UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Procedural Civil Law (Advanced)

Academic Year 2023/2024

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

2nd

4. Course Unit

Procedural Civil Law (Advanced) (71604)

5. Scientific Area

6. Curricular Year

1st

7. Type of Curricular Unit / Semester

2nd Semester

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8. Class type and workload (work time)

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

9. ECTS Credits

7,50

10. Scientific Area Coordinator

11. Regent

Dr. ANTÓNIO JULIO DA FONSECA SANTOS CUNHA

12. Assistants

13. Teaching Language

Portuguese

14. General Objectives

Develop knowledge of civil procedure law in the dogmatic aspect and praxis in courts

15. Specific Objectives

I- Knowledge of the central problem of the law in action and object of the process, based on the "princípio dispositivo";
II- Develop knowledge of the legal discipline of the requirements of action in general, and in particular: "legitimidade processual " e "interesse em agir";
III- Develop knowledge of the discipline of the procedure with regard to the pleadings and judgment preparation phase

16. Skills to be acquired

Ability to identify and reflect on different issues raised by the adjective discipline and its relationship with substantive law;

Technical knowledge necessary to practice law in the civil law courts (lawyer/Barrister,judge)

17. Teaching Methodology

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Methodology, active, where students are the main protagonists in the knowledge construction process.
Encouraging investigation and jurisprudence research. Organization of debates. Preferably dialectical pedagogy;
T/P Classes: presentation of the subjects, followed by debate;
O/T classes: presentation of work/reports carried out by students (with tutoring) followed by debates.

18. Course Unit Program

I- From the civil action to the object of the procedure
1. The legal power of civil action
1.1 The theory of civil action . Its dogmatic relevance
1.2 Civil action in the Portuguese Constitution and in the Universal Declaration of Human Rights
1.3 The legal power of civil action in the Portuguese Code of Civil Procedure
2. The object of the process

II- Procedural requirements of the lawsuit

1. Legitimacy
2. Interest in legal protection

III - The common civil proceeding

1. Pleadings phase

2. Initial Procedure Management and first audience phase

19. Assessment Methods

Will be considered as relevant elements, in accordance with the regulations in force:
´Reports/individual works and interventions in oral debates;
Written test.

20. Didactic Resources

PowerPoint
Moodle
Online databases (Court decisions)
Bibliography to be provided by the teacher

21. Sustainability Objectives

General 1 - Ensure equal access to education. 2 - Substantially increase the number of young people and adults with relevant qualifications. 3 - Ensure equal opportunities in university education. 4 - Promoting the gradual dematerialization of the teaching/learning process.
Specific 1 - Promote the rule of law. 2 - Contribute to responsible decision-making

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22. Keywords

Action
Object
"Princípio Dispositivo"
Procedure

23. Main Bibliography

Author(s):	Cunha, António Júlio		
Title:	Direito Processual Civil Declarativo		
Edition:	2ª	Year:	2015
Local:	Lisboa		
Publisher:	Quid Juris		

Author(s):	João de Castro Mendes / Teixeira de Sousa		
Title:	Manual de Processo Civil (Vols I e II)		
Edition:	1	Year:	2022
Local:	Lisboa		
Publisher:	AAFDL		

Author(s):	Freitas, Lebre de		
Title:	A Acção Declarativa Comum		
Edition:	4ª	Year:	2017
Local:	Lisboa		
Publisher:	Gestlegal		

24. Complementary Bibliography

Author(s):	Freitas, Lebre de		
Title:	Introdução ao Processo Civil		
Edition:	4ª	Year:	2017
Local:	Lisboa		
Publisher:	Gest Legal		

Author(s):	Varela, João de Matos Antunes		
Title:	Manual de Direito Processual Civil		
Edition:	2ª	Year:	1986
Local:	Coimbra		
Publisher:	Coimbra Editora		

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Ficha técnica MIP / MIP Datasheet	
Título / Title	Course Unit Program 'DIREITO PROCESSUAL CIVIL (AVANÇADO)': Academic Year 2023/2024
Autor / Author	Dr. ANTÓNIO JULIO DA FONSECA SANTOS CUNHA
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