



JAGIELLONIAN
UNIVERSITY
IN KRAKÓW

Introduction to English Law

Educational subject description sheet

Basic information

Field of study Law	Education cycle 2023/24
Speciality -	Subject code UJ.WPAPRAS.33FC0.646b4464f12e2.23
Department Faculty of Law and Administration	Lecture languages English
Study level long cycle	Subject related to scientific research Yes
Study form full-time degree programme	Disciplines Legal science
Education profile General academic	ISCED classification 0421 Law
Mandatory elective	USOS code
Subject coordinator	Jan Halberda
Lecturer	Jan Halberda

Periods Semester 3, Semester 4, Semester 5, Semester 6, Semester 7, Semester 8, Semester 9, Semester 10	Examination exam	Number of ECTS points 2.0
	Activities and hours conversatory classes: 10	

Goals

G1	The primary goal of this lecture is for the student to master knowledge of selected doctrines of English law that may be relevant to a lawyer studying in Poland or in another European country (outside the common law tradition).
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Subject's learning outcomes

Code	Outcomes in terms of	Effects	Examination methods
Knowledge - Student knows and understands:			
W1	The lecture allows students to learn about specific doctrines of English law, which, as it turns out in practice, are applied by Polish courts. Of particular importance is the building of students' competence in the area of UK law, in view of the significant migration of Polish citizens to this country and the resulting gradual increase in the number of cases with a foreign (British) element before Polish courts. The agenda of the lecture takes into account the contemporary challenges facing lawyers in the third decade of the 21st century: the United Kingdom leaving the structures of the European Union and the impact of the so-called Brexit on the application of law in Poland. A student who has attended the lecture and passed the exam knows the differences in the functioning of the common law and equity law systems, as well as the structure of private law in the law under discussion.	PRA_K3_W01, PRA_K3_W02, PRA_K3_W03, PRA_K3_W05, PRA_K3_W06, PRA_K3_W07	written exam
Skills - Student can:			
U1	Participation in the lecture strengthens students' linguistic competence in the area of legal English, which is a necessary part of the education of a modern European lawyer. A student who has attended the lecture and passed the exam is able to describe - using English language - the basic concepts of private law as applied in England and Wales. He/she is able to search for information taking into account the specifics of the system of sources and the structure of this law.	PRA_K3_U03, PRA_K3_U04, PRA_K3_U08	written exam
Social competences - Student is ready to:			
K1	The lecture will help students to function in the international business (internationalization), through the development of linguistic competence and through knowledge of foreign legal systems. A student who has attended the lecture and passed the exam will find it easier to provide legal assistance to foreign entities. Using the English language he/she will be able to point out to a party operating in a foreign language - legal remedies available to him in Polish law.	PRA_K3_K01	written exam

Calculation of ECTS points

Activity form	Activity hours*
conversatory classes	10
participation in an exam	1
preparation for the exam	9

self-study regarding classes	15	
analysis of literature given by the teacher	15	
judicature analysis	5	
legal texts analysis	5	
Student workload	Hours 60	ECTS 2.0
Workload involving teacher	Hours 10	ECTS 0.4

* hour means 45 minutes

Study content

No.	Course content	Subject's learning outcomes
1.	<p>The lecture will be conducted for 10 hours (5 meetings of 2 hours each). The subject of the individual meetings will be selected doctrines of English law with which a Polish court applying foreign law in civil proceedings may have to deal. The selection of issues for the seminar is based on the experience of the lecturer as an expert appointed by Polish courts to deal with private law of common law jurisdictions. Thanks to this practice, he has knowledge of what types of cases with an English or American element come before Polish courts.</p> <p>Topics of individual meetings:</p> <ol style="list-style-type: none"> sources of law in the UK (precedent law versus statute law and equity law versus common; Brexit issues; legal research; legal reasoning). jurisdictional clauses (subjective and objective scope, third parties, assignment) domicil of individuals (using the "Polish" case of <i>Cyganik v. Agulian</i> (2006) EWCA Civ 129 as an example). law of succession (executorship, succession, liability for debts, form of a will, rights of dependents) corporate law (Companies Act 2006 c. 46 and Insolvency Act 1986 c. 45) 	W1, U1, K1

Course advanced

Teaching methods:

case study, discussion, conversation lecture

Activities	Examination methods	Credit conditions
conversatory classes	written exam	Written exam in English. 3 problem questions.

Entry requirements

Classes for students who speak English.

Literature

Obligatory

1. John Bell, Sources of Law, in Andrew Burrows (ed.), English Private Law, 3rd edn (Oxford, 2013; online edn, Oxford Academic), pp. 3-35.

Optional

1. Roger Kerridge, Julian Rivers, The construction of wills, 116 Law Quarterly Review 2000,
2. Adrian Briggs, The Conflict of Laws, Oxford University Press 2019 (selected chapter/wybrany rozdział),
3. Cyganik v. Agulian (2006) EWCA Civ 129 (decision/wyrok)

Effects

Code	Content
PRA_K3_W01	Absolwent zna i rozumie kluczowe funkcje, instytucje, tendencje rozwojowe, wartosci i normy podstawowych gałęzi prawa
PRA_K3_W02	Absolwent zna i rozumie cele, przebieg i ewolucję procesów związanych z tworzeniem i stosowaniem prawa, wykorzystując zaawansowaną wiedzę z zakresu teorii i filozofii prawa
PRA_K3_W03	Absolwent zna i rozumie charakterystykę oraz przebieg sądowych i pozasądowych sposobów rozwiązywania sporów
PRA_K3_W05	Absolwent zna i rozumie współczesne wyzwania i szczegółowe zagadnienia charakterystyczne dla wybranych gałęzi prawa
PRA_K3_W06	Absolwent zna i rozumie rolę prawa w regulacji określonych obszarów życia społecznego z perspektywy funkcji systemu prawnego, występowania konfliktów społecznych i zjawisk naruszania prawa
PRA_K3_W07	Absolwent zna i rozumie złożone zależności pomiędzy systemem prawa a fundamentalnymi dylematami cywilizacji, z wykorzystaniem pogłębionej wiedzy z zakresu nauk prawnych i zaawansowanej wiedzy ogólnej z zakresu niektórych nauk społecznych
PRA_K3_U03	Absolwent potrafi dokonać właściwej kwalifikacji prawnej stanu faktycznego i ocenić możliwe konsekwencje prawne na podstawie odpowiednich norm
PRA_K3_U04	Absolwent potrafi przekazywać wiedzę i argumenty z wykorzystaniem specjalistycznej terminologii prawniczej w języku obcym na poziomie co najmniej B2+
PRA_K3_U08	Absolwent potrafi porównać system prawa polskiego z regulacjami historycznymi i innymi systemami prawnymi.
PRA_K3_K01	Absolwent jest gotów do krytycznie odnieść się do posiadanej wiedzy i jej źródeł, zauważając jednocześnie znaczenie wiedzy i opinii ekspertów dla rozwiązywania problemów w działalności zawodowej prawnika