

310503 - Contracting and International Trade

Coordinating unit: 310 - EPSEB - Barcelona School of Building Construction
Teaching unit: 732 - OE - Department of Management
Academic year: 2019
Degree: MASTER'S DEGREE IN BUILDING CONSTRUCTION MANAGEMENT (Syllabus 2015). (Teaching unit Compulsory)
ECTS credits: 5 Teaching languages: Spanish

Teaching staff

Coordinator: Montserrat Nebrera

Opening hours

Timetable: To agree.

Prior skills

The basic abilities of a university graduate.

Degree competences to which the subject contributes

Basic:

CB9. The students must be able to communicate their conclusions and the knowledges and ultimate reasons which support to specialised and non-specialised audiences in a clear mode and without ambiguities.

CB7. The students must be able to apply the acquired knowledges and their ability of resolution of problems in new or little known environments inside more wide environments (or multidisciplinary) related with their study field.

Specific:

CE16MUGE. Integrate acquired competences in the building management field, for carrying out the final master project

Generical:

CG1MUGE. Apply the acquired knowledge in solving complex problems in any sector of the building management.

Teaching methodology

Master classes, practices, debates at class, individual and team directed work.

Learning objectives of the subject

Knowledge and ability to use the regulations of international commerce, specially applied in the fulfilment of big public constructions.



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Study load

Total learning time: 125h	Hours large group:	17h 30m	14.00%
	Hours medium group:	5h	4.00%
	Hours small group:	5h	4.00%
	Guided activities:	7h 30m	6.00%
	Self study:	90h	72.00%

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Content

<p>Tema 1. Conceptos jurídicos introductorios</p>	<p>Learning time: 8h Theory classes: 8h</p>
<p>Description: 1.1.- Law: Public and private. Autonomy of the goodwill. 1.2.- Legal relation, bussiness and contract. 1.3.- Exchange of goods and services. Globalization and markets. 1.4.- The commercial contracts. The State contracts.</p> <p>Related activities: Master classes, debates and related practices.</p> <p>Specific objectives: Introduction in the basic concepts of the subject.</p>	
<p>Tema 2. El comercio internacional</p>	<p>Learning time: 5h Theory classes: 5h</p>
<p>Description: 2.1.- Free movement of goods and services. 2.2.- The European Union from the construction of an interior market. 2.3.- Other organisations for the free economic traffic.</p> <p>Related activities: Master classes, debates and teamwork.</p> <p>Specific objectives: Identify the main international organisations headed towards the free trade.</p>	
<p>Tema 3. Contratación internacional: fuentes</p>	<p>Learning time: 4h Theory classes: 4h</p>
<p>Description: 3.1.- The unification as a value. History. 3.2.- The new Lex Mercatoria and the UNIDROIT principles. 3.3.- Roma I. 3.4.- The Viena convention.</p> <p>Related activities: Master classes and practices (text analysis).</p>	

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<p>Tema 4. Los contratos internacionales</p>	<p>Learning time: 4h Theory classes: 4h</p>
<p>Description: 4.1.- Contents, writing and habitual clauses. 4.2.- Classes. 4.3.- The construction contract. 4.4.- Models and practical analysis of the international construction contract.</p> <p>Related activities: Introduction and practical master classes.</p> <p>Specific objectives: Work over models of construction contract.</p>	
<p>Tema 5. Instrumentos para la contratación internacional</p>	<p>Learning time: 4h Theory classes: 4h</p>
<p>Description: 5.1.- E-commerce. 5.2.- Companies of capital in the globalized market. 5.3.- Partnership groups, joint-venture and M&A international.</p> <p>Related activities: Practical and master classes.</p> <p>Specific objectives: Know the most common tools of international hiring.</p>	
<p>Tema 6. Riesgos en la contratación internacional</p>	<p>Learning time: 4h Theory classes: 4h</p>
<p>Description: 6.1.- External incidents with effects over the international commerce. 6.2.- Endogenous pathologies.</p> <p>Related activities: Theoretical and practical classes.</p> <p>Specific objectives: Know the conflict situations which can happen in the international hiring.</p>	

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<p>Tema 7. Soluciones a las controversias en la contratación internacional</p>	<p>Learning time: 6h Theory classes: 6h</p>
<p>Description: 7.1.- Judicial and extrajudicial resolution (the mediation). 7.2.- Arbitrage as a way of extrajudicial resolution. The arbitral decision.</p> <p>Related activities: Practical and master classes, individual and team directed work.</p> <p>Specific objectives: Approximation to the solutions in case of conflict.</p>	

Qualification system

Continous evaluation.

The mark will include: mark of the practices at class (30%), mark of the non-presential practices (30%) and evaluation exam the last day of class (40%).

The student who does not pass the continous evaluation must attend the final exam scheduled for the master exams period.

Bibliography

Basic:

Fernández Rozas, J.C.. Derecho de los negocios internacionales. Madrid: Iustel, 2013. ISBN 9788498902150.

Calvo Caravaca, A. (Dir.). Derecho del comercio internacional. Madrid: Colex, 2012. ISBN 9788483423639.