



Course title: Civil Law

ECTS credit allocation (and other scores): 8 points

Semester: autumn

Level of study: ISCED-7- long-cycle programmes (EQF-7)

Branch of science: Social sciences

Language: English

Number of hours per semester: 30

Course coordinator/ Department and e-mail: Ewa Lewandowska, PhD, Department of Civil Law and Private International Law, e.lewandowska@uwm.edu.pl

Type of classes: classes

Substantive content: the subject of the course in civil law will be to introduce students to the basic concepts of civil law in Poland, and then to make comparative legal studies with the legal systems of students' countries of origin

CLASSES: Introduction to civil law regulations: origins and objectives. Construction of Polish civil code in comparison with chosen civil codes of EU countries. Important definitions (general clauses, legal events, good faith, subjective rights). Subjects and objects of civil law. Legal capacity and capacity for acts in law. Declaration of intent and its defects. Limitation of claims. Representation - concept. Power of attorney - types and form. Commercial Proxy. Practical application of gained knowledge. Law of property - the ownership (definition, limits, rights). Mutual relations among the owners of neighboring lands. Acquisition of ownership. Acquisition of ownership - continuation (usucaption, appropriation, finding a thing). Cases. Co-ownership. Protection of ownership. Perpetual usufruct. The comparison of law of property institutions. Limited proprietary rights: usufruct, servitudes, pledge, mortgage, cooperative member's ownership right to premises. Law of obligations - some general provisions: the obligation, the creditor, the debtor, the performance types of liability, sources of obligations. Principles of obligations: the freedom of contract, currency principle, nominalism, indexation principle, *rebus sic stantibus*. Interest - definition, types, rules. Preliminary contract. Unjustified enrichment. Torts. Consumer regulations. Proposition of The European Civil Code - pros and cons, opinions (followers and opponents), future chances.

LECTURES: - no lectures

Learning purpose: an overview of substantive civil law on the basis of Polish Civil law with comparison to other legal systems

On completion of the study programme the graduate will gain:

Knowledge: knowledge of the basic concepts of civil law

Skills: the ability to apply the basic concepts of civil law in practice

Social Competencies: the ability to analyze legal acts and use them in the practice of civil law

Basic literature: Civil Code, JL 1964, No. 16, item 93 as amended (The Civil Code, E. Kucharska et al., C.H.Beck, 2019)

Civil Code (available in: Ed. Danuta Kierzkowska, *The Polish Law Collection – Business Law*, (1996).

Supplementary literature:



Ed. S. Frankowski, *Introduction to Polish Law* (2005)

Consumer Protection Law in Poland from the Perspective of EU Law, B. Pachuca-Smulska (ed.), C.H.Beck, Warsaw 2017.

Ed. Z. Radwański, *Green paper – an optimal vision of the Civil Code of the Republic of Poland* (2006)

*** actual journal publications available on-line

The allocated number of ECTS points consists of:

Contact hours with an academic teacher: 1.5 hour every week

Student's independent work: analysing the chosen legal texts