UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Fundamental Rights

Academic Year 2023/2024

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

1st

4. Course Unit

Fundamental Rights (02314)

5. Scientific Area

6. Curricular Year

2nd

7. Type of Curricular Unit / Semester

1st Semester

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8. Class type and workload (work time)

Theoretical classes:	30,00
Practical classes:	15,00
Theoretical-Practical Classes	
Tutorial Guidance:	20,00

9. ECTS Credits

6,00

10. Scientific Area Coordinator

11. Regent

Prof. Doutor LUIS MANUEL BARBOSA RODRIGUES

12. Assistants

Prof. Doutora FILIPA MARIA DE A. MARQUES PAIS D´AGUIAR, Prof. Doutor JORGE TIAGO VEIGA QUARESMA VIANA BARRA

13. Teaching Language

Portuguese

14. General Objectives

Identification and understanding of Fundamental Rights, Human Rights, and their reciprocal articulation.

15. Specific Objectives

Study of the Portuguese Constitution of Fundamental Rights and of some of the main texts of International Human Rights Law, both general and European in nature.

16. Skills to be acquired

Domain of terminology related to Fundamental Rights and Human Rights.
Competence for qualification, interpretation, inference, integration and application of respective standards.

17. Teaching Methodology

Theoretical sessions of synthetic and systematic exposition of the entire program.

Practical sessions aimed ro solve practical cases.

Tutorial orientation sessions designed to clarify doubts and for eventual reinforcement of theoretical teaching.

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18. Course Unit Program

I - GENERAL PART

1. Structural uniqueness of Fundamental Rights and Rights Humans
2. Autonomy of Fundamental Rights and Human Rights
3. Concept and nature of Fundamental Rights and Human Rights
4. Figures next to Fundamental Rights and Human Rights
5. Typology of Fundamental Rights and Human Rights
6. Hierarchy and prevalence of Human Rights and Fundamental Rights
7. History of Fundamental Rights and Human Rights

II - SPECIAL PART

8. Portuguese Constitution of Fundamental Rights
   8.1. Scope of Fundamental Rights in the Portuguese Constitution
   8.2. Foundation of Fundamental Rights in the Portuguese Constitution
   8.3. Nature of Fundamental Rights in the Portuguese Constitution
   8.4. Principles of Fundamental Rights in the Portuguese Constitution
   8.5. Regime of Fundamental Rights in the Portuguese Constitution
      8.5.1. Regime of rights, freedoms and guarantees
      8.5.2. Regime of rights of similar nature
      8.5.3. System of economic, social and cultural rights
   8.6. Protection of Fundamental Rights in the Portuguese Constitution

9. Foreign Constitutions of Fundamental Rights
   9.1. Germany
   9.2. Italy
   9.3. Spain
   9.4. United Kingdom
   9.5. United States of America
   9.6. France

10. International Human Rights Law
   10.1. General International Law
      10.1.1. Universal Declaration of Human Rights
      10.1.2. International Covenants on Human Rights
         10.1.2.1. International Covenant on Civil and Politician Rights
         10.1.2.2. International Covenant on Economic, Social and Cultural Rights
   10.2. European International Law
      10.2.1. European Convention on Human Rights
      10.2.2. European Social Charter (Revised)

10.2.3. Fundamental European Union Rights Charter
10.3. Islamic International Law
10.4. Universalism and Relativism in the International Law of Human rights

11. Fundamental Duties and Human Duties

19. Assessment Methods

The continuous assessment integrates, with mandatory nature, two written tests.

20. Didactic Resources

All existing in the University Library.

21. Sustainability Objectives

Uncompromising defense of study, effort, work. merit, rigor and demand, as essential values for sustainable knowledge.

22. Keywords

Constitutional Law;
International Law;
Fundamental Rights;
Human Rights.

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23. Main Bibliography

Author(s):	L. Barbosa Rodrigues		
Title:	Manual de Direitos Fundamentais e Direitos Humanos		
Edition:	1ª	Year:	2021
Local:	Lisboa		
Publisher:	Quid Juris		

Author(s):	José Carlos Vieira de Andrade		
Title:	Os Direitos Fundamentais na Constituição Portuguesa de 1976		
Edition:	6ª	Year:	2019
Local:	Coimbra		
Publisher:	Almedina		

Author(s):	Ana Guerra Martins		
Title:	Direito Internacional dos Direitos Humanos		
Edition:	1ª	Year:	2012
Local:	Coimbra		
Publisher:	Almedina		

24. Complementary Bibliography

Author(s):	José de Melo Alexandrino		
Title:	Direitos Fundamentais - Introdução Geral		
Edition:	2ª	Year:	2015
Local:	Lisboa		
Publisher:	Principia		

Author(s):	L. Barbosa Rodrigues		
Title:	Direito Internacional dos Direitos Humanos - Textos normativos		
Edition:	1ª	Year:	2018
Local:	Lisboa		
Publisher:	Quid Juris		

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Ficha técnica MIP / MIP Datasheet	
Título / Title	Course Unit Program 'DIREITOS FUNDAMENTAIS': Academic Year 2023/2024
Autor / Author	Prof. Doutor LUIS MANUEL BARBOSA RODRIGUES
Classificação / Classification	-
Descritores / Descriptors	-
Colaborador(es) / Colaborator(s)	-
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