



## Programas de Internacionalización Study Abroad 2021

**Course title:** Democracy vs fake news: the dangers of political Trumpism

**Teaching period:** July 5 to July 9, 2020

**Teaching hours:** 22,5

**Academic coordinator:** PEDRO MARTÍNEZ RUANO

FÁTIMA PÉREZ FERRER

**Knowledge area:** CONSTITUTIONAL LAW. CRIMINAL LAW

### 1. INTRODUCTION [around 300 words]

The objective of this course is to analyze the configuration of political power within a constitutional state, defining what its constitutive elements must be, democratic legitimacy, the division of powers, accountability and the establishment of a set of control mechanism for the performance of the activity and public positions.

From a constitutional point of view, the principles that must be respected for a state to be qualified as constitutional will be analyzed: democratic principle, division of powers, rule of law, control system and balance between powers; as well as the concrete configuration of said model in the Spanish constitutional system.

From a criminal point of view, all the criminal typologies that may affect the performance of public positions and functions will be studied, tending to guarantee the principles set forth above.

### 2. OBJECTIVES

1. To understand the importance of the defining elements of a constitutional model of organization of political power.
2. To determine the configuration of political power in a constitutional state
3. To determine the mechanisms for demands of responsibility for the performance of public positions and functions: Political responsibility and criminal responsibility.

### 3. CONTENT

Modules	Description
MODULE A	<ul style="list-style-type: none"> <li>• CONCEPT</li> </ul>



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<b>THE CONSTITUTIONAL STATE</b>	<ul style="list-style-type: none"> <li>• ORIGIN</li> <li>• CHARACTERS</li> </ul>
<b>MODULE B THE CONFIGURATION OF THE POLITICAL POWER IN THE SPANISH CONSTITUTION</b>	<p>THE PRINCIPLE OF DISTRIBUTION OF ATTRIBUTIONS AND COMPETENCES</p> <ul style="list-style-type: none"> <li>• HEAD OF STATE</li> <li>• THE LEGISLATIVE POWER</li> <li>• THE EXECUTIVE POWER</li> <li>• THE JUDICIAL POWER</li> <li>• THE TERRITORIAL ORGANIZATION OF POWER</li> </ul>
<b>MODULE C THE CONSTITUTIONAL MECHANISMS FOR THE CONTROL OF POLITICAL POWER</b>	<ul style="list-style-type: none"> <li>• THE RELATIONSHIP BETWEEN THE EXECUTIVE AND THE LEGISLATIVE POWER: Investiture, control sessions, motions, interpellations and questions. Motion of censure and question of confidence.</li> <li>• THE CONSTITUTIONAL COURT</li> <li>• THE OMBUDSMAN</li> </ul>
<b>MODULE D LIABILITY IN THE CRIMINAL LAW</b>	<ul style="list-style-type: none"> <li>• CRIMES AGAINST PUBLIC ADMINISTRATION</li> <li>• CRIMES AGAINST THE ADMINISTRATION OF JUSTICE</li> </ul>
<b>MODULE E LIABILITY IN THE CRIMINAL LAW</b>	<ul style="list-style-type: none"> <li>• CRIMES AGAINST THE ADMINISTRATION</li> <li>• CRIMES AGAINST PUBLIC ORDER</li> </ul>

#### 4. METHODOLOGY [200-250 words]

*Participatory master classes.*

*Practical classes for solving cases, preparing materials and analyzing texts and documents.*

*Development of cooperative work in groups, making materials and exposing them*

*Spanish Language*

#### 5. PROFESSIONAL VISITS AND COMPLEMENTARY ACADEMIC ACTIVITIES

*Visit:*

*- Almería city council*

*- Subdelegation of the government of the Nation.*

*- Delegation of the government of the Junta de Andalucía*



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### 6. ASSESSMENT

*To pass this course, an individualized formative evaluation will be carried out. It will be necessary to attend at least 80% of the face-to-face sessions and participation in class will be valued positively.*

### 7. LECTURERS

**PEDRO MARTÍNEZ RUANO**

*Professor of Constitutional Law at the University of Almería*

*Graduated in Law from the University of Granada in 1995.*

*Doctor of Law from the University of Almería, in 2001, carrying out his doctoral thesis on "The electoral administration".*

*He has carried out research stays at the University of La Sapienza, Rome and at the University of Pisa.*

*He has taught numerous doctoral, master's and master's degrees, both in Europe and in Mexico, where he has taught at the Benemérita Universidad Autónoma de Puebla, the Universidad de Xalapa, the Universidad Metropolitana de Monterrey and at the National Bar Association of Mexico.*

*Director of numerous doctoral theses.*

*He is the author of numerous works on electoral law, fundamental rights and regional law.*

*From 2003 to 2013 he held the position of Deputy Secretary General of the University of Almería, and from 2013-15 that of Secretary General of the same.*

*Fátima Pérez Ferrer has a doctorate in Law from the University of Almería (2004), lawyer and author of numerous publications related to the General and Special Part of Criminal Law. In addition, he is a member of different research projects at the national level on issues related to road safety, gender violence, minors, drug trafficking, criminal law and the environment, crimes against consumers, urban planning and corruption. Visiting professor at the Institut Für Die*



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*Gesamten Strafrechtswissenschaften, Germany, and member of the Andalusian Council of Universities.*

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