



## *Graduation*

*2018-2019*

### **FUNDAMENTAL RIGHTS**

2º Semester

Professor: David Duarte

#### **Program**

0: Introduction

1: Basic notions on the theory of norms

1.1: Norm sentences and norms

1.2: Norm structure: objective elements

1.3: Norm structure: subjective elements

1.4: Analysis of language and the content of norms

1.5: Classifications of norms

1.6: Particularly: rules and principles

2: Fundamental rights norms

2.1: Concept: constitutive properties of the set

2.2: Fundamental rights norms and deontic operators

2.3: Fundamental rights norms and addressees

2.4: Fundamental rights norms and legal positions

2.5: Fundamental rights norms classifications

2.6: Particularly: rules and principles

2.7: Particularly: freedom rights norms and social rights norms

3: Norms on fundamental rights norms

3.1: Concept: constitutive properties of the set

3.2: Competence norms

3.3: Norms defining scopes

3.4: Promoting norms

3.5: Regulating norms

3.6: Suspensive norms

3.7: Sanction norms

4: Fundamental right norms conflicts



- 4.1: Requirements of normative conflicts
- 4.2: Normative conflicts and defeasibility
- 4.3: Conflicts solvable by norms of conflicts
- 4.4: Remaining conflicts
- 5: Balancing fundamental rights norms
  - 5.1: Balancing operation
  - 5.2: Weight formula
  - 5.3: Collision norm
- 6: Restrictions to fundamental rights norms
  - 6.1: Restriction as a general category
  - 6.2: Restriction and other interferences
  - 6.3: Types of restriction
  - 6.4: Restriction and defeasibility

### **General references**

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