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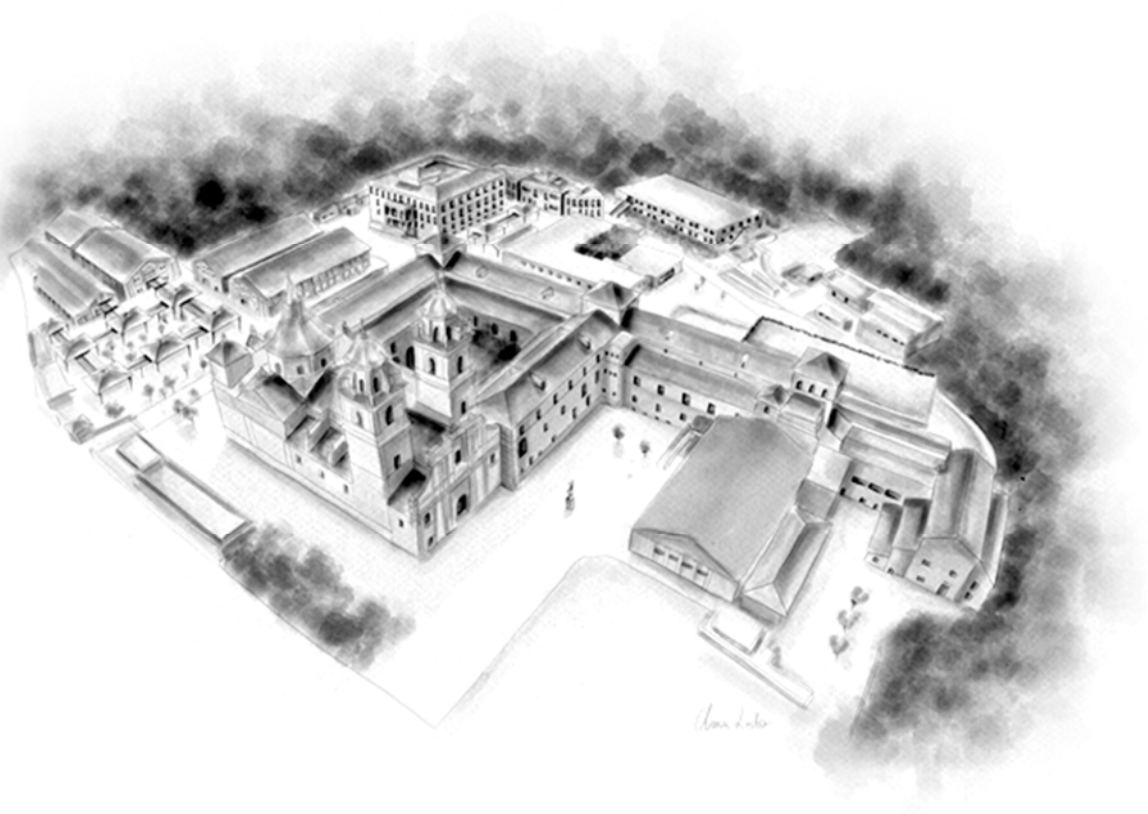
20 años
de educación,
amor y servicio

Teaching Guide 2017/2018

Financial and Tax Law I

Bachelor Business Administration

Face-to-face mode



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Financial and Tax Law I

Module: Legal environment

Subject: Legal environment

Character: **Obligatory**

ECTS: 6 ECTS.

Time period: Second course, fourth semester

Teacher: Cristóbal Osete Caravaca

Email: cosete@ucam.edu

Students' attention timetable: Monday 18:00-20:00

Module coordinator teacher: José Ruiz Espinosa

Brief Description

During the study of this subject, the student will become familiarized with the terminology for taxation procedures as well as the main tax figures for the country, as well as acquiring the specific knowledge and skills for each one of them.

The student of Business Administration and Management must be in possession of the minimum necessary knowledge of legal-taxation nature, crucial for a correct business management in the framework of compliance with material and formal obligations which legal regulations impose.

Previous Requisites

No previous requisites are required.

Objectives

1. Acquire basic knowledge about the Spanish Tax System and its application to corporations.
2. Know basic elements of the legal-tributary relationship, as well as the procedure of tax application.
3. Understand the main taxes of our legal system.

Competences and learning results

Cross-curricular subjects

(T1) Ability of analysis and synthesis

(T3) Good command of oral and written communication in native language.

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(T6) Ability to manage information

(T7) Problem solving

(T9) Team work

(T10) Perform team work of interdisciplinary character.

(T11) Work in international context.

(T13) Recognition of diversity and multiculturalism.

(T14) Critical reasoning

(T15) Ethical commitment.

(T16) Autonomous learning

(T17) Adaption to new situations

(T20) Have knowledge of other cultures and traditions.

(T24) Acquire the ability to reflect on subjects.

(UCAM3) Be able to transfer knowledge, abilities and skills achieved to promote a society based in the values of freedom, justice, equality and pluralism.

Specific Competences

(E14) Know and apply basic corporation taxation system concepts

(E15) Know and apply basic corporation Law concepts.

(E19) Have the ability to apply knowledge in the practice.

(E33) Understand the Law principles and relate them with the knowledge about corporation management.

(E49) Issue reports about advice in corporation and market situations.

(E57) Communicate fluently in its environment and work in a team.

Learning results

- Understand think and synthetize contents from different areas that make up Law scope.
- Be able to express correctly in oral and written native language.
- Organize and know how to use information from different contexts to be able to assess the effects of law environment in business management.

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- Acquire the necessary abilities to solve problems within the law environment.
- Acquire and implement collaboration strategies and skills to foster team work.
- Recognize and promote contributions from other knowledge fields as enriching factor of the professional exercise, taking into account the law context.
- Develop their own professional activity within a globalized world, by taking into account the different law contexts.
- Value plurality and enrichment provided by the contact with other cultures and law contexts.
- Issue sentences and take a critical stage before the wide range of situations faced by law environment within corporate management.
- Recognize and defend any individual fundamental rights.
- Manage the learning process in a proactive way the learning process in law environment.
- Generate learning abilities that allow later studies in Law field with a high level of autonomy.
- Adapt their behavior to changes and exigencies arising from the new situations within legal context.
- Think in a reasoned and critical way about matters related to the study in Law context.
- Acquire an ethical compromise in the construction of a just, democratic and plural society.
- Implement Legal Taxation concepts supported by text books in aspects that involve knowledge in the avant-garde of their field of study.
- Acquire basic knowledge of Spanish Taxation System and its application to the corporation.
- Know basic Legal System and institutions of Tax Law.
- Acquire and implement basic knowledge of trader Legal status.
- Acquire and implement basic knowledge of Corporate Law.
- Acquire and implement basic knowledge of Competition Law.
- Acquire and implement basic knowledge of Consumption Law.
- Understand and apply legal knowledge to the practice by means of the defense of well-built arguments.
- Solve legal assumptions linked to the different areas of Law linked to the corporation.
- Know the practical liquidation of main taxes implementable to corporation.
- Know how to apply the general principles of Community Legal System to civil, trade, labor and fiscal scopes.
- Know how to apply the general principles of Community Legal System, particularly those linked to Spanish Constitution, within civil, trade, labor and fiscal scopes.
- Know and understand basic Legal System concepts and institutions of Civil Law.
- Know and understand basic Legal System concepts and institutions of Trade Law.
- Know and understand basic Legal System concepts and institutions of Labor Law.
- Acquire the ability necessary to issue legal sentences about situations in the corporation.
- Achieve the ability necessary to issue legal sentences about situations in the market field.
- Communicate information, ideas, problems and solutions in a suitable way within the scope of corporation legal system.
- Solve case studies in work teams.
- Criticize and debate the results obtained.
- Use correct terminology in the performance and task presentations.
- Use the logical structure and write with orthographic correction.

Methodology

Methodology	Hours	Face-to-face work hours	Non-face-to-face work hours
Master class (65%)	39	60 hours (40 %)	
Practice workshops (8%)	4,8		
Assessment (7%)	4,2		
Tutorials (20%)	12		
Personal study (45%)	40,5		90 hours (60 %)
Tasks (30%)	27		
Practice clases (15%)	13,5		
Bibliographic search (10%)	9		
TOTAL	150	60	90

Syllabus

Unit: Taxes and Taxation System.

1.1 General provisions of taxation system.

Theme 2: Taxation system. Common standards.

2.1 Phases of the procedure.

Theme 3: Personal Income tax.

3.1 Introduction.

3.2 Taxable event and exemptions.

3.3 Corporation taxpayers.

Theme 4: Income for personal work.

4.1 Income for work.

Theme 5: Returns on real property.

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- 5.1 Untaxed revenues.
- 5.2 Expenses deductible.
- 5.3 Net yield.
- 5.4 Reductions
- 5.5 Individualization of yield and temporal charge.

Theme 6: Returns on real properties.

- 6.1 General questions.
- 6.2 Yield to integrate in savings tax base.
- 6.3 Yield to integrate in taxable income.
- 6.4 Assessment of payment in kind.
- 6.5 Individualization of yield and temporal charge.

Theme 7: Income for business activity.

- 7.1 Concept and scope of implementation of the direct estimate method. Special reference to simplified direct estimate.
- 7.2 Determination of net yield.
- 7.3 Tax incentives to small sized companies.

Theme 8: Equity profit and loss

- 8.1 Equity profit and loss not integrated in taxable income.
- 8.2 Determination of the loss and profit amount.
- 8.3 Reinvestment in usual residence.
- 8.4 Individualization of profit and temporal charge.

Theme 9: Special regime tax: allocation of income

- 9.1 Special regime for attribution of land revenues.
- 9.2 Regime for income attribution.
- 9.3 Image Rights Assignment Agreement.

Theme 10: Integration and income compensation. Tax base and taxable income.

- 10.1 Integration rules and income compensation.

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10.2 Reductions in the general tax base.

10.3 Adaptation to the tax on personal and familiar circumstances of taxpayers. Personal and familiar minimum.

Theme 11: Tax assessment: Calculation of total tax due, total tax due minus tax credits and total tax due minus tax credits, taxes withheld and prepayments (amount payable or refundable) .

11.1 Calculation of state and regional net taxable income.

11.2 Deduction for investment in habitual residence.

11.3 Other autonomic deductions.

11.4 Tax due.

Practice tuition program

Workshop 1. Unload of programme to do income tax return (PADRE) from the National Tax Administration Agency.

Workshop 2. Practice to implement in the programme, knowledge acquired about yields of personal work.

Workshop 3. Practice to implement in the programme, knowledge acquired about yields of real state.

Workshop 4. Practice to implement in the programme, knowledge acquired about movable property assets.

Workshop 5. Practice to implement in the programme, knowledge acquired about economic activities.

Workshop 6. Practice to implement in the programme, knowledge acquired about equity profits and loss.

Workshop 7. Practice to implement in the programme, knowledge acquired about tax regime.

Workshop 8. Practice to implement in the programme, knowledge acquired about total tax liability, application of deductions and tax due determining.

Connection with other subjects in the study plan

Financial and Tax Law study is linked to legal basic training that the student need to provide a solid base of knowledge of legal system.

This subject, together with Labor Law, provides the student with a basic and global view on essential aspects in business management, which will enable the student to develop the professional activity with a high level of responsibility.

Assessment system

Written exam:80%

There will be two exams with a series of theory questions and exercises or practice questions. The first exam will be 35% and the second one 45%.

Student's involvement in other activities: 20%

The student's involvement in the training activities that conform the subject will be assessed through the issuing and correction of the exercises, tasks, case studies and problems carried out individually and in groups; the public presentation of some of these tasks and the taking part on the debate forums.

February/June Call

The student will pass the subject in the February/June call when the arithmetic mean, according to the three grade percentages (two written exams and involvement) is equal or higher than 5, whenever none of the other two grades is lower than 4.

If the student has less than 5 points in any of the three grades (the two written exams and the involvement), he/she will have to resit to pass in September, keeping the grades equal or higher than 5.

September Call:

The student will pass the subject in September call when the arithmetic mean, according to the three grade percentages fixed in the three grades (two written exams and involvement) is equal or higher than 5, whenever none of the other two grades is lower than 4.

In case of not passing, he/she will have to resit for the complete subject in later calls.

Ranking system

The ratings system (RD 1.125/2003. from 5th September) as follows:

0-4,9 Fail (SS)

5,0-6,9 Pass (AP)

7,0-8,9 Good (NT)

9,0-10 Distinction (SB)

The "Honors" mention can be awarded to those students with a degree of 9,0 or higher. This cannot be awarded to more than 5% of the students registered in a subject in each academic year, unless the number of students registered is less than 20, when there will be awarded only one mention.

Bibliography and reference sources

Basic bibliography

- A.A.V.V. Merino Jara, I. (Director), Derecho Financiero y Tributario Parte General, Lecciones adaptadas al EEES, Tecnos, Madrid, 2014. (Temas 1 y 2)
- A.A.V.V. Merino Jara, I. (Director), Derecho Financiero y Tributario Parte Especial, Lecciones adaptadas al EEES, Tecnos, Madrid, 2014. (Temas 3 al 11)
- A.A.V.V. Manual Práctico IRPF; Ministerio de Economía y Hacienda (Temas 3 al 11)

Complementary bibliography

- A.A.V.V. Queralt Martín, J. Lozano Serrano, C. Tejerizo López J.M., Casado Ollero, G., 2011, Curso de Derecho Financiero y Tributario (22ªed.) Madrid :Tecnos
- A.A.V.V. Pérez Cristóbal, J., Quintas Bermúdez J. Sánchez Revenga. J. Introducción al Sistema Tributario Español, Centro de Estudios Financieros (12ª ed.) Madrid 2014
- Memento Express. Novedades Tributarias 2014. Ediciones Francis y Taylor. Madrid 2014.
- Guía Tributaria 2014, Centro de Estudios Financieros, Madrid 2014

Web pages related

- <http://www.agenciatributaria.es/>
- <http://www.carm.es/web/pagina>

Recommendations for future study

It would be advisable for the correct following of the subject, to attend classes regularly, personal study and case studies proposed by the teacher and solve any doubt that may arise during the study.

Instructional Material

It will be necessary to carry out personal work with PC that has installed programs (word processing program, spreadsheet, presentations, etc.) Students are recommended to use mass storage devices (pendrives, CDs, DVDs) to facilitate the information exchange in Power Point presentations, exercises, case study, etc., during face-to-face classes. We also need internet connection.

Tutorials

Academic tutorial:

These tutorials have the aim of consolidating knowledge and abilities taught in the classes of the subject, at the same time will help to solve problems and doubts asked by the students. The hours for

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the tutorials will also be employed to the performance, follow up and assessment of the different tasks in order to contribute to the understanding of the subject methodology and systems of assessment.

Personal Tutorial:

The university also has a Special Team for tutorials with the students enrolled in the degree. The personal tutor accompanies the student during the complete university period. Criteria and aspects can be consulted in:

<http://www.ucam.edu/servicios/tutorias/preguntas-frecuentes/que-es-tutoria>