UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Logic and Legal Arguments

Academic Year 2023/2024

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

1st

4. Course Unit

Logic and Legal Arguments (02343)

5. Scientific Area

6. Curricular Year

4th

7. Type of Curricular Unit / Semester

2nd Semester

FUNDAÇÃO MINERVA CULTURA - ENSINO E INVESTIGAÇÃO CIENTÍFICA

Rua da Junqueira, 188 a 198 - 1349-001 LISBOA - Telefone 213 611 500 - Fax 213 638 307 - e-mail: info@lis.ulusiada.pt - https://www.lis.ulusiada.pt

8. Class type and workload (work time)

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

9. ECTS Credits

3,00

10. Scientific Area Coordinator

11. Regent

Prof. Doutor LUIS MANUEL BARBOSA RODRIGUES

12. Assistants

13. Teaching Language

Portuguese

14. General Objectives

Students' awareness of the relevance, both theoretical and functional, of study of legal logic, legal argumentation, and their reciprocal connections.

15. Specific Objectives

Knowledge of the main logical and logical-legal rules.

Knowledge of the main procedures, characteristics and types of legal arguments.

16. Skills to be acquired

Acquisition of skills related to legal logic.

Acquisition of skills related to legal argumentation.

17. Teaching Methodology

Theoretical-practical exposition of the integrality of the syllabus adopted.

Realization of logical-argumentative oral speeches with subsequent contradictory.

18. Course Unit Program

FUNDAÇÃO MINERVA CULTURA - ENSINO E INVESTIGAÇÃO CIENTÍFICA

Rua da Junqueira, 188 a 198 - 1349-001 LISBOA - Telefone 213 611 500 - Fax 213 638 307 - e-mail: info@lis.ulusiada.pt - https://www.lis.ulusiada.pt

INTRODUCTION

PART I - LEGAL LOGIC

1. Logic
1.1. Notion and nature
1.2. Formal logic and material logic
1.3. Deductive logic and inductive logic

2. Legal logic
2.1. notion and nature
2.2. Logic and creation of Law
2.3. Logic and identification of the Law
2.4. Logic and application of law

PART II - LEGAL ARGUMENTS

1. Notion and nature

2. Persuasion, speaker and audience

3. Argument procedures
3.1. Invention
3.2. Disposition
3.3. Utterance

4. Argumentative narration requirements
4.1. Systematicity
4.2. Segmentation
4.3. Syntheticity
4.4. Rhythm
4.5. Clarity
4.6. Rigor
4.7. Likelihood
4.8. Creativity
4.9. Personalization

5. Types of arguments
5.1. Legal
5.2. Facts
5.3. Valuations
5.4. Emotional
5.5. Legitimizers

FUNDAÇÃO MINERVA CULTURA - ENSINO E INVESTIGAÇÃO CIENTÍFICA

Rua da Junqueira, 188 a 198 - 1349-001 LISBOA - Telefone 213 611 500 - Fax 213 638 307 - e-mail: info@lis.ulusiada.pt - https://www.lis.ulusiada.pt

5.6. Personalists

PART III - LEGAL LOGIC AND LEGAL ARGUMENTATION

1. Truth and persuasion

2. Falsehood and Law

19. Assessment Methods

Oral legal logical-argumentative speech, with elaboration of a further written work.
A single written test.

20. Didactic Resources

All available at the University Library.

21. Sustainability Objectives

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

22. Keywords

Logic
True
argumentation
Persuasion

FUNDAÇÃO MINERVA CULTURA - ENSINO E INVESTIGAÇÃO CIENTÍFICA

Rua da Junqueira, 188 a 198 - 1349-001 LISBOA - Telefone 213 611 500 - Fax 213 638 307 - e-mail: info@lis.ulusiada.pt - https://www.lis.ulusiada.pt

23. Main Bibliography

Author(s):	MARTINEAU, François		
Title:	Tratado de argumentação judiciária		
Edition:	1ª (port)	Year:	2006
Local:	Lisboa		
Publisher:	Tribuna		

Author(s):	PERELMANN, Chaim		
Title:	Lógica jurídica. Nova retórica		
Edition:	1ª (bras)	Year:	2004
Local:	São Paulo		
Publisher:	Martins Fontes		

Author(s):	SILVA, Ivan de Oliveira		
Title:	Curso de lógica geral e jurídica		
Edition:	1ª	Year:	2009
Local:	São Paulo		
Publisher:	Atlas		

24. Complementary Bibliography

Author(s):	ALEXY, Robert		
Title:	Teoria da argumentação jurídica		
Edition:	2ª (bras)	Year:	2001
Local:	São Paulo		
Publisher:	Landy		

Author(s):	RODRIGUES, L. Barbosa		
Title:	Introdução ao Direito - Interno e Internacional		
Edition:	3ª	Year:	2018
Local:	Lisboa		
Publisher:	Quid Juris		

FUNDAÇÃO MINERVA CULTURA - ENSINO E INVESTIGAÇÃO CIENTÍFICA

Rua da Junqueira, 188 a 198 - 1349-001 LISBOA - Telefone 213 611 500 - Fax 213 638 307 - e-mail: info@lis.ulusiada.pt - https://www.lis.ulusiada.pt

UNIVERSIDADE LUSÍADA
LISBOA

Ficha técnica MIP / MIP Datasheet	
Título / Title	Course Unit Program 'LÓGICA E ARGUMENTAÇÃO JURÍDICAS': Academic Year 2023/2024
Autor / Author	Prof. Doutor LUIS MANUEL BARBOSA RODRIGUES
Classificação / Classification	-
Descritores / Descriptors	-
Colaborador(es) / Colaborator(s)	-
Data Hora / Date Time	
Formato de dados / Data Format	Texto / Text, PDF
Estatuto de utilização / Usage	Acesso público / Public Access
Relação / Relation	Version 1,0

(c) Universidade Lusíada, 2024

FUNDAÇÃO MINERVA CULTURA - ENSINO E INVESTIGAÇÃO CIENTÍFICA

Rua da Junqueira, 188 a 198 - 1349-001 LISBOA - Telefone 213 611 500 - Fax 213 638 307 - e-mail: info@lis.ulusiada.pt - https://www.lis.ulusiada.pt