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| **Subject** | **Legal Clinic (Penal law)** | | | |
| **Type** | **Semester** | **ECTS** | **Code** |
| ELECTIVE (E) | 5 | 4 | Law-B-044-E |
| **Course Lecturer** | Florim Shefqeti LLM | | | |
| **Course Assistant** |  | | | |
| **Course Tutor** |  | | | |
| **Aims and Objectives** | This course is a one-semestral program of practical performance of the findings from the civil cases. In this course students will apply previously acquired knowledge in specific civil cases which will work under the supervision of the subject teacher and under the supervision of a lawyer that will work together on concrete lighter cases and assist in the preparation of acts and undertaking other preparatory process activities. They shall remind the civil case matter and will also analyze sources from other countries working in legal clinics. | | | |
| **Learning Outcomes** | 1. Demonstrates an understanding of more complex problems in the area of civil law and procedure, thus can take active part in all the stages of a civil procedure as well as can interpret advanced issues of the civil code legislation. 2. Apply and implement the gained knowledge in civill law for a mock in order to participate in a trial case effectively and efficiently; 3. Learn how to effectively argue in a civil litigation; 4. Summarize a judicial decision from the field of civil law | | | |
| **Course Content** | **Course Plan** | | | **Week** |
| Introduction to civil procedure | | | 1 |
| Principles and rules of the Procedure | | | 2 |
| Initiation of civil procedure | | | 3 |
| Preliminary review of the lawsuit | | | 4 |
| Merging lawsuits and procedural subjects | | | 5 |
| Involvement of the third party in contested procedure  procedure  contentious procedure  contentious procedure | | | 6 |
| In contentious procedure | | | 7 |
| Preliminary Hearing  Tax system in the Republic of Kosovo | | | 8 |
| Insuring the charge claim. | | | 9 |
| Completion of the contentious procedure. | | | 10 |
| Principles and rules of the Procedure | | | 11 |
| Critical review of court case | | | 12 |
|  | Judicial decision in civil litigation | | | 13 |
|  | Mock trial simulation team work | | | 14 |
|  | Case study final examination | | | 15 |
| **Teaching/Learning Methods** | **Teaching/Learning Activity** | | | **Weight (%)** |
| 1. Lectures | | | 26% |
| 1. Case studies | | | 20% |
| 1. Study visits | | | 8% |
| 1. Drafting, editing, and summarizing a judicial decision 2. Guest speaker | | | 20%  20%  6% |
| **Assessment Methods** | **Assessment Activity** | **Number** | **Week** | **Weight (%)** |
| 1. Attendance | 1 | 15 | 10% |
| 1. Guest speaker | 1 | 7 | 5% |
| 1. Case study 2. Study Vists 3. Drafting and editing of legal documents 4. Simulated court session | 1  1  1  1 | 15  12  1/10  14/15 | 30%  10%  15%  30% |
|  |  |  |  |
| **Course resources** | **Resources** | | | **Number** |
| 1. E-library | | |  |
| 1. Moodle | | | 1 |
| 1. Case studies | | |  |
| 1. Projector | | |  |
|  | | |  |
| **ECTS Workload** | **Activity** | | **Weekly hrs** | **Total workload** |
| 1. Lectures | | 2 | 26 |
| 1. Study visit | | 0.5 | 5 |
| 1. Independent study | | 1 | 10 |
| 1. Simulated court session | | 2 | 24 |
| 1. Guest speaker | | 1 | 10 |
|  | 1. Final examination preparation 2. Drafting and editing of legal documents | | 1  1 | 15  10 |
| **Literature/References** | * **Basic literature** * Faik Brestovci, Iset Morina, Rustem Qehaja, "Civil Procedure Law - Contested Procedure", Pristine 2017. * Richard Marcus, Edward Sherman, Howard Erichson, Complex Litigation: Cases and Materials on Advanced Civil Procedure, 6th edition, West Academic Publishing. 2015 * Law on Contested Procedure, Pristine 2012. * Muharrem Shala, Albert Zogaj, Valon Totaj & Zenel Leku, "Handbook of Judges on Contested Procedure". * Richard D. Freer: “International civil procedure” * European Convention for the Protection of Human Rights and Fundamental Freedoms, 1950. * Law on Contested Procedure No.03/L-006 dated 30.06.2008. * Law on Non-Contested Procedure No.03/L-007 dated 20.11.2008. * Law on Enforcement Procedure No.03/L-008 dated 02.06.2008. | | | |
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