession, testate succession. 3. Company Law general regimen and types of companies, limited companies, partnership associations and business corporations. 4. PRC Foreign Economy Law: Joint venture enterprises, foreign enterprises, the law of joint administration of companies, PRC use of land law, Tax law related to foreign companies.

LAWS170  GENERAL THEORY OF PORTUGUESE LAW
I - Juridical Systems.
II - Portuguese juridical system. 2.1. Evolution and Characterization. 2.2. Constitutional Law and Administrative Law 2.3. Criminal Law and Procedure 2.4. Evolution of Civil Law and Civil Procedural law. 2.5. Commercial Law 2.6. Economic Law. 2.7. The Private International Law, the
nationality. 2.8. European Law. 2.9. The law and the environment, urban construction law, the consumer, the telecommunications, the computing and biotechnic, and other new challenges. 2.10. The foreigners in Portuguese Law. 2.11. The Statute of the former Portuguese colonies in Africa (PALOPs) and the Statute of its citizens. 2.12. The Statute of the Portuguese citizens born in Macao and Macao residents. 2.11. Tendencies of the evolution of Portuguese Law.

III - 3.1. The Portuguese Law and the Law of Macao. 3.2. The autonomization of the Legal System of Macao and the principle of the maintenance basically unchanged of the existing juridical order of Macao. 3.3. The experience of transition in Macao.

IV - Observing the evolution of the Portuguese Legal System and other systems with a common matrix.

LAWS171 PORTUGUESE LEGAL LANGUAGE

LAWS172 INTRODUCTION TO ALTERNATIVE DISPUTE RESOLUTION
This course will provide in-depth introduction to the alternative dispute resolution, including arbitration and mediation, and its linkage and connection with court adjudication. It will cover the law and practice of ADR in both civil law and common law jurisdictions, with a focus on its application in Macao.

LAWS173 LEGAL HISTORY OF MACAO

LAWS210/LAWS250 OBLIGATION LAW I
for damages caused by animals. Liability for damages caused by terrestrial circulation vehicles. Liability for damages caused by electrical energy or gas installations. 6.4. Liability for legal actions. 6.5. Mandatory civil liability insurance. 6.6. Mandatory automobile civil liability insurance. 6.7. Limitations to the liability and the right to compensation.

LAWS211/LAWS253 ADMINISTRATIVE LAW I
II. Administrative organization 1. The structure of the public administration 2. Types of inter-organic relations: hierarchy, superintendence and supervision; delegation of powers 3. The Administrative organization of the SARM.
III. The administration and the Law 1. Public Administration and private law 2. Public administration and administrative law: the principle of legality of Administration. 3. Activity bound by the law and discretionary activity: the administrative discretionary activity. 4. Sources of administrative law: in special, the administrative Regulations.

LAWS212/LAWS255 FAMILY LAW
Chapter IV De facto union. Notion of legally relevant de facto union.

LAWS214/LAWS252 LABOUR LAW
Chapter II. Sources of Labour Law.
Title II. The labour contract. Chapter I. Concept, elements and legal characteristics of the labour contract.
Title IV. Working time. Chapter I. Normal working hours. 1. Exemption for the working time schedule. 2. Overtime work. 3. Night work. 4. Shift work. Chapter II. Periods of rest. 1. Weekly
Title VI. Termination of the labour relation. Chapter I. Forms of termination. 1. Revocation. 2. Resolution. 3. Rescission. 4. Expiry.
Title VII. Labour relations with non-residents workers. Title VIII. Social Security.

LAWS215 ECONOMICS

LAWS220/LAWS251 OBLIGATION LAW II
Chapter I. Modalities of obligations. 1. Obligations in relation to their binding: the natural and civil obligations. 2. Obligations in relation to the individuals: conjoint and jointly liable obligations. 3. Obligations in relation to the object. Pecuniary, interest and compensation obligations.
Chapter II Transfer of obligations. 1. Transfer of credit. Subrogation. 2. Individual transfer of debts. 3. Cession of the contractual position.
Chapter IV. Special security of obligations. 1. Personal and real securities. 2. Bail. 3. Real securities. 4. Bond.
Chapter VI. Causes of extinction of obligations besides the performance.

LAWS221/LAWS254 ADMINISTRATIVE LAW II
II. The regulatory power. 1. Notion, function and grounds for the administrative regulations 2. The administrative regulations and the law: admissibility of the independent regulations. 3. The regulatory procedure.
III. Administrative act 1. Notion and meaning 2. Typology 3. Instrumental acts. 4. The administrative procedure. 5. Effectiveness and legal strength of the administrative act: the possibility of execution by Administration of it own acts. 6. The structure of the administrative act:
the subject, the object and the declaration. 7. The defects of the administrative act. Types of invalidity.

IV. The administrative contract 1. General notions: the public administration, consensus and authority. 2. Legal regime: formation, content and principles relating to the “life” of the administrative contracts. Invalidity of administrative contracts.

LAWS222/ LAWS256 PATRIMONIAL FAMILY LAW AND SUCCESSION LAW


LAWS310/ LAWS351 COMMERCIAL LAW I


Title II. Negotiable instruments. Chapter I. Negotiable instrument in general. Chapter II. Bill of exchange. 1. Typical notes of the obligation incorporated in a negotiable instrument. 2. Requisites of the bill of exchange. 2.1. Essential requisites. 2.2. Non essential requisites. 3. Legal institutes of
the Bill of Exchange. 3.1. Drawing. 3.2. Endorsement. 3.3. Acceptance. 3.4. “Aval”. 3.5. Types of maturity. 3.6. Recourse.

LAWS311/LAWS353 CRIMINAL LAW I


LAWS312/LAWS350 PROPERTY LAW

LAWS313/LAWS355 ADMINISTRATIVE LAW III
II. Evolution of the judicial review in Macao. 1. Jurisdictional competence within the judicial review in Macao. The administrative Court. Appeal Courts. Judicial organization in Macao.
III. Mechanisms of Judicial review. 1. Judicial review. 1.1 Concept and nature. 1.2 General principles. 1.3 Administrative acts that can be judicially reviewed. 1.4 Procedural requirements 1.5 Standing of the parties 1.6 Proceeding. 2. Special judicial remedies 2.1 Judicial review of norms 2.2 Electoral litigation 2.3 Administrative infractions 3. Administrative Actions 3.1 Judicial action on administrative contracts 3.2 Judicial action on torts liability 3.3 Injunction. Judicial action to compel the practice of an administrative act 3.4 Judicial action for the protection of rights and lawful interests. 4. Interim Measures. 4.1 Suspension of the effects of an administrative decision. 4.2 Provisory injunction. 4.3 Production of endangered evidence. 4.4 Other interim measures.
VI. Execution of judicial decisions. 1. Execution for the delivery of an asset or performance in kind.
2. Execution for payment of an amount 3. Guarantees against illegitimate non execution.

LAWS314/LAWS356 CIVIL PROCEDURAL LAW I
II. The action. The right to a legal action. Legal classification of the actions: according to their goal, according to their form. Interlocutory injunctions.
IV. Sources of the Portuguese Civil Procedure Law and close Disciplines. Historical evolution. Special mention of Macao.
VI. The process forms. Common process and special processes. Ordinary and summary common process. Special process of small claims.

LAWS320/LAWS352 COMMERCIAL LAW II
Title I. Commercial companies in general. Chapter I. Notion of commercial company and related figures. Chapter II. Brief historical reference. Chapter III. Types of commercial companies.
Title II. Constitution and functioning of commercial companies. Chapter I. Constitution of commercial companies. Chapter II. Legal personality and capacity of commercial companies. Chapter III. On the shares. Chapter IV. Capital and legal capital, profits and losses. Chapter V. Company organs. 1. Administration. 2. General Meeting. 2.1. Company resolutions. 2.2. Ineffectiveness of company resolutions. 2.2.1. Resolutions ineffective, 2.2.2. Void resolutions. 2.2.3. Voidable resolutions. 2.2.4. Nonexistent resolutions? 3. Supervisory Board and single supervisor. 4. The company secretary. 5. The liability of members of company organs.
Title III. Amendment of the articles of association. Chapter I. Amendments to the articles of association. 1. Generalities. 2. Increase or reduction of the company capital. 3. Modification of the company object. Chapter II. Mergers and divisions of companies. Chapter III. Transformation of companies.
Title IV. Extinction of commercial companies. Chapter I. Winding up of commercial companies. Chapter II. Liquidation of commercial companies

LAWS321/LAWS354 CRIMINAL LAW II
Imprisonment – or the penalty that restricts the freedom. 3. Fine – or the penalty that restricts the property. 4. Alternative penalties. 5. Accessory penalties. Chap. II. Determination of the penalty. 1. The system of determination of the penalty. 2. The concrete penalty measure. 3. Special cases of determination of the penalty. Brief approach.

LAWS410/LAWS451 COMMERCIAL LAW III

LAWS411/LAWS450 PRIVATE INTERNATIONAL LAW

LAWS412/LAWS452 CRIMINAL PROCEDURAL LAW
I. General Notions. 1. Function and meaning of the criminal law procedure. 2. Criminal law procedure within the legal system. 3. The juristic and constitutional compliance of the criminal procedure and its structure. 4. The application of the criminal procedure law.
III. The Agents of the Criminal Procedure. 1. Court. 2. Public prosecutor and criminal police bodies. 3. The defendant and the defendant’s lawyer. 4. The victim and injured party.
V. Stages of the Criminal Procedure. 1. The forms of criminal procedure and their respective procedure. 2. Appeals.
Pre-requisite: May be considered within FLL Pedagogic Regulations
LAWS413 POLITICAL SCIENCE

LAWS414/LAWS453 CIVIL PROCEDURAL LAW II
Title II. Dynamics of procedural relationship. One. Start the instance and its development. 2nd. Modifications of the instance. 3rd. Suspension and termination of proceedings. 4th. No need to adjudicate. 5th. The incidents of the proceedings.

3.1. The res judicata and its species. 3.2. Subjective and objective limits of res judicata. 3.3. Other effects of final judgment.
Title IV. Formalism of common abstract declarative process. One. Differences regime regarding how common ordinary. 2nd. Deadlines.
Title V. Process particular concerning small claims. One. Competence. 2nd. Specialties of conduct.

LAWS416 RESEARCH AND INTERNSHIP
This course can help students to understand the basic elements of learning and applying to the law: standardization; sociality; logicality; definability; finality; sense of justice. This course introduces students to the basic skills of public speaking and debate. It examines the functions, elements, types and roles of public speaking. Through lectures and practices, students learn essential skills in writing, speaking and debating that engage a public audience. In addition to the coursework, students have to choose to look for a relevant workplace to perform 100 hours of internship or to attend 10 court trials and prepare a report for any 5 out of the 10 court trials attended to fulfill the internship requirement.

LAWS420/LAWS454 CIVIL PROCEDURAL LAW III
Title I. General theory of executive action. One. Concept and objectives. 2nd. Rate cool.
Title II. Inadmissibility of executive action. One. Specific assumptions. 1.1. Assumption formal and substantive requirements. 1.2. The enforceable legal nature and historical evolution. 1.3. Rating enforceable. 1.4. Consequences of lack of enforcement or its unenforceability. 1.5. Sure, liquidity and enforceability of the obligation. 2nd. General inadmissibility of executive action. 2.1. The jurisdiction of the court. 2.2. The formal legitimacy. 2.3. The mandatory legal representation.
Title III. Forms of executive process. One. Common process and special processes. 2nd. Legal Regime of different species and forms of execution.
Title IV. Process executive for payment of a certain amount and its phases. Chapter I. Ordinary

Title V. Implementation process to deliver right thing. One. Forms common and ordinary common summary. 2nd. Conduct.

Title VI. Implementation process to provide that. One. The fact that positive and negative. 2nd. Forms common and ordinary common summary.

PTSB115  ORAL COMPREHENSION AND PRODUCTION SKILLS I
A course designed for the development of appropriate and accurate pronunciation of the Portuguese sounds, involving their training and practice. Students will actively work on the recognition and production of oral texts through simulation of different communication contexts and other role play activities.
Pre-requisite: None

PTSB116  WRITTEN COMPREHENSION AND PRODUCTION SKILLS I
Practical introduction to Portuguese concerning elements of all language skills and selection of cultural topics. The course will give particular interest to the use and comprehension of basic Portuguese structures and lexicon in context.
Pre-requisite: None

PTSB125  ORAL COMPREHENSION AND PRODUCTION SKILLS II
This course will reinforce and further develop the students skills in the recognition and production of the sounds of Portuguese learned during the first semester. Students will produce short dialogues on everyday topics, draft different communication situations and perform it in the class. It is expected that students may be able to discuss actuality themes, that they are familiar with, developing their vocabulary and a more accurate pronunciation.
Pre-requisite: PTSB115

PTSB126  WRITTEN COMPREHENSION AND PRODUCTION SKILLS II
A practical more advanced course involving the comprehension and use of basic structures and lexicon of Portuguese. Students work with exercises and activities involving the use of structures and lexicon in context.
Pre-requisite: PTSB116

PTSB215  ORAL COMPREHENSION AND PRODUCTION SKILLS III
The course is designed to develop an intermediate language level training and practice in accurate pronunciation and production of oral texts. From students it is expected a good fluency and knowledge of vocabulary increasing their capacity of self-correction of production and pronunciation. The course will also involve the study and comprehension of short videos of contemporary life and culture in Portuguese-speaking countries.
Pre-requisite: PTSB125
PTSB216  WRITTEN COMPREHENSION AND PRODUCTION SKILLS III
An introduction to the structuring and writing of different types of texts (letters – private or business – memoranda and basic essays). Students are expected to use Regular and Irregular verbs and learn the Subjunctive mode. They will work with exercises and activities involving the use of structures in context and write different types of texts for presentation and discussion.
Pre-requisite: PTSB126

PTSB225  ORAL COMPREHENSION AND PRODUCTION SKILLS IV
Continuation of content and themes of Oral Comprehension and Production Skills III. Development of fluency, pronunciation and comprehension of oral texts. Students are expected to have fluency and communicative competence through the study of video (discussion of films, news items and interviews), simulation of situations and improvisation of dialogues.
Pre-requisite: PTSB215

PTSB226  WRITTEN COMPREHENSION AND PRODUCTION SKILLS IV
A detailed revision of the use of structures learned by students during the previous three semesters and the reinforcement of new structures. Students are expected to write essays on different topics, to practice summary and abstract writing.
Pre-requisite: PTSB216

PTSB412  ADVANCED COMPREHENSION AND PRODUCTION SKILLS I
Language Laboratory practice in comprehension of real-life audio and video texts in different varieties of Portuguese, focusing on areas of current affairs, diplomacy, legal language, and business. Transcription and oral and written report of audio and video texts. Advanced production through simulation activities.
Pre-requisite: PTSB321

PTSB422  ADVANCED COMPREHENSION AND PRODUCTION SKILLS II
Language Laboratory practice in comprehension of real-life audio and video texts in different varieties of Portuguese, focusing on areas of current affairs, diplomacy, legal language, and business in the context of the Portuguese-speaking world. Transcription and oral and written summary report. Advanced production through simulation activities.
Pre-requisite: PTSB412