

Lahuerta Sisters Academy of English



CONSTITUTIONAL LAW

Juan Manuel Prieto

INTRODUCTION

- ▶ The Spanish 1978 Constitution is the supreme law of the Spanish legal system
- ▶ Based in Kelsen's pyramid
- ▶ Parts:
 - ▶ Part I fundamental rights and duties.
 - ▶ Part II the Crown.
 - ▶ Part III Spain's Parliament and Senate.
 - ▶ Part IV Government.
 - ▶ Part V relations between the Government and the Parliament and Senate.
 - ▶ Part VI the organization of the judicial power.
 - ▶ Part VII the economy and the finances of the Spanish state.
 - ▶ Part VIII territorial organization of the State.
 - ▶ Part IX the Constitutional Court.
 - ▶ Part X refers to constitutional amendments, of which there have been only two since 1978 (in 1995 and 2011).



Original formal copy of the Constitution made in 1979



BRIEF HISTORY

- ▶ Death of General Francisco Franco (1975)
- ▶ Fundamental Law for the Politic Reform (1976)
- ▶ General election (1977)
- ▶ Draft of the Constitution by the "fathers of the Constitution"
- ▶ Parliament and senate approved the draft of constitution (21st July 1978)
- ▶ National referendum (6th December 1978)
- ▶ Signed by the king (27th December 1978)
- ▶ Published on the official bulletin of the state (29th December 1978)



IMPORTANT PEOPLE



Manuel Fraga
AP

Gabriel Cisneros
UCD

Gregorio Feces-Barba
PSOE

José Pedro Pérez-Llorca
UCD

Jordi Solé
PCE

Miguel Herrero de Miñón
UCD

Miquel Roca
PSUC

WHY THIS TOPIC?



BOOKS RELATED TO THE TOPIC

- ▶ Angel Luis Alonso de Antonio y José Antonio Alonso de Antonio: «*Derecho constitucional español*»
- ▶ *Francisco Fernández Segado*: «*El Sistema constitucional español*»

