



UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Tort Law (Advanced)

Academic Year 2023/2024

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

2nd

4. Course Unit

Tort Law (Advanced) (71606)

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

Prof. Doutor JOSE ALBERTO RODRÍGUEZ LORENZO GONZÁLEZ

12. Assistants

13. Teaching Language

Portuguese

14. General Objectives

- Attitudes
- critical spirit
- Knowledge based on study, reflection and valuation
- Capabilities
- Investigate and collect information
- carry out projects
- Develop evaluation and decision-making skills
- Use legal language
- Acquire practical training based on correlative theoretical frameworks
- Knowledge
- Understand the concept of damage within the theory of responsibility
- Understand the importance and necessity of typifying certain damage figures

15. Specific Objectives

- Understand the concepts of illicit and damage
- Understand damage classes
- Analyze the role of different types of responsibility
- Evaluate the function of the different types of civil liability
- Summarize the basic legal regime to which each of these species is submitted



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16. Skills to be acquired

Knowing how to investigate and gather information
Knowing how to carry out project work
Knowing how to consult, interpret and use legal diplomas
Knowing how to apply acquired knowledge to new situations

17. Teaching Methodology

Resolution of concrete cases (case method)
Analysis of legislation and case law
Participation in debates and conferences
Simulation of real life situations

18. Course Unit Program



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Civil liability challenges

1. Pure economic damage

1.1. Concept

1.2. Function

1.3. Admissibility

1.4. Typical cases

2. Punitive damages

2.1. Concept

2.2. Admissibility

2.3. Function

3. Moral damages: biological damage, bystander emotional distress, life damages (wrongful life, wrongful birth and wrongful conception, wrongful death), and moral environmental damage.

3.1. Concepts

3.2. Feasibility conditions

3.3. Respective definitions of illegality

4. Loss of chance

4.1. Concept

4.2. Loss of chance and causality

4.3. Autonomy from loss of chance

5. Causality in the face of undetermined authorship and concurrent authorship

5.1. Establishing the causal link: tests

5.2. Plurality of responsible

5.3. Undetermined authorship, concurrent authorship and related figures

6. Duty of care: basis and scope.

6.1. Definition of duty of care

6.2. Mode of your establishment

6.3. Proximity and zone of danger rule

7. Extension of tort liability for inaction.

7.1. Action and inaction

7.2. Duty to act and duty of care

7.3. Moral duty and legal duty

8. Dominion over the body and responsibility for its violation

8.1. Self-ownership

8.2. Mastery over the body and its parts

9. Civil liability and fake news

10. Liability for damage caused by artificial intelligence algorithms

10.1 Autonomous vehicles

10.2. Facial recognition

10.3. Automated court decision

19. Assessment Methods

The evaluation instruments will be determined or to be determined in the Evaluation Regulation of Universidade Lusíada



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20. Didactic Resources

Codes
Constitution of the Portuguese Republic
Copies of court decisions, public deeds, registration certificates and similar acts

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.

22. Keywords

Obligation to compensate
Causality
Authorship
Damage species



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23. Main Bibliography

Author(s): GONZÁLEZ, José
Title: Direito da Responsabilidade Civil
Edition: 1ª Year: 2017
Local: Lisboa
Publisher: Quid Juris

Author(s): GONZÁLEZ, José
Title: Wrongful birth, Wrongful life - O conceito de dano em responsabilidade civil
Edition: 1ª Year: 2014
Local:
Publisher: Quid Juris

Author(s): GONZÁLEZ, José
Title: Responsabilidade civil e inteligência artificial, in Revista de Direito Comercial (online)
Edition: 1ª Year: 2019
Local:
Publisher:

24. Complementary Bibliography

Author(s): GONZÁLEZ, José
Title: A pertença do corpo humano, in Revista Lusíada. Direito, n.º 23
Edition: Year: 2019
Local: Lisboa
Publisher: Universidade Lusíada Editora

Author(s): GONZÁLEZ, José
Title: Responsabilidade civil e fake news, in Revista de Direito Comercial (online)
Edition: 1ª Year: 2020
Local:
Publisher: Quid Juris



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Ficha técnica MIP / MIP Datasheet	
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