UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
Procedural Civil  Law (Advanced)

Academic Year 2025/2026

## 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

Prof. Doutor 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: | 5ª | Year: | 2023 |
| Local: | Lisboa | | |
| Publisher: | Gestlegal | | |

## 24. Complementary Bibliography

| | | | |
|---|---|---|---|
| Author(s): | Freitas, Lebre de | | |
| Title: | Introdução ao Processo Civil | | |
| Edition: | 5ª | Year: | 2023 |
| 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 | |
|---|---|
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| Colaborador(es) / Colaborator(s) | - |
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