

Bachelor Degree in Tourism and Hospitality Management

Academic Year: 2018-2019

Teaching guide

Area: Law

Subject: Tourism Law

Period: Semester 4

Lecturers:

Ms. Silvia Pages Cassellis

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MODULE: SOCIAL SCIENCES FOUNDATIONS

AREA: LAW

SUBJECT: TOURISM LAW

CODE: BA4DER

LANGUAGE: ENGLISH

YEAR: 2

PERIOD: SEMESTER 4

CREDITS: 6 ECTS

1. Subject objectives

The subject of Tourism Law aims to approach the student to the public and private legal framework of the tourism industry that under the guardianship of the public administration will develop its business activity. Therefore, in addition to the study of administrative intervention in tourism, the main tourism contracts are analysed.

2. Competencies developed

Basic

B01 - Be able to acquire, understand and structure knowledge.

B02 - Be able to apply knowledge.

B03 - Be able to search for and manage information in order to solve problems, transmit reflective judgements and/or make decisions.

B04 - Be able to communicate information and/or knowledge in one's mother tongue, as well as in at least two foreign languages.

B05 - Be able to learn autonomously and continuously

General

G01 - A commitment to ethics: be able to act in consequence and with basic ethical and social principles and values

G03 - Initiative and entrepreneurial spirit: always be ready to take advantage or look for new opportunities and act in consequence. Implies a predisposition for proactivity and perseverance.

G05 - Self-confidence: be able to adapt to different professional situations or people, maintaining balance which allows for efficiency. Implies being able to understand and value other positions, adopting a point of view according to the situation, being sure of your self-worth and abilities.
Flexibility/adaptability: be flexible in changing situations and overcome obstacles.

G07 - Team work and collaboration: Cooperates actively and jointly in achieving common objectives.

G08 - Conflict management: be able to negotiate and resolve disagreements.

G12 - Development of Organizational Culture: understands the relationships and lines of action within the organization.

Specific

E01 - Understand and analyze the economic dimension of tourism

E02 - Understanding the legal framework regulating tourism activities

E03 - Recognize the main tourist operators and the main political administrative structures.

E04 - Understanding the dynamic and evolving character of tourism and its markets.

3. Content

Session 1: INTRODUCTION TO LAW: ADMINISTRATIVE AND COMMERCIAL LAW. GENERAL IDEAS. The Law and its branches.

Session 2: 2. Persons: physical person and legal person.

Session 3: 3.Obligations and Contracts (1) and (2).

Session 4: 4. Concept of Public Administration and classes.

Session 5: 5.The Administrative act . Classes. 6. Administrative Procedure.

Session 6: ADMINISTRATIVE TOURISM LAW. 1. The European, constitutional and statutory tourism framework.

Session 7: 2.The Tourism Administration (1) and (2).

Session 8: 3.The forms of administrative activity in tourism matters: development, arbitration,planning,authoritative,tourism legal protection, inspection and authority to impose penalties. (1).

Session 9: 3.The forms of administrative activity in tourism matters: development, arbitration,planning,authoritative,tourism legal protection, inspection and authority to impose penalties. (2).

Session 10: Half term exam I.

Session 11: 4. The tourism resources:concept,ordinance, promotion tools and development. (1).

Session 12: 4. Study case.

Session 13: 5. Concept of tourism company. Classes. The legal administrative ordinance of the tourism companies and activities. The authoritative activity after Directive 2006/123/CE on services in the internal market. (2).

Session 14: 5. Concept of tourism company. Classes. The legal administrative ordinance of the tourism companies and activities. The authoritative activity after Directive 2006/123/CE on services in the internal

market. (1).

Session 15: 5. Hotel establishments.

Session 16: 6. Tourist apartments.

Session 17: 5. Tourist dwellings.

Session 18: 6. The tourist statute: rights, duties and obligations (4).

Session 19: TOURISM PRIVATE LAW. 1. The tourism contract: concept, subjects, obligations of the parts, development, amendments, inefficacy and termination- (1).

Session 20: Classes of tourism contract.

Session 21: Transport contract .

Session 22: Half term exam II.

Session 23: Travel Insurance contract.

Session 24: Package travel contract.

Session 25: Timeshare contract for tourist use.

Session 26: Summary.

4. Teaching methodology

Plenary Lectures.

Case Studies.

Readings.

Working individually or in groups.

5. Assessment activities

Regular examination call

• **Partial (1) (Mar, 01/2019)**

Partial exam (Individual - 20%)

Evaluated competences: E2, E3, E4, B1, B2, B3, B5

• **Partial (2) (Apr, 12/2019)**

Partial exam (Individual - 20%)

Evaluated competences: E2, E3, E4, B1, B2, B3, B5

• **Case analysis (Apr, 25/2019)**

Case analysis (Individual - 20%)

Evaluated competences: G1, G3, G5, G7, G8, G12, B4

• **Final Exam (May, 10/2019)**

Final exam (Individual - 40%)

Evaluated competences: E1, E2, E3, E4, B1, B2, B3, B5

1. The mark will be based on the total percentage obtained in the activities according to the above table
2. Non submitted activities will be marked as 0
3. To pass the subject it is necessary to obtain at least a 5/10 in the final exam and in the study case.
4. The student must have a minimum attendance of 70% to be able to take the final exam.

Resit examination call

• **Final exam (Individual - 80%)**

Evaluated competences: E1, E2, E3, E4, B1, B2, B3, B5

• **Case analysis (Individual - 20%)**

Evaluated competences: G1, G3, G5, G7, G8, G12, B4

To pass the course it is necessary to obtain at least a 5/10 in the final exam and in the study case.

Repeating students without attendance: regular examination call

• **Case analysis (Individual - 20%)**

Evaluated competences: G1, G3, G5, G7, G8, G12, B4

• **Final exam (Individual - 80%)**

Evaluated competences: E1, E2, E3, E4, B1, B2, B3, B5

To pass the course it is necessary to obtain at least a 5/10 in the final exam and in the study case.

Repeating students without attendance: resit examination call

• **Final exam (Individual - 80%)**

Evaluated competences: E1, E2, E3, E4, B1, B2, B3, B5

• **Case analysis (Individual - 20%)**

Evaluated competences: G1, G3, G5, G7, G8, G12, B4

To pass the course it is necessary to obtain at least a 5/10 in the final exam and in the study case.

Follow-up meetings

Week 3 (Feb, 15/2019)

Week 7 (Mar, 15/2019)

Week 13 (Apr, 26/2019)

6. Bibliography

Recommended readings

Introduction to Spanish Private Law. Facing the social and economic challenges. Author: Teresa Rodriguez de las Heras Ballell. Ed. Routledge-Cavendish Ed. 1 (6 October 2011) ISBN-10 0415698635. ISBN-13 978 - 0415695633

[http://www.europarl.europa.eu/RegData/etudes/IDAN/2015/568343/EPRS_IDA\(2015\)568343_EN.pdf](http://www.europarl.europa.eu/RegData/etudes/IDAN/2015/568343/EPRS_IDA(2015)568343_EN.pdf)

National and Integral Tourism Plan (PNIT) Tourespaña Government of Spain

<http://europa.eu/>

7. Lecturer/s

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Contact hour: Friday 14:00 to 15:00

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Professor at Law School Universitat de Barcelona (UB)