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| **Subject** | **Law of Obligations** | | | |
| **Type** | **Semester** | **ECTS** | **Code** |
| Mandatory (M) | 5 | 5 | Law-B-038 |
| **The lecturer of the subject**    **Subject assistant**  **Subject tutor** | Assist. Professor Jorida Xhafaj | | | |
| **Aims and Objectives** | The main objective of the course "Law of Obligations" is to introduce students to the fundamental concepts of obligations, based on the provisions of the "Law on Obligatory Relations in RKS" as well as other laws relating to obligations arising from a contract, damage caused to another [unlawful act], unjust enrichment, management of another's affairs, unilateral acts, and any other fact capable of generating it under the law.  The study's objectives are the acquisition of knowledge by bachelor's level students in law in the following directions:   * understanding and explain of "obligation" as concept, the forms of its realisation, and the types of obligations; * identifying of the conditions of validity of the obligation relationship and their types; obligation fulfilment or execution, obligation non-fulfillment, and obligation responsibility * comprehending of the mechanisms of securing obligations; * applying knowledge to case laws resolved in courts. | | | |
| **Learning Outcomes** | By the end of the course, students will be able to:   * Understand and interpret the legal rules that regulate obligatory relationships; * Explain and review the concept of contracts, their elements, and the various types of contracts; * Gather, analyze and interpret legal questions arising from most appropriate mechanisms for meeting obligations; * Apply the forms for completing or ending an obligation, unjust enrichment, management of another's affairs, and unilateral acts; * Execute research in the area of obligations; | | | |
| **Course Content** | **Course Plan** | | | **Week** |
| Obligations and obligation relationships. Sources of obligations. | | | 1 |
| Principles of Law of Obligation | | | 2 |
| Principles of contracting; Contractual autonomy, contract interpretation; | | | 3 |
| Fulfillment of obligations; Monetary obligations; Non-fulfillment of the obligation; Delay of debtor and creditor; | | | 4 |
| Effects of the contract; types of contracts; | | | 5 |
| Settlement of the contract; | | | 6 |
| Colloquium 1 | | | 7 |
| The debtor's liability and the creditor's insurance; other means of credit insurance; | | | 8 |
| Validity and invalidity of the contract. Causes of contract invalidity; causes of cancellation of contract | | | 9 |
| Termination of the contract | | | 10 |
| Damages in the law of obligations, measuring and conditions for compensation | | | 11 |
| Injust enrichment | | | 12 |
| Expanding foreign affairs without order | | | 13 |
| Paper presentation in interpreting a contract | | | 14 |
| Final Exam | | | 15 |
| **Teaching/Learning Methods** | **Teaching/Learning Activity** | | | **Weight (%)** |
| 1. Lectures | | | 40% |
| 1. Seminars | | | 40% |
| 1. Case studies exercises | | | 10 % |
| 1. Writing legal writs and interpretation | | | 10% |
| 1. Role play | | |  |
| 1. Legal debate | | |  |
| 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 (testing the first 5 topics) | 1 | 7 | 30% |
| 1. Legal Writ Take home exam |  |  |  |
| 1. Group session for discussion of basic questions |  |  |  |
| 1. Colloquium II 2. Final Exam | 1  1 | 14  15 | 10%  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 | | 3 | 39 |
| 1. Seminars | | 1 | 13 |
| 1. Practical work | |  |  |
| 1. Self-study and readings | | 2 | 27 |
| 1. Case study preparation | | 1 | 10 |
| 1. Presentation preparation | | 1 | 10 |
| 1. Preparation for testing | | 2 | 20 |
| 1. Exams | | 3 | 6 |
| **Literature/References** | * **Basic literature:** * Nerxhivane Dauti, "Law of Obligation", Pristina 2018 * **Recommended Additional literature:** * Nerxhivane Dauti, Contracts, Pristine, USAID, April 2010. * Ardian Nuni, Ilir Mustafaj, Ardian Vokshi, "The Obligation Law“, Vol. I & II, 2008. * Francesko Galgano, Kontratat në të Drejtën Civile dhe atë Tregtare , CEDAM, 1993. * Mariana Tutulani Semini, "Obligations and Contracts", Skanderbeg books, Tirana 2006. * Charles L. Knapp, Nathan M. Crystal and Harry G. Prince, "Problems in Contract Law: Cases and Materials", 2007. * Marvin A. Chirelstein, "Concepts and Case Analysis in the Law of Contracts", 6th (Concepts and Insights Series), 2010. * Nuredini B., Xhafaj J., Paulovska D. V., A Comparative Overview of Data Protection in e-Commerce in the European Union, the United States of America, the Republic of North Macedonia, and Albania: Models and Specifics. Studia Iuridica Lublinensia, [S.l.], v. 31, n. 3, p. 61-84, sep. 2022. ISSN 1731-6375. Available at: <https://journals.umcs.pl/sil/article/view/13865>. | | | |
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