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| **Subject** | **Notary Law** | | | |
| **Type** | **Semester** | **ECTS** | **Code** |
| ELECTIVE (E) | 1 | 4 | DCP-E-1-008 |
| **Course Lecturer** | **Dr. Artan Çerkini** | | | |
| **Course Assistant** |  | | | |
| **Course Tutor** |  | | | |
| **Aims and Objectives** | The course aims to teach the principal features of the notarial activity and the structure of the most important notarial deeds.  The syllabus covers all aspects of the law with which notaries are required to deal during their practice, particularly where the notarial form is required for registration purposes and where work is reserved to notaries. Without affecting the generality of the foregoing, the following aspects require particular attention: The practice, functions, ethics, duties, and obligations of notaries public and their admission, removal, and suspension, as well as the notary public’s duties in relation to notarial deeds. The preparation and registration of all types of notarial deeds, including among others: Obligations contracts; Business contracts; Wills, etc. | | | |
| **Learning Outcomes** | Upon completion of this module, students shall be able to:   * Achieve specialized knowledge on how to write notarial deeds; * Create a systematic understanding of principal features of notarial deeds; * Advance problem-solving skills in solving complex notarial problems; * Manage teams in designing a notarial deed; * Plan and carry out a research project on the challenges of the notary in Kosovo; | | | |
| **Course Content** | **Course Plan** | | | **Week** |
| History of the notarial system | | | 1 |
| Notary practice in Kosovo: The general and ethical part (general aspects) | | | 2 |
| Notary practice in Kosovo: The special part | | | 3 |
| Notarial acts | | | 4 |
| The right to real estate and notary practice | | | 5 |
| The right to real estate and notary practices *(real rights, different forms of ownership, different forms of real estate transfer, land measurement - cadastre, purpose of a public register, different registration systems).* | | | 6 |
| The right to real estate and notary practice *(conveyances of real estate: sale, exchange, donation etc )* | | | 7 |
| First test | | | 8 |
| The right to real estate and notary practice *( Pledge, Mortgage, the right of construction)* | | | 9 |
| Commercial law and notarial practice | | | 10 |
| The marriage law and notary | | | 11 |
| Inheritance law and notary | | | 12 |
|  | Notary deed formulation (assignment) | | | 13 |
|  | Research paper (literature review or empirical) | | | 14 |
|  | Case study final examination | | | 15 |
| **Teaching/Learning Methods** | **Teaching/Learning Activity** | | | **Weight (%)** |
| 1. Lectures | | | 40 % |
| 1. Exercises | | | 30 % |
| 1. Case studies | | | 10 % |
| 1. Study visit in notary | | | 10% |
| 1. Role play in notarial deed formulation | | | 10 % |
| **Assessment Methods** | **Assessment Activity** | **Number** | **Week** | **Weight (%)** |
| 1. Attendance | 1 | 15 | 10 % |
| 1. Group project notarial deed | 1 | 13 | 20 % |
| 1. Research paper | 1 | 14 | 30 % |
| 1. Case study Final exam | 1 | 15 | 40 % |
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| **Course resources** | **Resources** | | | **Number** |
| 1. Lectures | | | 1 |
| 1. Study visit | | | 1 |
| 1. Moodle | | | 1 |
| 1. Projector | | | 1 |
|  | | |  |
| **ECTS Workload** | **Activity** | | **Weekly hrs** | **Total workload** |
| 1. Lectures | | 2 | 24 |
| 1. Exercises | | 1 | 12 |
| 1. Notarial deed formulation-Team project | | 1 | 6 |
| 1. Study visit in the notary | | / | 2 |
| 1. Research paper | | 1 | 14 |
| 1. Case study final examination | | 2 | 30 |
|  | 1. Independent study | | 1 | 12 |
| **Literature/References** | * B.Preteni & A.Beshi (2021) Komentari i Ligjit për Noteri.Kosovo Notary Chamber * Micheal Closen (2018), Notary Best Practises, National Notary Association * Ligji për Noterinë,Nr. 03/L-010 (Gazeta Zyrtare e Republikës së Kosovës/Prishtinë:Viti III/Nr.42/25 Nëntor 2008). * B.Preteni.Aktet noteriale dhe pavlefshmëria e tyre.Revista Shkencore Juridica. * M.Beka (2009),Noteria dhe Kadastri në Kosovë,Prishtinë. * A.Jashari.Roli i noterit në zbatimin e së drejtës tregtare në Kosovë.InProjekt shkencor i organizuar nga Oda e Noterve te Kosoves dhe Komsioni Europian. 2018. * Osmanaj, E.,Jashari,A. (2017) Transformimi i shoqërive tregtare prej një formë në formë tjetër në Maqedoni, Kosovë dhe Shqipëri-Aspekt krahasimor.Konferenca e IV-Multidisiplinore më temë: “Roli i shkencës në zhvillimin e sistemit të edukimit shkollor dhe universitar, të sistemit ekonomik, politik , social dhe juridik në shekullin e ri.” Pejë Nëntor 2017. * Osmanaj,E., (2018) Bazat juridike të thirrjes në trashëgimi sipas të drejtës positive në Republikën e Kosovës dhe të Drejtës Komparative”.Distertacioni i Temës se Doktoratures.Universiteti i Evropes Juglindore.Tetovë | | | |
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