

**Subject card**

|  |   |  |                                |                                     |                        |            |     |
|--|---|--|--------------------------------|-------------------------------------|------------------------|------------|-----|
| <b>Subject name and code</b>                       | International commercial law - lecture, PG_00138359   |  |                                |                                     |                        |            |     |
| <b>Field of study</b>                              | Międzynarodowe prawo handlowe - wykład  |  |                                |                                     |                        |            |     |
| <b>Date of commencement of studies</b>             | October 2023  | <b>Academic year of realisation of subject</b>           |                                |                                     | 2026/2027              |            |     |
| <b>Education level</b>                             | uniform Master's studies  | <b>Subject group</b>                                     |                                |                                     | Optional subject group |            |     |
| <b>Mode of study</b>                               | part-time studies   | <b>Mode of delivery</b>                                  |                                |                                     | at the university      |            |     |
| <b>Year of study</b>                               | 4   | <b>Language of instruction</b>                           |                                |                                     | Polish                 |            |     |
| <b>Semester of study</b>                           | 8   | <b>ECTS credits</b>                                      |                                |                                     | 3.0                    |            |     |
| <b>Learning profile</b>                            | academic  | <b>Assessment form</b>                                   |                                |                                     | exam                   |            |     |
| <b>Conducting unit</b>                             | Division of International Private Law -> Department of Civil Law -> Faculty of Law and Administration -> Rector   |  |                                |                                     |                        |            |     |
| <b>Name and surname of lecturer (lecturers)</b>    | Subject supervisor  |  | dr hab. Sylwia Majkowska-Szulc |                                     |                        |            |     |
|  | Teachers  |  |                                |                                     |                        |            |     |
| <b>Lesson types</b>                                | <b>Lesson type</b>  | Lecture  | Tutorial                       | Laboratory                          | Project                | Seminar    | SUM |
|  | <b>Number of study hours</b>  | 15.0   | 0.0                            | 0.0                                 | 0.0                    | 0.0        | 15  |
|  | E-learning hours included: 0.0  |  |                                |                                     |                        |            |     |
| <b>Learning activity and number of study hours</b> | <b>Learning activity</b>  | Participation in didactic classes included in study plan |                                | Participation in consultation hours |                        | Self-study | SUM |
|  | <b>Number of study hours</b>  | 15   |                                | 0.0                                 |                        | 60.0       | 75  |
| <b>Subject objectives</b>                          | The aim of the course is to organize students' knowledge of European and international commercial law, as well as to develop the ability to publicly present the above-mentioned content. item. |  |                                |                                     |                        |            |     |

| Learning outcomes  | Course outcome  | Subject outcome  | Method of verification  |
|--|---|--|---|
|  | [PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines   | Student knows the terminology and concepts of international trade law and related areas to an advanced level | [SW4] test/egzamin - ustny lub pisemny<br>[SW5] realizacja zadania problemowego |
|  | [PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues  | -  | [SU4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_WK11] The graduate has deepened knowledge of the principles of creating and developing basic forms of individual entrepreneurship.   | -  | [SW4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_KR06] He/she behaves in ethical and professional way, follows the principles of ethics   | -  | [SK4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_KR07] The graduate is ready to take up professional challenges, takes up efforts and is persistent in the implementation of individual and group activities in the creation, application or interpretation of legal regulations and related sciences | -  | [SK4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_WG01] The graduate demonstrates deepened and systematic knowledge about the character of legal science, its place in the system of sciences and mutual relations.  | -  | [SW4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_WK10] He/she understands and knows the basic concepts and principles of industrial property protection and copyright law, as well as understands the need for proper protection of intellectual property and managing its resources                  | -  | [SW4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_UU12] He/she acquires knowledge efficiently and develops his/her professional skills using various sources (in native and foreign language) and modern technologies  | -  | [SU4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_UO11] He/she can work well in a team and can coordinate the team's work when solving legal problems, interpreting legal acts, and preparing written or oral opinions on a matter.  | -  | [SU4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_WG07] The graduate knows methods and tools, including techniques of data and information acquisition, as well as research methods appropriate for the field of study and the related disciplines   | -  | [SW4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_WG04] He/she knows the system of Polish law, mutual connections within the system and connections of Polish law with the European Union law and international law  | -  | [SW4] test/egzamin - ustny lub pisemny  |
|  | [PRAWOJ5_UW07] He/she has the skills in understanding and analyzing social phenomena and utilizing this analysis in his/her professional work.  | -  | [SU4] test/egzamin - ustny lub pisemny  |
| [PRAWOJ5_WG09] He/she demonstrates deepened and systematic knowledge about the processes of changes of political systems and of individual authorities, as well as the consequences of these changes | -   | [SW4] test/egzamin - ustny lub pisemny   |   |

| Course outcome  | Subject outcome | Method of verification                 |
|---|-----------------|--|
| [PRAWOJ5_UK08] The graduate has wide skills to prepare written works connected with the work of a lawyer in Polish and foreign language   | -               | [SU4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_WK13] He/she has advanced knowledge of the functioning of professional self-governments in legal professions, is familiar with the principles of judges' and prosecutors' professions, and has knowledge of the organization of the judiciary in Poland. | -               | [SW4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_WG03] He/she demonstrates deepened knowledge about the political system in Poland, about individual authorities with particular consideration of legislative authority and the judiciary,  | -               | [SW4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_WG08] He/she has deepened knowledge of sources of Polish law, its changes and processes of law formation   | -               | [SW4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language   | -               | [SU4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities   | -               | [SW4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_WG06] He/she has systematic knowledge about the man as the subject establishing social structures and principles of their operation and about the man as the individual operating in these structures  | -               | [SW4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_KO03] He/she is prepared for active participation in groups, organizations and institutions connected with law, is also able to communicate with specialists and non-specialists in the field of law   | -               | [SK4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_KO04] The graduate is ready to prepare own projects connected with the creation, application and interpretation of legal regulations, including projects co-financed by the European Union's funds   | -               | [SK4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_KK01] The graduate is deeply aware of the level of his/her knowledge and skills, and also understands the need of lifelong learning  | -               | [SK4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_KK02] He/she is aware of the necessity to widen professional competences and qualifications, to improve skills, is able to indicate the direction of own development and education independently in widened and deepened way                             | -               | [SK4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_WK12] He/she has knowledge of occupational health and safety in public administration institutions   | -               | [SW4] test/egzamin - ustny lub pisemny |
| [PRAWOJ5_UW01] He/she has advanced skills in observation and interpretation of social phenomena, analyzes their connections with various areas, activity of legal science and the related disciplines   | -               | [SU4] test/egzamin - ustny lub pisemny |

|                                 | Course outcome  | Subject outcome  | Method of verification                 |
|---------------------------------|---|--|--|
|                                 | [PRAWOJ5_UW06] The graduate is able to assess the usefulness of typical procedures and good practice in the implementation of tasks connected with various spheres connected with law and related fields  | -  | [SU4] test/egzamin - ustny lub pisemny |
|                                 | [PRAWOJ5_KR05] He/she prepares responsibly to his/her work; can determine priorities in work and plan work appropriately  | -  | [SK4] test/egzamin - ustny lub pisemny |
|                                 | [PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work  | -  | [SU4] test/egzamin - ustny lub pisemny |
|                                 | [PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work  | -  | [SU4] test/egzamin - ustny lub pisemny |
|                                 | [PRAWOJ5_UW03] The graduate demonstrates deepened skills of using complex theoretical points of view to analyze, interpret and plan strategies of legal activities; solves concrete problems connected with the creation, application and interpretation of legal regulations, anticipates the course of their solution and predicts the effects of planned activities  | -  | [SU4] test/egzamin - ustny lub pisemny |
| Subject contents                | <p>I. General part<br/>Sources of international trade law - general characteristics<br/>Multilateral agreements (including WTO Law)<br/>Bilateral agreements (including CETA, TTIP)<br/>Unilateral measures<br/>Harmonization of private law<br/>International trade customs<br/>Patterns from the International Chamber of Commerce and other organizations<br/>The subjective scope of international trade transactions:<br/>Scope of the company's personal statute<br/>Foreign branches of entrepreneurs<br/>International legal entities<br/>Cross-border transformations of companies<br/>International bankruptcy<br/>Contracts:<br/>The law applicable to the contract<br/>Methods and form of conclusion<br/>Content of the contract<br/>Language of the contract (designation, search for the law applicable to the interpretation of contracts)<br/>Securing receivables<br/>Performance of an obligation and its breach<br/>Settlements in international trade transactions:<br/>Currency<br/>Letter of credit, collection and other settlement methods, crediting transactions, forfeiting, factorings<br/>subjective changes in the relationship resulting from the contract<br/>statute of limitations for resolving disputes<br/>II. Detailed part:<br/>Sales agreement:<br/>Conflict of law regulations of the sales contract<br/>Vienna Convention<br/>Incoterms rules<br/>Compensation agreements and barter agreement:<br/>Concept<br/>Structure<br/>Types of compensation transactions<br/>Offset agreement<br/>Transport and forwarding<br/>Leasing:<br/>Concepts<br/>Uniform law<br/>Relationship of the leasing contract with the delivery contract<br/>Contract for specific work and related contracts<br/>Commercial intermediation agreements:<br/>Mediation and representation<br/>An agency agreement<br/>Distribution agreement<br/>Franchising<br/>Unnamed contracts for commercial intermediation<br/>Service contracts<br/>License and related agreements:<br/>Industrial property and copyright licenses<br/>Agreement for the production of an audiovisual work<br/>Agreements for the distribution of audiovisual works<br/>Agreement to create a multimedia work<br/>Licenses<br/>Creative commons<br/>Product placement agreements<br/>Merchandising agreement<br/>Television format agreement<br/>Economic cooperation agreements:<br/>Industrial cooperation agreement<br/>Cooperation agreements (join venture)<br/>Group contracts<br/>Cartel agreements</p> |  |  |
| 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  | <ul style="list-style-type: none"> <li>W. Popiołek (red.), Międzynarodowe prawo handlowe. System Prawa Handlowego. Tom 9, Seria: System Prawa Handlowego, Beck, Warszawa 2013. Baza Legalis; <a href="https://www.ksiegarnia.beck.pl/9800-miedzynarodowe-prawo-handlowe-system-prawa-handlowego-tom-9-stanislaw-wlodyka">https://www.ksiegarnia.beck.pl/9800-miedzynarodowe-prawo-handlowe-system-prawa-handlowego-tom-9-stanislaw-wlodyka</a></li> <li>Herbert Kronke, THE UN SALES CONVENTION, THE UNIDROIT CONTRACT PRINCIPLES AND THE WAY BEYOND JOURNAL OF LAW AND COMMERCE Vol. 25 (2005)</li> </ul> |  |

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|--|--------------------------|---|
|  | Supplementary literature | <ul style="list-style-type: none"> <li>• W. Kocot, METODY ROZSTRZYGANIA KOLIZJI NIEKWALIFIKOWANYCH WZORCOW KONTRAKTOWYCH W SWIETLE KONWENCJI WIEDENSKIEJ, STUDIA IURIDICA XXXVII/1998</li> <li>• Kirton, John J., and M. J. Trebilcock. Hard Choices, Soft Law: Voluntary Standards in Global Trade, Environment and Social Governance. Routledge, 2016. EBSCOhost, search.ebscohost.com/login.aspx?direct=true&amp;db=e000xww&amp;AN=1480682&amp;lang=pl&amp;site=ehost-live.</li> <li>• Mavroidis, Petros C. The Regulation of International Trade: The WTO Agreements on Trade in Goods. The MIT Press, 2016. EBSCOhost, search.ebscohost.com/login.aspx?direct=true&amp;db=e000xww&amp;AN=1238005&amp;lang=pl&amp;site=ehost-live.</li> </ul> |
|  | eResources addresses     |   |
| Example issues/<br>example questions/<br>tasks being completed | -                        |   |
| Work placement   | Not applicable           |   |

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