|  |  |
| --- | --- |
| **Prowadzący** | Dr Przemysław Bryłowski |
| **Oferta PJO\*** | TAK |
| **Oferta PJOE\*** | TAK |
| **Kierunek, rok, stopień dla PJO (\*obowiązkowe)** |  |
| **Semestr roku 2022/2023** | letni |

\* PJO – przedmiot w języku obcym dla studentów polskich / PJOE – przedmiot w języku obcym dla studentów Erasmus+  
\*\* zostawić właściwe

BASIC INFORMATION ABOUT THE SUBJECT (INDEPENDENT OF THE CYCLE)

|  |  |
| --- | --- |
| **Module name** | Introduction to Business and Commerce Law E-PJOE-IBCL |
| **Erasmus code** |  |
| **ISCED code** | (0421) Prawo (Law) |
| **Language of instruction** | English |
| **Website** | <https://www.umcs.pl/en/courses-in-english-2021-2022,21582.htm>  (dla PJOE) |
| **Prerequisites** | None |
| **ECTS points hour equivalents** | Contact hours (work with an academic teacher): 15h  Total number of hours with an academic teacher: 15h  Number of ECTS points with an academic teacher: 1 Non-contact hours (students' own work): 50h Total number of non-contact hours: 50h Number of ECTS points for non-contact hours: 0  Total number of ECTS points for the module: 1 |
| **Educational outcomes verification methods** | Written exam consisting in an independent, creative solution of a given task.  The grade is issued on the basis of a written work prepared by students.  The assessment covers:  - formal correctness of the work;  - substantive correctness of the work;  - the ability to relate to the practical aspects of the described issues;  - selection of sources (including literature and jurisprudence);  Rating on a scale from 2 (fail) to 5 (very good). |
| **Description** | 1) Introduction to jurisprudence  The subject of the lecture shall be to familiarize students with the concept of:  - law (with the indication of its division into disciplines),  - legal provision and  - legal norm.  The principles of constructing and exegesis of the legal text will also be presented.  In addition, the concepts of legal capacity, legal ability to act, judicial and procedural capacity (and postulatory capacity) of natural and legal persons and organizational units with legal capacity will be presented. The concept of subjective law will also be presented.  2) Elements of International business and commerce law  In this part of the lecture, issues related to running a business will be presented. In particular the lecture shall be focused on how the status of entrepreneurs is understand in various legal systems in Europe. These shall be followed by the depiction of principles of entrepreneurs registration, legal forms that are used to conduct business, and the principles of entrepreneurs representation. Next, general issues related to contracts and determining the law applicable to determining legal effects in given factual circumstances will be presented.  3) Intellectual property rights legal protection  The last part of the lecture shall be focused on presentation of issues related to copyright (and related rights) as well as industrial property rights. The scope of exclusive rights and the procedures used to protect them will be described.  Range of topics (subjects):  I. The concept of law.  II. Legal system.  III. Legal norm and legal regulations.  IV. Statutory law and other normative systems.  V. Principles of legislation.  VI. General clauses referring outside the legal system.  VII. Departments, areas and branches of law.  VIII. Basics of civil law.  1) an outline of civil law.  2) an outline of commercial law.  3) an outline of intellectual property law.  IX. Territoriality of the law.  X. The concept of international private law.  XI. Principles of searching for the applicable law.  XII. Cross-border private law structures.  XIII. Transnational protection of intellectual property rights.  XIV. Dispute resolution in international transactions.  XV. Legal challenges related to modern technologies. |
| **Reading list** | 1. R. Goode, E. McKendric, Goode and McKendrick on Commercial Law, 6th Edition, 2021  2. M. Heideman, Transnational Commercial Law, London, 2018  3. Ch. Twigg – Flesner, Foundations of International Commercial Law, Routledge, 2022  4. J. R. Mata Dona, N. Lavranos, International Arbitration and EU Law, New York 2021  5. Aneta Skorupa-Wulczyńska, Legal English. Civil and Commercial Law, Warszawa 2016 |
| **Educational outcomes** | Knowledge:  W1: The student lists and understands the basic institutions of commercial law  W2: The student understands the concept of "organizational unit"; "legal person"; "commercial company";  W3: The student lists and understands the basic institutions of commercial law, including commercial companies law  W4: The student describes the concepts related to the rights and obligations of partners.  W5: The student explains the role of personal data and their protection in the functioning of commercial companies.  Skills:  U1: The student notices the application of commercial law (including company law) in management.  U2: The student notices the application of the personal data protection law in management.  U3: The student is able to assume the duties of a business manager.  U4: The student uses the institution of commercial law (including company law) in modeling and interpreting economic phenomena.  U5: The student optimizes the structure and functioning of the enterprise.  Social competence:  K1: The student is able to find the provisions regulating the formation, operation and termination of entrepreneurs (and the protection of personal data within this framework).  K2: The student is able to find judicial decisions regarding the formation, functioning and dissolution of entrepreneurs (and the protection of personal data within this framework).  K3: The student shows attitudes of independent action in learning and organization of own work |
| **Practice** | n/a |

INFORMATION ABOUT CLASSES IN THE CYCLE

|  |  |
| --- | --- |
| **Website** | <https://www.umcs.pl/en/courses-in-english,21103.htm>  (dla PJOE) |
| **Educational outcomes verification methods** | Written exam consisting in an independent, creative solution of a given task.  The grade is issued on the basis of a written work prepared by students.  The assessment covers:  - formal correctness of the work;  - substantive correctness of the work;  - the ability to relate to the practical aspects of the described issues;  - selection of sources (including literature and jurisprudence);  Rating on a scale from 2 (fail) to 5 (very good). |
| **Comments** | Due to the SARS - CoV - 2 / COVID - 19 pandemic, lectures are conducted using distance learning methods and techniques using the Ms Teams platform and multimedia presentations created by the lecturer. |
| **Reading list** | 1. R. Goode, E. McKendric, Goode and McKendrick on Commercial Law, 6th Edition, 2021  2. M. Heideman, Transnational Commercial Law, London, 2018  3. Ch. Twigg – Flesner, Foundations of International Commercial Law, Routledge, 2022  4. J. R. Mata Dona, N. Lavranos, International Arbitration and EU Law, New York 2021  5. Aneta Skorupa-Wulczyńska, Legal English. Civil and Commercial Law, Warszawa 2016 |
| **Educational outcomes** | Knowledge:  W1: The student lists and understands the basic institutions of commercial law  W2: The student understands the concept of "organizational unit"; "legal person"; "commercial company";  W3: The student lists and understands the basic institutions of commercial law, including commercial companies law  W4: The student describes the concepts related to the rights and obligations of partners.  W5: The student explains the role of personal data and their protection in the functioning of commercial companies.  Skills:  U1: The student notices the application of commercial law (including company law) in management.  U2: The student notices the application of the personal data protection law in management.  U3: The student is able to assume the duties of a business manager.  U4: The student uses the institution of commercial law (including company law) in modeling and interpreting economic phenomena.  U5: The student optimizes the structure and functioning of the enterprise.  Social competence:  K1: The student is able to find the provisions regulating the formation, operation and termination of entrepreneurs (and the protection of personal data within this framework).  K2: The student is able to find judicial decisions regarding the formation, functioning and dissolution of entrepreneurs (and the protection of personal data within this framework).  K3: The student shows attitudes of independent action in learning and organization of own work |
| **A list of topics** | Range of topics (subjects):  I. The concept of law.  II. Legal system.  III. Legal norm and legal regulations.  IV. Statutory law and other normative systems.  V. Principles of legislation.  VI. General clauses referring outside the legal system.  VII. Departments, areas and branches of law.  VIII. Basics of civil law.  1) an outline of civil law.  2) an outline of commercial law.  3) an outline of intellectual property law.  IX. Territoriality of the law.  X. The concept of international private law.  XI. Principles of searching for the applicable law.  XII. Cross-border private law structures.  XIII. Transnational protection of intellectual property rights.  XIV. Dispute resolution in international transactions.  XV. Legal challenges related to modern technologies. |
| **Teaching methods** | Academic lecture with the use of multimedia techniques.  Due to the SARS - CoV - 2 / COVID - 19 pandemic, lectures are conducted using distance learning methods and techniques using the Ms Teams platform and multimedia presentations created by the lecturer. |
| **Assessment methods** | Written exam consisting in an independent, creative solution of a given task.  The grade is issued on the basis of a written work prepared by students.  The assessment covers:  - formal correctness of the work;  - substantive correctness of the work;  - the ability to relate to the practical aspects of the described issues;  - selection of sources (including literature and jurisprudence);  Rating on a scale from 2 (fail) to 5 (very good). |