## DESCRIPTION OF THE COURSE OF STUDY

Course code		0413-4ADM-B/C4-PTiEP1
Name of the course in	Polish	Pochodzenie, tworzenie i efektywność prawa
	English	The origin and effectiveness of law

### 1. LOCATION OF THE COURSE OF STUDY WITHIN THE SYSTEM OF STUDIES

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1.1. Field of study	Administration						
1.2. Mode of study	Full-time studies / part-time studies						
1.3. Level of study	Second Degree Master's Degree						
1.4. Profile of study*	General Academic						
1.5. Person/s preparing the course description	Korneliusz Łukasik, PhD						
1.6. Contact	korneliusz.lukasik@ujk.edu.pl						

## 2. GENERAL CHARACTERISTICS OF THE COURSE OF STUDY

2.1. Language of instruction	Polish/English
2.2. Prerequisites*	Fundamentals of jurisprudence/philosophy of law

### 3. DETAILED CHARACTERISTICS OF THE COURSE OF STUDY

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3.1. Form of classes		Lecture/exercise					
3.2. Place of classes		Classes in UJK buildings					
3.3. Form of assessn	nent	Exam/assessment with marks					
3.4. Teaching metho	ods	Problem lecture; exercises - workshop, case analysis, practical implementation of tasks					
3.5. Bibliography	Required reading	P. Chmielnicki, <i>Pochodzenie, tworzenie i efektywność prawa</i> , Warszawa 2014.					
	Further reading	E. Aronson, Człowiek – istota społeczna, Warszawa 2001, P. Chmielnicki (red.), Reguły działania człowieka gospodarującego w społeczeństwie jako źródło norm prawnych, Warszawa 2010, T. Chauvin, T. Stawecki, P. Winczorek, Wstęp do prawoznawstwa, Warszawa 2019.					

# 4. OBJECTIVES, SYLLABUS CONTENT AND INTENDED LEARNING OUTCOMES

## **4.1.** Course objectives (including form of classes)

### Lecture\*

The purpose of the lecture is to show students what the effectiveness of the law is and what mechanisms (including the motives of the participants - beneficiaries) are behind the legislative process. The lecture is intended to introduce the concept of costs and benefits of legislating social norms in broader than economic terms.

### Exercises\*

The purpose of the exercises is to look at the real effects of legislative processes and the induced effects of certain legal norms.

## 4.2. Detailed syllabus (including form of classes)

#### Lecture\*

## PART I. ORIGIN OF LAW

- 1. the problem of material sources of law
- 2. norm, rule, directive, institution ready solutions to decision-making dilemmas (what are legal norms?)
- 3. norms as a product of society (why are legal norms created?).
- 3.1 Norms as a facilitator of adaptation to the environment
- 3.2 Norms as a way to protect the course and result of human action
- 3.3 Norms as a means of imposing their own solutions to a decision-making dilemma on other members of the same collective
- 4 The socio-economic reference of norms (why do legal norms have a certain content?)
- 5. place of legal norms in the institutional order
- 6. entities covered by the norm-making process
- 6.1 Sources
- 6.2 Disposers
- 6.3 Beneficiaries
- 6.4 Users
- 7 Balance of the standard-setting initiative

- 7.1 Tangible benefits in the economic sense
- 7.2 Unquantifiable benefits in the economic sense
- 7.3 Tangible costs in the economic sense
- 7.4 Costs not measurable in the economic sense
- 8. Participation of law in the normative scheme of human action aimed at achieving the set goal
- 8.1 Elements of the scheme of action (normative set)
- 8.1.1 Different understanding of the concept of sanctions in law and social sciences
- 8.1.2. sanctions in the traditional legal understanding (negative sanctions)
- 8.1.3. positive sanctions (gratifications)
- 8.1.4 Other elements of the scheme of action
- 8.2 Change of law vs. change of scheme of action. Does a change in the law necessarily lead to a change in the pattern of action? Can the scheme of action be changed without changing the law?
- 8.3 Resonance effect of co-occurrence of different types of norms.

## PART II. CREATION OF LAW

- 1. creation of law as one of the ways of formalizing the rules of action and building patterns of action
- 2. law created in private interactions (relations)
- 3. law created in public interactions (relations)
- 4. law created in interstate relations
- 5. legislative technique in Poland
- 5.1 Features of the Polish political system affecting lawmaking
- 5.2 Sources of Polish law in the formal sense
- 5.3 Outline of the legislative process in Poland
- 5.4 Issuance of executive acts by central public authorities
- 5.5 Creation of local law
- 5.6 Creation of internal law
- 5.7 Reception of interstate law and international communities
- 5.8 Constructing a normative act and organizing its content
- 5.9 Revealing the motives of lawmaking. Evaluation of the effects of regulation.

#### Exercises\*

### PART III. EFFECTIVENESS OF LAW

- 1. protection of the permanence of patterns of action by means of legal norms as a criterion of the efficiency of law
- 2. effectiveness of law in the economic sense
- 3. social efficiency of law.

4.3 Intended learning outcomes

Code	A student, who passed the course	Relation to learning outcomes							
W01	Has an in-depth knowledge of selected systems of norms and rules and of the sources of law	ADM2A-W07							
W02	Has in-depth knowledge of different types of social ties (including legal) and the regularities between them	ADM2A-W04							
	within the scope of <b>ABILITIES</b> :								
U01	Can correctly explain and interpret social phenomena	ADM2A_U01							
U02	Can properly analyze the causes and course of processes and phenomena social	ADM2A_U03							
	within the scope of <b>SOCIAL COMPETENCE</b> :								
K01	Is able to appropriately determine priorities for the implementation of the administrative task defined by himself and others	ADM2A_K03							
K02	Knows how to participate in the preparation of projects related to administration and is able to anticipate the multidirectional social consequences of its activities	ADM2A_K05							

4.4. Methods of assessment of the intended learning outcomes																					
								M	etho	d of	asses	sme	nt (+	/-)							
Teaching outcomes (code)		Exam I/writt		Test*			Project*			Effort in class*			Self-study*			Group work*			Others* e.g. standard- ized test used in e- learning		
(code)		Form o	.,	Form of classes		Form of classes			Form of classes			Form of classes			Form of classes			Form of classes			
	L	C		L	С		L	С		L	С		L	С		L	С		L	С	

W01	+		+			+		+			+		
W02	+		+			+		+			+		
U01	+		+			+		+			+		
U02	+		+			+		+			+		
K01	+		+			+		+			+		
K02	+		+			+		+	·	·	+		·

<sup>\*</sup>delete as appropriate

4.5. Crite	eria of a	ssessment of the intended learning outcomes							
Form of classes	Grade	Criterion of assessment							
E)	3	He passed the written exam with 51-60% of the maximum points possible.							
ng e	3,5	He passed the written exam with 61-70% of the maximum points possible.							
ecture (I ncluding learning)	4	He passed the written exam with 71-80% of the maximum points possible.							
lecture (I including learning)	4,5	He passed the written exam with 81-90% of the maximum points possible.							
. (i)	5	He passed the written exam with more than 91% of the maximum possible points.							
* *	3	He passed the colloquium with 51-60% of the maximum score.							
ng e	3,5	He passed the colloquium with 61-70% of the maximum score.							
classes (C)* (including e- learning)	4	He passed the colloquium at 71-80% of the maximum score.							
lass incl lea	4,5	He passed the colloquium at 81-90% of the maximum score.							
<b>0</b>	5	He passed the colloquium with more than 91% of the maximum score.							
* 4	3								
	3,5								
hers () ncluding learning)	4								
others ( (including learning)	4,5								
	5								

# 5. BALANCE OF ECTS CREDITS – STUDENT'S WORK INPUT

	Studen	nt's workload
Category	Full-time studies	Extramural studies
NUMBER OF HOURS WITH THE DIRECT PARTICIPATION OF THE TEACHER /CONTACT HOURS/	60	30
Participation in lectures*	30	15
Participation in classes, seminars, laboratories*	30	15
Preparation in the exam/final test*		
Others (please specify e.g. e-learning)*		
INDEPENDENT WORK OF THE STUDENT/NON-CONTACT HOURS/	40	70
Preparation for the lecture*	10	20
Preparation for the classes, seminars, laboratories*	15	35
Preparation for the exam/test*	15	15
Gathering materials for the project/Internet query*		
Preparation of multimedia presentation		
Others *		
TOTAL NUMBER OF HOURS	100	100
ECTS credits for the course of study	4	4

<sup>\*</sup>delete as appropriate

 $\label{lem:control} \textbf{Accepted for execution} \ (\textit{date and legible signatures of the teachers running the course in the given academic year)}$ 

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