UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Elective II - Crimes in Particular

Academic Year 2025/2026

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

1st

4. Course Unit

Elective II - Crimes in Particular (023A9)

5. Scientific Area

6. Curricular Year

4th

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:	
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

Promote and encourage the development of research, analysis, reflection, decision-making, and presentation skills, along with their practical application. Emphasize the importance of applying acquired knowledge ethically and fairly, fostering a sense of justice and integrity.

15. Specific Objectives

To equip students with both theoretical and practical knowledge, enabling them to:
a) understand and critically analyze the doctrinal and jurisprudential perspectives on various issues related to legal offences against individuals.
b) Conduct a scientific analysis and provide a reasoned practical resolution for specific cases involving crimes against persons within the Portuguese constitutional-penal system.

16. Skills to be acquired

Know how to identify and formulate the specific legal and criminal problems that arise from specific cases.
Know how to find, interpret, and use the relevant framework of principles and rules in solving specific cases.

17. Teaching Methodology

Teaching will emphasize analyzing, discussing, and resolving concrete cases thoughtfully, ideally using case law databases from higher courts accessible online.

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18. Course Unit Program

1 Introduction.
1.1 The relationship between the general part and the special part of Criminal Law.
1.2 The systematic organisation of the special part.
1.2.1 The criteria for organising types of crime.
1.2.2 The criterion of protected legal property.
a) The determination of fundamental legal goods.
b) The so-called immanent functions of the legal property system.
c) Insufficiency of the legal good as a criterion for systematising and interpreting types of crime.
types of crime.
1.2.3 Other ordering criteria.
2. Crimes against persons.
2.1. Crimes against life.
2.1.1 The legal property protected: delimitation of the beginning and end of the life formed.
2.1.2. Simple homicide (art. 131) and aggravated homicide (art. 132).
a) The technique used to categorize homicide.
b) The circumstances of paragraph 2 as correctives to the abstraction of paragraph 1: the complementary technique of "standard examples" and its compatibility with the principle of typicality.
c) The material basis for aggravating the circumstances of paragraph 2: types of offence and types of guilt.
2.1.3. Privileged homicides.
a) Privileged homicide under Article 133.
i. Basis and assumptions of privileging.
ii. Types of guilt and how socially acceptable motivations are considered.
b) Murder at the victim's request (Art. 134).
i. Grounds for privileging.
ii. Requirements for the validity of the request.
iii. Possibility of realising the type by omission and the problem of delimitation in relation to the crime of inciting or aiding suicide.
iv. The problem of error regarding the existence or validity of the request.
c) Infanticide (art. 136).
i. Basis and assumptions of privileging.
ii. Type of offence and type of guilt.
2.1.4 Crimes of danger to life.
a) Classification of crimes of danger.
b) Inciting or aiding suicide (art. 135).
i. Type of offence and condition of punishment.
ii. The problem of realization by omission and situations of the victim's own cooperation.
iii. Ethical suicide (no. 1) and technical suicide (no. 2): delimitation of the latter in relation to cases of
the victim is the perpetrator of the crime.
c) Exposure or abandonment (art. 138).
i. The typical conduct: distinction between exposure and abandonment; characterization of the

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typical result.
iii. Qualification based on the quality of the perpetrator (no. 2) and the more serious result (no. 3).
d) The omission of aid (art. 200).
i. The typical conduct and its relationship to danger.
ii. Aggravation of paragraph 2 and its delimitation of situations of commission by omission.
iii. The unenforceability clause of paragraph 3 and its dogmatic framework.
2.1.5 Problems of participation and competition between the various offences against life.
2.2. Crimes against physical integrity.
2.2.1 The legal property protected.
2.2.2 Simple bodily harm (art. 143)
a) Objective type and subjective type.
b) Penalty waivers.
2.2.3 Aggravated bodily harm.
a) Serious bodily harm (art. 144).
b) Aggravated bodily harm (Art. 145).
c) Domestic violence (Art. 152) and ill-treatment (Art. 152-A).
2.2.4 Privileged bodily harm (Art. 146).
2.2.5 Removal of the typical nature of bodily harm, in particular medical and surgical interventions (art. 150, no. 1) and the consent of the offended party (art. 149): limits to the relevance of consent; the
consent; the good customs clause.
2.2.6 Crimes of danger to physical integrity: participation in a brawl (art. 151).
a) Objective type and subjective type.
b) The condition for punishment.
2.2.7. Competition between bodily harm and homicide

19. Assessment Methods

The assessment elements will be those determined in the Lusíada University Assessment Regulations. In particular, the students' oral intervention and the completion of two written tests will be considered.

20. Didactic Resources

Constitution of the Portuguese Republic.
Penal Code.
Other separate laws on criminal matters.
Manuals and other doctrinal texts.
Criminal case law.

21. Sustainability Objectives

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General Objectives
1 - To guarantee equal opportunities in education, including people in vulnerable situations.
Specific objectives
Legal area: To contribute to responsible, inclusive, participatory, and representative decision-making at all levels.
Economic area: To make students aware of the need to protect workers' rights and promote safe and secure working environments for all.
Environmental area: Correct management of resources

22. Keywords

Crimes in particular.
Crimes against persons.
Crimes against life.
Crimes against physical integr

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23. Main Bibliography

Author(s):	Figueiredo Dias, Jorge		
Title:	Comentário Conimbricense do Código Penal, Parte Especial, vol I		
Edition:	2	Year:	2012
Local:	Coimbra		
Publisher:	Coimbra Editora		

Author(s):	Váldágua, Maria da Conceição		
Title:	Crimes contra a vida e a integridade física		
Edition:	policopiado	Year:	
Local:			
Publisher:			

Author(s):	Dias, Augusto		
Title:	Crimes contra a vida e a integridade física		
Edition:		Year:	2005
Local:	Lisboa		
Publisher:	AAFDL		

24. Complementary Bibliography

Author(s):	Albuquerque, Paulo Pinto de		
Title:	Comentário do Código Penal à luz da Constituição da República e da Convenção Europeia dos Direitos H		
Edition:	6ª	Year:	2024
Local:	Lisboa		
Publisher:	Universidade Católica Portuguesa Editora		

Author(s):	Serra, Teresa		
Title:	Homicídio Qualificado- Tipo de Culpa e Medida da Pena		
Edition:	4ª	Year:	2003
Local:	Coimbra		
Publisher:	Almedina		

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Ficha técnica MIP / MIP Datasheet	
Título / Title	Course Unit Program 'OPÇÃO II - CRIMES EM ESPECIAL': Academic Year 2025/2026
Autor / Author	Prof. Doutora ANA BARBARA PINA DE MORAIS DE SOUSA E BRITO
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