

DESCRIPTION OF THE COURSE OF STUDY

Course code	0421-4P-B8-TiFP2	
Name of the course in	Polish	Teoria i filozofia prawa
	English	Theory and Philosophy of Law

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

1.1. Field of study	Law
1.2. Mode of study	Full-time studies / part-time studies
1.3. Level of study	Single Master's Degree
1.4. Profile of study*	practical profile
1.5. Person/s preparing the course description	Łukasz Pikula, PhD
1.6. Contact	lpikula@ujk.edu.pl

2. GENERAL CHARACTERISTICS OF THE COURSE OF STUDY

2.1. Language of instruction	English
2.2. Prerequisites*	In order to properly implement the course program, it is advisable for the student to have a basic knowledge of jurisprudence

3. DETAILED CHARACTERISTICS OF THE COURSE OF STUDY

3.1. Form of classes		Lecture/exercise
3.2. Place of classes		Classes in UJK buildings
3.3. Form of assessment		Exam/assessment with marks
3.4. Teaching methods		Informative lecture, conversational lecture, case analysis, classical problem method, subject exercises
3.5. Bibliography	Required reading	1. J. Zajadło, K. Zeidler, Philosophy of Law, Wyd. UG 2016. 2. A. Kość, Podstawy filozofii prawa, Lublin 2005, 3. S. Wronkowska, Z. Ziemiński, Zarys teorii prawa, Poznań 1997, 4. J. Zajadło (red.), Fascynujące ścieżki filozofii prawa, Warszawa 2008, 5. J. Zajadło, Po co prawnikom filozofia prawa, Warszawa 2008, 6. J. Zajadło (red.), Leksykon współczesnej teorii i filozofii prawa, Warszawa 2007
	Further reading	1. R. Sarkowicz, J. Stelmach, Teoria prawa, Kraków 1997, 2. L. Morawski, Główne problemy współczesnej filozofii prawa. Prawo w toku przemian. Warszawa 2000, 3. R. Sarkowicz, J. Stelmach, Filozofia prawa XIX i XX wieku, Kraków 1999, 4. J. Zajadło, Formuła Radbrucha. Filozofia prawa na granicy pozytywizmu prawniczego i prawa natury. Arche. Gdańsk 2001.

4. OBJECTIVES, SYLLABUS CONTENT AND INTENDED LEARNING OUTCOMES

<p>4.1. Course objectives (<i>including form of classes</i>)</p> <p>C1. Knowledge - The student will have a basic knowledge of the history and mechanisms of the creation, application and interpretation of the law.</p> <p>C2. Skills - The student will have the ability to deal with the complexity of legal concepts and terms.</p> <p>C3. Social competencies - The student, having passed the course, will have greater self-reliance in the analysis of legal phenomena and problems.</p>
<p>4.2. Detailed syllabus (<i>including form of classes</i>)</p> <p>A) Analysis of law: 1) Preliminary remarks 2) Positivity of law 3) Normativity of law 4) Historicity of law 5) Legal compulsion 6) Law and reality 7) Law and justice 8) Legal order and social order 9) Law and the state 10) Law and ideology 11) Law and politics 12) Law and morality. B) Synthesis of law: 1. Law in the world order of being 2. Law as a relational entity 3. Ontological and anthropological-cultural determinants of law 4. Law and value 5. Nature of things 6. Importance of the idea of law 7. Justice 8. Righteousness in law 9. Purposefulness of law 10. Legal security 11. Polarization of the idea of law 12. Common good 13. Type and individuality in law 14. Theories of legal positivism 15. Theories of natural law 16. Binding force of law.</p> <p>Exercises: Dangerous prima facie reasoning: lawyer-artisan or lawyer-philosopher? Law vs. philosophy in practice: only easy cases or also hard cases? What are hard cases? Law and the idea of humanism: torture in the rule of law? Law and the idea of justice: judicial judgment as a philosophical treatise? Law and the idea of justice: war in the interest of human rights? Law and the idea of equality: all equally or all as equal? Law and the idea of hierarchy: respondeat supe-</p>

rior? Law and the idea of certainty: judges' five minutes of anti-philosophy of anti-law? Law and law; Law and morality; Law and morality; Law and religion; Law and science; Law and medicine; Law and history; Law and politics; Law and media; Law and economics; Law and ecology; Law and legal ethics; Law and common sense; Law and man.

4.3 Intended learning outcomes

Code	A student, who passed the course	Relation to learning outcomes
within the scope of KNOWLEDGE:		
P_W01 P_W02 P_W04 P_W010	has in-depth knowledge of legal sciences, their systematization, as well as their significance in the system of sciences and their relations to other sciences including in practical application has in-depth knowledge of legal norms, rules and institutions in both dogmatic and non-dogmatic disciplines of law and auxiliary disciplines has in-depth knowledge of the axiological, ethical and theoretical essence of law, as well as its significance for the citizen, society and the state. has in-depth theoretical knowledge of the ways of interpreting (including the adopted and applied methods and rules of law interpretation) and solving practical legal cases on the basis of the current law	P7U_W P7S_WG P7U_W P7S_WG P7U_W P7S_WG P7U_W P7S_WG
within the scope of ABILITIES:		
P_U02 P_U03 P_U04 P_U06	uses legal concepts to understand and analyze legal phenomena. Has the ability to use the acquired knowledge in different scopes and forms to resolve dilemmas arising in professional work, in particular, a critical analysis of the effectiveness and usefulness of the applied knowledge. is able to use ethical principles and norms in the undertaken activity, perceives and analyzes ethical dilemmas, foresees the consequences of specific actions in the area of individual fields of law. is able to correctly interpret the legal text and accurately explain the relations between the elements of the national law system, as well as in the inter-system system, which are important in this process.	P7U_U P7S_UW P7U_U P7S_UW P7U_U P7S_UW P7U_U P7S_UW
within the scope of SOCIAL COMPETENCE:		
P_K01 P_K04	Is prepared to actively participate in public life, including in teams pursuing social, political and civic goals in the sphere of public security. He is ready to provide unpaid legal services to those in particular need and to promote such activity in his professional environment Presents an attitude of entrepreneurship and readiness to undertake new solutions, has initiative and independence in professional activities. Is ready to initiate, promote and participate in activities aimed at developing the achievements of his predecessors, as well as the ethos of the profession	P7U_K P7S_KK P7S_KO P7U_K P7S_KR

4.4. Methods of assessment of the intended learning outcomes

Teaching outcomes (code)	Method of assessment (+/-)																				
	Exam oral/written*			Test*			Project*			Effort in class*			Self-study*			Group work*			Others* e.g. standard- ized test used in e- learning		
	Form of classes			Form of classes			Form of classes			Form of classes			Form of classes			Form of classes			Form of classes		
	L	C	...	L	C	...	L	C	...	L	C	...	L	C	...	L	C	...	L	C	..
P_W02	X				X																
P_U01	X				X																
P_U04	X				X																
P_K02	X				X																
P_K03	X				X																

*delete as appropriate

4.5. Criteria of assessment of the intended learning outcomes

Form of classes	Grade	Criterion of assessment
Form of classes	3	He passed the written exam with 51-60% of the maximum points possible.

	3,5	He passed the written exam with 61-70% of the maximum points possible.
	4	He passed the written exam with 71-80% of the maximum points possible.
	4,5	He passed the written exam with 81-90% of the maximum points possible.
	5	He passed the written exam with more than 91% of the maximum possible points.
classes (C)* (including e-learning)	3	He passed the colloquium with 51-60% of the maximum score, the grade is increased by student activity
	3,5	He passed the colloquium with 61-70% of the maximum score, the grade is increased by student activity
	4	He passed the colloquium at 71-80% of the maximum score, the grade is increased by student activity
	4,5	He passed the colloquium at 81-90% of the maximum score, the grade is increased by student activity
	5	He passed the colloquium with more than 91% of the maximum score, the grade is increased by student activity

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

Category	Student's workload	
	Full-time studies	Extramural studies
NUMBER OF HOURS WITH THE DIRECT PARTICIPATION OF THE TEACHER /CONTACT HOURS/	60	30
<i>Participation in lectures*</i>	30	15
<i>Participation in classes, seminars, laboratories*</i>	30	15
<i>Preparation in the exam/ final test*</i>		
<i>Others (please specify e.g. e-learning)*</i>		
INDEPENDENT WORK OF THE STUDENT/NON-CONTACT HOURS/	65	95
<i>Preparation for the lecture*</i>	30	50
<i>Preparation for the classes, seminars, laboratories*</i>	35	45
<i>Preparation for the exam/test*</i>		
<i>Gathering materials for the project/Internet query*</i>		
<i>Preparation of multimedia presentation</i>		
<i>Others *</i>		
TOTAL NUMBER OF HOURS	125	125
ECTS credits for the course of study	4	4

**delete as appropriate*

Accepted for execution (date and legible signatures of the teachers running the course in the given academic year)

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