

**Subject card**

Subject name and code	Philosophical and historical basis of criminal law - lecture, PG_00132004						
Field of study	Criminology						
Date of commencement of studies	October 2024	Academic year of realisation of subject			2025/2026		
Education level	Bachelor's studies	Subject group			Optional subject group		
Mode of study	part-time studies	Mode of delivery			at the university		
Year of study	2	Language of instruction			Polish		
Semester of study	3	ECTS credits			2.0		
Learning profile	academic	Assessment form					
Conducting unit	Department of Material Criminal Law and Criminology -> Faculty of Law and Administration -> Rector						
Name and surname of lecturer (lecturers)	Subject supervisor	dr Paweł Petasz					
	Teachers						
Lesson types	Lesson type	Lecture	Tutorial	Laboratory	Project	Seminar	SUM
	Number of study hours	10.0	0.0	0.0	0.0	0.0	10
	E-learning hours included: 0.0						
Learning activity and number of study hours	Learning activity	Participation in didactic classes included in study plan	Participation in consultation hours		Self-study	SUM	
	Number of study hours	10	0.0		40.0	50	
Subject objectives	Acquisition and understanding through the application of philosophical and classical repressive laws. the use of periodization of regulations and penalties and the rationalization of ius puniendi from the point of view of various philosophical systems. Showing the guiding ideas of criminal law that have remained unchanged for a century against the background of changing concepts of application, punishment and guilt.						
Learning outcomes	Course outcome		Subject outcome		Method of verification		
	[KRYML3_WG02] The graduates knows the basic terminology and basic concepts in the field of law, criminology and related sciences.		Student has a basic conceptual framework and knowledge relating to the history of criminal law and its theoretical areas.		[SW4] test/exam - oral or written		
	[KRYML3_KK01] The graduate is aware of the level of his/her knowledge and skills and understands the need for lifelong learning.		The need to constantly deepen education in the field of constantly evolving relations between the philosophy of law and the theory of criminal law.		[SK4] test/exam - oral or written		
	[KRYML3_UW01] The graduate can observe and interpret social phenomena, analyzes their relations with various areas of criminology.		The student is able to note the connections between philosophical ideas and theories of criminal law.		[SU4] test/exam - oral or written		
Subject contents	Philosophy of law and philosophy of criminal law. Etiology, phenomenology and stages of development of crime, punishment and guilt. Ancient and medieval reflections on crime and punishment. Monuments of historical penal regulations (Code of Hammurabi, biblical criminal law). Penal theories (absolute, relative, eclectic). History of punishment (blood revenge, sacred elements, retaliation, ransom, system of proportionality and nationalization). Death penalty, imprisonment, restriction of liberty, fine, exemplary damages, confiscation, corporal and penal punishment (flogging, cutting off the limbs, castration and sterilization); punishments in honor (branding, proscription, banishment).						
Prerequisites and co-requisites							
Assessment methods and criteria	Subject passing criteria		Passing threshold		Percentage of the final grade		
	exam		51.0%		100.0%		
Recommended reading	Basic literature		Jarosław Warylewski: Kara. Podstawy filozoficzne i historyczne, Gdańsk 2007.				

	Supplementary literature	<p>- Juliusz Makarewicz: Wstęp do filozofii prawa karnego. W oparciu o podstawy historyczno-rozwojowe, Lublin 2009.</p> <p>- Bogusław Sygit, Historia prawa kryminalnego, Toruń 2007</p> <p>Literatura uzupełniająca:</p> <p>- Cesare Beccaria: O przestępstwach i karach, Warszawa 1959,</p> <p>- J. Bentham: Wprowadzenie do zasad moralności i prawa, Warszawa 1958,</p> <p>- Romuald Hube: O teoriach prawa kryminalnego, Warszawa 1828,</p> <p>- D. Janicka: Nauka o winie i karze w dziejach klasycznej szkoły prawa karnego w Niemczech, Toruń 1998,</p> <p>- E. Janiszewska-Talago: Szkoła antropologiczna prawa karnego w Polsce, Warszawa 1965,</p> <p>- Edmund Krzymuski: Historia filozofii prawa, Kraków 1923,</p> <p>- C. Lombroso: Człowiek-zbrodniarz w stosunku do antropologii, jurysprudencji i dyscypliny więziennej. Zbrodniarz urodzony. Obląkanie zmysłu moralnego, Warszawa 1891-1893,</p> <p>-John Deigh, David Dolinko, The Oxford Handbook of Philosophy of Criminal Law; Oxford 2011.</p> <p>- S. Salmonowicz: Prawo karne oświeconego absolutyzmu, Toruń 1966,</p> <p>- L. Tyszkiewicz: Doktryny i ruch obrony społecznej we współczesnym prawie karnym, Poznań 1968,</p> <p>- M. Wąsowicz: Nurt socjologiczny w polskiej myśli prawnokarnej, Warszawa 1989.</p>
	eResources addresses	Adresy na platformie eNauczanie:
Example issues/ example questions/ tasks being completed	<p>Objectives of criminal law.</p> <p>What is the essence of criminal law.</p> <p>Evolution of isolation penalties.</p>	
Work placement	Not applicable	

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