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| **Subject** | **Civil Law 1** | | | |
| **Type** | **Semester** | **ECTS** | **Code** |
| Mandatory (M) | 3 | 6 | Law-B-020 |
| **The lecturer of the subject**    **Subject assistant**  **Subject tutor** | Assist. Professor Jorida Xhafaj | | | |
| **Aims and Objectives** | The course's objectives include the study of civil-legal provisions that govern the social relations between private subjects (physical and legal persons) that have a property character. It is considered the general part of civil law, which contains a current overview of the fundamental concepts governing civil legal relationships as well as the institutions that apply to all such relationships.  The following are some of the course's objectives: • understanding the characteristics of civil-law relations; • identifying the civil law subjects and their elements; • understanding the sources of civil relations and explaining the different outcomes of relations between privates; • comprehending the institution of interpretation, analogy, presumption, and fictions; • applying knowledge to identify civil law contracts, their subjects, and their objects. | | | |
| **Learning Outcomes** | After completing this course, students should be able to:   * Demonstrate an understanding of general theoretical and practical knowledge of social relations in the field of civil law (real, obligational and inheritance legal relations); * Explain and review the material and formal sources of civil law and civil norms; * Understand the elements of civil law subjects (their legal capacity and capacity to act or enter into legal-civil relations); * To gather, analyze, interpret, and recognize the legal facts from which legal relations are established, changed and terminated, as well as the handling of basic practical cases through hypothetical cases; * Apply legal provisions in practice, identify the periods, conditions and other elements of the civil relation. * To execute research using legal analysis of civil norms in Kosovo;   Legal issues which we consider include the legal recognition of marriages and same-sex partnerships; | | | |
| **Course Content** | **Course Plan** | | | **Week** |
| Introduction to Civil Law | | | 1 |
| Legal norms, interpretation, and analogy in legal reasoning | | | 2 |
| The effects of law in time, territory and sources of law. Classification of civil law provisions. | | | 3 |
| The most important codifications | | | 4 |
| Subject of civil law. Physic persons; Legal persons | | | 5 |
| Legal Civil Relationships and their Object | | | 6 |
| Classification of legal civil rights Absolute rights and relative rights | | | 7 |
| The law of things: property | | | 8 |
| Colloqium I/Review | | | 9 |
| Legal Affairs | | | 10 |
| Invalidity of legal actions. Classification of invalid acts | | | 11 |
| Consequences of invalid acts | | | 12 |
| Other sources of obligations | | | 13 |
| Protection of legal civil rights | | | 14 |
| Colloquium II | | | 15 |
| **Teaching/Learning Methods** | **Teaching/Learning Activity** | | | **Weight (%)** |
| 1. Lectures | | | 40% |
| 1. Seminars | | | 40% |
| 1. Case studies exercises | | | 5% |
| 1. Writing legal writs | | |  |
| 1. Role play | | |  |
| 1. Legal debate | | |  |
| 1. Study visits | | |  |
| 1. Group session for discussion of basic questions | | | 15% |
| 1. Study visits | | |  |
| **Assessment Methods** | **Assessment Activity** | **Number** | **Week** | **Weight (%)** |
| 1. Participation | 1 | 1-13 | 5 % |
| 1. Seminar (including Case studies exercises) | 1 | 2- 13 | 15% |
| 1. Colloquium 1 (Review) | 9 | 5-14 | 25% |
| 1. Group session for discussion of basic questions | 3 | 5,7,11 | 15% |
| 1. Colloquium II (Analytical exam) | 1 | 15 | 40% |
| **Course resources and means of materialization** | **Resources** | | | **Number** |
| 1. Class (e.g) | | | 1 |
| 1. Projector | | | 1 |
| 1. Moodle | | | 1 |
| **ECTS Workload** | **Activity** | | **Weekly hrs** | **Total workload** |
| 1. Lectures | | 2 | 26 |
| 1. Exercises | | 2 | 26 |
| 1. Practical work | |  |  |
| 1. Self-study and readings | | 2 | 40 |
| 1. Case study preparation | | 1 | 19 |
| 1. Group session for discussion of basic questions | | 3 | 15 |
| 1. Preparation for testing | | 2 | 20 |
| 1. Exams | | 2 | 4 |
| **Literature/References** | * **Basic literature:** * Abdulla Aliu,’’E drejta civile” Prishtinë 2013 (there are no changes of the general part of civil law in Kosovo civil legislation) * Peter Bydlinski, Civil law 6th edition, Translated and adopted in Albanian language: Prof. Asoc. Dr. Iset Morina / M.A. Bekim Semarxhaj * **Recommended Additional literature:** * Ardian Nuhi, “ E drejta civile - Pjesa e përgjithshme, Tirana 2009 * Juliana Latifi, ’’E drejta civile - pjesa e përgjithshme’’ ALB Paper, Tirana 2009 * Andrija Gams,’’Hyrje në të drejtën civile’’, Pristina1986 * Francesco Galgano, “E drejta private”, Luarasi, Tirana, 2003 * Xhafaj, J (2021) “Defending child marriages in Kosovo or children from underage marriages”, presented in the 10th UBT International Conference on Law, IC-LAW, October 2021,Pristina * Xhafaj, J (2011) "The right of information, an international human right", proceedings of the international conference "Education in turbulent times - the Albanian case in European and global context", 21-22 November 2011 Albania; * Xhafaj, J (2011), "Right of Information", 48th Scientific Conference of the University "Angel Kanchev" 28-29 October 2011, Bulgaria; | | | |
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