UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Theory of Criminal Offenses

Academic Year 2023/2024

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

1st

4. Course Unit

Theory of Criminal Offenses (02323)

5. Scientific Area

6. Curricular Year

3rd

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. Doutora ANA BARBARA PINA DE MORAIS DE SOUSA E BRITO

12. Assistants

Dr. JOÃO ANTONIO SEVERINO RAPOSO

13. Teaching Language

Portuguese

14. General Objectives

To promote and encourage the development of the student's research, analysis, reflection, critical thinking, decision and presentation skills, as well as their ability to apply the acquired knowledge in practice and their sense of ethics and material justice.

15. Specific Objectives

To enable the student to obtain theoretical and practical knowledge that will enable him/her to
(a) understand the fundamental principles, concepts, and institutes of the general theory of criminal offence.
b) understand and critically evaluate the doctrinaire and jurisprudential positions on the various institutes and problems of the theory of crime
c) carry out the scientific analysis and the reasoned practical resolution of concrete cases within the framework of the Portuguese constitution

16. Skills to be acquired

Identify and formulate the specific criminal-law problems raised based on specific cases.
Know how to find, interpret, and use the framework of relevant principles and norms in the resolution of concrete cases.

17. Teaching Methodology

Teaching will focus on the problematization, discussion and reasoned resolution of concrete cases, preferably collected using case law databases of higher courts available on the Internet.

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18. Course Unit Program

I. Theory of crime or theory of responsibility.

II. Actus reus.

1. The behavior or act requirement.
2. Causation

II. Mens rea
1. Intention
2. Knowledge
3. Negligence.
   3.1. Conscious negligence or Recklessness
   3.2. Unconscious negligence or Inadvertent negligence

IV. Wrongdoing.

1- concept
2.Justification

V. Culpability

1.Concept
2. Excuse

V. Punishment conditions.

VI. The Imperfect Forms of Crime

1. The attempted crime.

2. Secondary participation.
   2.1. Authorship and secondary participation.
   2.2. Forms of secondary participation.

VII. Unity and plurality of Offences

19. Assessment Methods

The elements of assessment will be those laid down in the Assessment Regulations of the Lusíada University. It will be considered the oral intervention of students and the completion of two written tests.

20. Didactic Resources

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Constitution of the Portuguese Republic,
Penal Code,
Other separate laws on criminal matters,
Manuals and other doctrinal texts,
Criminal jurisprudence,
Powerpoint,
Internet

21. Sustainability Objectives

General Objectives
1 - Ensure equal opportunities in education, including for people in vulnerable situations.
Specific Objectives
Legal area: To contribute to responsible, inclusive, participative, and representative decision making at all levels.
Economic area: To raise awareness of the need to protect workers' rights and to promote safe and secure work environments for all.
Environmental area: Calling for useful resource management.

22. Keywords

Crime
Theory of action
Actus reus
Mens rea
Wrongdoing
Guilt
Punishment

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23. Main Bibliography

Author(s):	DIAS, Jorge de Figueiredo		
Title:	Direito Penal. Parte Geral. Tomo I. Questões fundamentais da doutrina geral do crime.		
Edition:	3.ª	Year:	2019
Local:	Gestlegal		
Publisher:	Coimbra Editora		

Author(s):	ROXIN, Claus , GRECO, Luís		
Title:	Strafrecht - Allgemeine Teil, Bd.I (trad. castelhana da 2ªed., Derecho Penal. Parte General. Tomo I.		
Edition:	5.ª	Year:	2020
Local:	München		
Publisher:	Beck		

Author(s):	ROXIN, Claus		
Title:	Strafrecht-Allgemeiner Teil, Bd.II (trad. castelhana, Derecho Penal. Parte General, tomo II, Madrid		
Edition:	1.º	Year:	2003
Local:	München		
Publisher:	Beck		

24. Complementary Bibliography

Author(s):	STRATENWERTH, Günter		
Title:	Strafrecht - Allgemeine Teil, Bd.I(trad. castelhana: Derecho Penal, Parte general I: El hecho punib		
Edition:	5.ª	Year:	2005
Local:	Köln		
Publisher:	Heymanns		

Author(s):	PALMA, Maria Fernanda		
Title:	Direito Penal-Parte Geral- A teoria geral da infração como teoria da decisão penal		
Edition:	5.º	Year:	2022
Local:	Lisboa		
Publisher:	AAFDL		

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Ficha técnica MIP / MIP Datasheet	
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Autor / Author	Prof. Doutora ANA BARBARA PINA DE MORAIS DE SOUSA E BRITO
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