

**1. General information****Course:** INDUSTRIAL PROPERTY AND COMPETITION LAW**Type:** ELECTIVE**Degree:** 334 - UNDERGRADUATE DEGREE PROGRAMME IN LAW**Center:** 3 - FACULTY OF LAW OF ALBACETE**Year:** 4**Main language:** Spanish**Use of additional languages:****Web site:****Code:** 35337**ECTS credits:** 4.5**Academic year:** 2022-23**Group(s):** 10**Duration:** First semester**Second language:****English Friendly:** Y**Bilingual:** N**Lecturer:** MONICA DE LA CALZADA DEL PINO - Group(s): 10

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2. Pre-Requisites

It is recommended to have previously passed Commercial Law I and Commercial Law II.

3. Justification in the curriculum, relation to other subjects and to the profession

"Competition Law and Industrial Property Rights" is divided up into two relevant parts of Commercial Law. It deals with the rules that aim to protect free competition and fair competition among undertakings in Spain. Likewise, industrial property regulations concerns both the so-called law of inventions (such as patents and utility models), and distinctive signs, such as trademarks and trade names. These are important tools of business activity that identify the undertakings and its products or services. The content of "Competition Law and Industrial Property Rights" is of a great importance, as the knowledge and competences acquired are likely to be used in the practical practice of business law and are also related to other disciplines such as Administrative Law, Civil Law and Procedural Law, among others.

4. Degree competences achieved in this course**Course competences**

Code	Description
E02	To understand the systematic nature of the legal system and the interdisciplinary nature of legal problems.
E03	Learn to use constitutional principles and values as a working tool in the interpretation of the legal system.
E04	Ability to search, identify and use legal sources (legal, jurisprudential and doctrinal).
E05	Ability to read, interpret, analyse and write legal documents from an interdisciplinary perspective.
E06	Master the new technologies by applying them to law (databases of legislation and case law, bibliographies) and use the Internet to obtain information and communicate data.
E08	Work on dialogue, debate, argumentation and the proposal of reasonable solutions in different contexts.
E09	To apply the legal system based on the values and ethical principles of the different legal professions.
E11	Ability to create and structure standards.

5. Objectives or Learning Outcomes**Course learning outcomes**

Not established.

Additional outcomes

Understanding of the main institutions and sources of production of Competition Law and of Industrial Property Law.

6. Units / Contents**Unit 1: INTRODUCTION TO COMPETITION LAW****Unit 2: FREE COMPETITION LAW****Unit 3: LEGAL PROTECTION AGAINST UNFAIR COMPETITION****Unit 4: INTRODUCTION TO INDUSTRIAL PROPERTY RIGHTS****Unit 5: INDUSTRIAL CREATIONS PROTECTED BY INDUSTRIAL PROPERTY RIGHTS****Unit 6: DISTINCTIVE SIGNS PROTECTION****7. Activities, Units/Modules and Methodology**

Training Activity	Methodology	Related Competences (only degrees before RD 822/2021)	ECTS	Hours	As	Com	Description
Class Attendance (theory) [ON-SITE]	Lectures	E11	0.84	21	N	-	
Class Attendance (practical) [ON-SITE]	Problem solving and exercises	E04	0.45	11.25	N	-	
Writing of reports or projects [OFF-SITE]	Practical or hands-on activities	E05	0.9	22.5	Y	N	
Study and Exam Preparation [OFF-SITE]	Self-study		1.5	37.5	N	-	
Study and Exam Preparation [OFF-SITE]	Self-study		0.75	18.75	N	-	
Final test [ON-SITE]			0.06	1.5	Y	Y	
Total:			4.5	112.5			
Total credits of in-class work: 1.35			Total class time hours: 33.75				
Total credits of out of class work: 3.15			Total hours of out of class work: 78.75				

As: Assessable training activity

Com: Training activity of compulsory overcoming (It will be essential to overcome both continuous and non-continuous assessment).

8. Evaluation criteria and Grading System			
Evaluation System	Continuous assessment	Non-continuous evaluation*	Description
Final test	60.00%	60.00%	Written exam
Assessment of problem solving and/or case studies	40.00%	40.00%	Problem solving and/or case studies
Total:	100.00%	100.00%	

According to art. 4 of the UCLM Student Evaluation Regulations, it must be provided to students who cannot regularly attend face-to-face training activities the passing of the subject, having the right (art. 12.2) to be globally graded, in 2 annual calls per subject, an ordinary and an extraordinary one (evaluating 100% of the competences).

Evaluation criteria for the final exam:

Continuous assessment:

Assessment of problems solving and/or case studies: during the semester the student shall submit several practical exercises that will be previously announced through the Moodle platform.

Where appropriate, and without prejudice to the above -and provided that the grade obtained is higher than 4/10-, special participation evidenced by students throughout the theoretical and practical classes may be assessed.

If, due to exceptional circumstances, collective exams cannot be held in person, evaluation will take place orally.

Non-continuous evaluation:

If, due to exceptional circumstances, collective exams cannot be held in person, evaluation will take place orally.

Assessment of problems solving and/or case studies: if the student has not passed this part through a continuous assessment, a practical part (problem solving and/or case study) will be held on the date of the exam

Specifications for the resit/retake exam:

Evaluation with theoretical content (60%) and practical content (40%).

If, due to exceptional circumstances, collective exams cannot be held in person, evaluation will take place orally.

Specifications for the second resit / retake exam:

Evaluation with theoretical content (60%) and practical content (40%).

If, due to exceptional circumstances, collective exams cannot be held in person, evaluation will take place orally.

9. Assignments, course calendar and important dates	
Not related to the syllabus/contents	
Hours	hours
General comments about the planning: In any case, such temporary planning may be subject to variations as a result of unforeseen circumstances; however, any change would always be duly communicated through MOODLE.	
Unit 1 (de 6): INTRODUCTION TO COMPETITION LAW	
Teaching period: one and a half week	
Unit 2 (de 6): FREE COMPETITION LAW	
Teaching period: three weeks	
Unit 3 (de 6): LEGAL PROTECTION AGAINST UNFAIR COMPETITION	
Teaching period: three weeks	
Unit 4 (de 6): INTRODUCTION TO INDUSTRIAL PROPERTY RIGHTS	
Teaching period: one and a half week	
Unit 5 (de 6): INDUSTRIAL CREATIONS PROTECTED BY INDUSTRIAL PROPERTY RIGHTS	
Teaching period: three weeks	
Unit 6 (de 6): DISTINCTIVE SIGNS PROTECTION	
Teaching period: three weeks	

10. Bibliography and Sources						
Author(s)	Title/Link	Publishing house	City	ISBN	Year	Description
	La nueva ley de patentes : ley					

	24/2015, de 24 de julio /	Aranzadi,		978-84-9098-959-3(ve	2015
Baylos Corroza, Hermenegildo	Tratado de derecho industrial : propiedad industrial, propie	Thomson-Civitas		978-84-470-3080-4	2009
Broseta Pont, Manuel	Manual de Derecho Mercantil	Tecnos			
CARLOS LEMA DEVESA...ET AL.	Las prácticas comerciales desleales	CEACCU			2011
MARTÍNEZ SANZ, (Director)	Comentario práctico a la ley de competencia desleal	Tecnos			2009
Massaguer, José	Comentario a la ley de competencia desleal	Civitas			2010
Sánchez Calero, Fernando	Instituciones de derecho mercantil	Aranzadi-Thomson Reuters		978-84-9903-997-8 (v	
	Comentario a la Ley de defensa de la competencia	Aranzadi		978-84-470-3831-2	2012
	Derecho de la competencia y de la propiedad industrial, inte	La Ley		978-84-8126-695-5	2010
	Comentario a la Ley de defensa de la competencia : y a los p	Thomson Reuters-Civitas,		978-84-470-5180-9	2015
na Belén Campuzano, Alberto					
Palomar Olmeda, Carmen Calderón.	El derecho de la competencia	Tirant lo blanch	Valencia	978-84-1313-294-5	2019
/Luis María Miranda Serrano, Julio Costas Comesaña (dirs.); José Manuel Serrano Cañas, Antonio Casado Navarro (coords.).	Derecho de la competencia : desafíos y cuestiones de actualidad	Marcial Pons	Madrid	978-84-9123-452-4	2018
Departamento de Patentes e Información Tecnológica (OEPM), Departamento de Signos Distintivos (OEPM), Archivo (OEPM).	Registrar patentes y marcas				2020
iguel Ruiz Muñoz (dirección) ; Mónica Lastiri Santiago (coordinación).	Derecho de la propiedad intelectual : derecho de autor y propiedad industrial			978-84-9169-355-0	2017
ernando Cachafeiro García, Rafael García Pérez, Marcos A. López (Corrdinadores) ; autores, Rubén Bahamonde Delgado... [et al.].	Derecho de la competencia y gran distribución	Aranzadi-Thomson Reuters		978-84-9135-291-4	2016
Fernando de la Vega García	La clemencia (leniency) en el derecho de la competencia (antitrust) : exención o reducción de multas en caso de cártel	Dykinson		978-84-9148-288-8	2017
irector, Ramón Morral Soldevila ; autores, Mª Mercedes Curto Polo... [et al.].	Problemas actuales de derecho de la propiedad industrial / IX Jornadas de Barcelona de Derecho de la Propiedad Industrial	TECNOS		978-84-309-7857-1	2020