

PROGRAMA DE DISCIPLINA
ANO LETIVO 2026/2027

Curso (Doutoramento)
Nome da Unidade Curricular Direito Constitucional – Turma C
Ano / Semestre 2026-2027
Nome do regente Luís Pereira Coutinho
Outros colaboradores ---
Objetivos da unidade curricular e competências a desenvolver (até 600 caracteres) O curso destina-se a abordar a positividade jurídica da Constituição da sua afirmação histórica aos argumentos que a sustentam, partindo daí para uma análise do direito constitucional contemporâneo, tendo sobretudo em atenção os problemas colocados pela sua interpretação e aplicação jurisdicional.
Conteúdos programáticos (até 1000 caracteres) A positividade jurídica da Constituição como vindicação liberal 1- Introdução: o conceito de Constituição positiva; 2- A positividade jurídica da Constituição como vindicação do liberalismo; 3- Os argumentos do liberalismo: publicidade e imanência; 4- Desafios iliberais: de Joseph de Maistre a Adrian Vermeule; 5- Clarificações e distinções: liberalismo político vs. liberalismo moralista; 6- As fórmulas do Tribunal Constitucional Federal alemão e a sua intencionalidade político-liberal; 7- Comparação entre o Tribunal Constitucional Federal alemão e o Supremo Tribunal americano.
Métodos de ensino (até 600 caracteres) Aulas de exposição iniciais, seguidas de regime de seminário com apresentação de relatório final. A avaliação baseia-se na qualidade das intervenções e do relatório final

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