

Subject card

Subject name and code	Aspects of civil liability for professional malpractice - lecture, PG_00138362						
Field of study	Zagadnienia odpowiedzialności cywilnej zawodowej - wykład						
Date of commencement of studies	October 2024	Academic year of realisation of subject			2027/2028		
Education level	uniform Master's studies	Subject group			Optional subject group		
Mode of study	part-time studies	Mode of delivery			at the university		
Year of study	4	Language of instruction			Polish		
Semester of study	8	ECTS credits			3.0		
Learning profile	academic	Assessment form			exam		
Conducting unit	Department of Civil Law -> Faculty of Law and Administration -> Rector						
Name and surname of lecturer (lecturers)	Subject supervisor		dr Katarzyna Waldoch				
	Teachers						
Lesson types	Lesson type	Lecture	Tutorial	Laboratory	Project	Seminar	SUM
	Number of study hours	15.0	0.0	0.0	0.0	0.0	15
	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	15		0.0		60.0	75
Subject objectives	<p>he aim of the course is to introduce students to the principles of professional civil liability, with particular emphasis on professions such as legal advisors, attorneys, judges, notaries, bailiffs, and medical doctors. Students will learn the legal foundations of professional liability, the conditions for the occurrence of damage, protective mechanisms, and practical aspects of pursuing claims. The course develops the ability to assess professional risk and fosters ethical awareness in the context of civil liability.</p>						

Learning outcomes	Course outcome	Subject outcome	Method of verification
	[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	understands the principles of changes in legislative and executive power in Poland, the impact of these changes on the shape of legal norms, and knows the principles of changes in power in professional self-government bodies	[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.	understands social phenomena and, in their spirit, interprets the norms related to professional civil liability.	[SU4] 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	knows the legal standards regarding professional civil liability, and is aware of the influence on the shape of this liability of standards from other branches of law as well as standards created at the EU and international levels.	[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,	knows the standards regulating the functioning of the legislative, executive, and judicial authorities, as well as the impact of the bodies executing them on the shaping of professional civil liability principles	[SW4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work	is able to apply ethical standards and moral principles in practice in connection with the performance of the legal profession	[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	is able to design legal action strategies in a way that does not violate moral and ethical principles, and can propose a solution to a legal problem that is in accordance with the deontological principles of practicing legal and medical professions.	[SU4] 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	is ready to perform tasks related to the analysis and interpretation of law in accordance with moral and ethical principles encompassing representatives of legal professions	[SK4] 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	knows the principles of professional civil liability for violations of the rules regarding the protection of industrial property and copyright law	[SW4] test/egzamin - ustny lub pisemny
	[PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues	is able to interpret legal norms in the field of professional civil liability as well as solve legal problems in this area	[SU4] 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	is able to interpret social phenomena and human behavior in terms of their civil and professional responsibility, and knows which situations lead to an increased frequency of violations of the rules and standards in the practice of legal and medical professions	[SU4] test/egzamin - ustny lub pisemny

Course outcome	Subject outcome	Method of verification
[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.	has in-depth knowledge of ethical standards, including codes of professional ethics for those practicing legal professions, and is familiar with the procedure for disciplinary proceedings conducted against legal advisors, advocates, prosecutors, and judges.	[SW4] test/egzamin - ustny lub pisemny
[PRAWOJ5_WK12] He/she has knowledge of occupational health and safety in public administration institutions	knows the impact of violating occupational health and safety rules on the civil professional liability of individuals practicing legal professions	[SW4] 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	knows the principles of due diligence in the practice of legal and medical professions and the impact of not expanding professional skills and qualifications on the civil professional liability of individuals practicing legal and medical professions	[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	is aware of the need to update knowledge in the field of their profession and the consequences of failing to update knowledge in the context of professional civil liability	[SK4] 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	is able to use legal information systems, court rulings, legal literature, as well as systems that generate automatic responses, and to verify the accuracy of the information obtained.	[SU4] 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	is ready to participate in the professional self-government of legal advisers and advocates, and is willing to take part in associations bringing together individuals practicing legal professions.	[SK4] test/egzamin - ustny lub pisemny
[PRAWOJ5_WG08] He/she has deepened knowledge of sources of Polish law, its changes and processes of law formation	knows the sources of universally binding law in Poland and the principles of its creation and amendment, understands the impact of internally binding norms on the principles of professional civil liability, as well as the impact of legal changes on professional civil liability	[SW4] 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	is able to use legal information systems, court case law, legal literature, particularly on the principles of professional civil liability, as well as systems that generate automatic responses, and verify the accuracy of the information received	[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	In social situations is able to behave ethically in a manner consistent with the principles of ethics,	[SW4] test/egzamin - ustny lub pisemny
[PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities	Has organized knowledge in the field of civil law relations between persons practicing legal professions and their clients/petitioners/defendants, has organized knowledge in the field of civil law relations between persons practicing medical professions and their patients, and is aware of the civil law consequences of violating the norms governing these relations.	[SW4] test/egzamin - ustny lub pisemny

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[PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language	is able to orally present a position regarding the standards concerning professional civil liability of entities practicing legal and medical professions, is able to present a position regarding a specific legal issue in the area of professional civil liability, as well as critically respond to the positions of others concerning professional civil liability	[SU4] test/egzamin - ustny lub pisemny
[PRAWOJ5_UK08] The graduate has wide skills to prepare written works connected with the work of a lawyer in Polish and foreign language	is able to prepare a written position regarding the standards concerning professional civil liability of entities performing legal and medical professions, is able to present a position regarding a specific legal issue in the area of professional civil liability, as well as critically respond to the positions of others concerning professional civil liability	[SU4] test/egzamin - ustny lub pisemny
[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	knows the principles of professional ethics, including the codes of ethics for persons practicing legal and medical professions.	[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	knows and understands the importance of proper preparation for work and its planning, as well as the consequences of neglecting these activities.	[SK4] test/egzamin - ustny lub pisemny
[PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work	is able to make a critical assessment of the principles of professional ethics for people practicing legal and medical professions	[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.	has the knowledge of how to organize and conduct activities using legal knowledge in a way that does not expose one to professional civil liability	[SW4] test/egzamin - ustny lub pisemny
[PRAWOJ5_KR06] He/she behaves in ethical and professional way, follows the principles of ethics	is aware of the importance and significance of the codes of ethics for legal and medical professionals	[SK4] 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.	is aware of the impact of lacking teamwork skills on professional civil liability and is able to organize work so that the legal problem being addressed is resolved correctly and on time.	[SU4] 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	when preparing social projects takes into account the principles of professional civil liability	[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.	has knowledge of the place of professional civil liability in the system of legal sciences	[SW4] test/egzamin - ustny lub pisemny
[PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines	knows the concepts and terminology related to civil liability of professionals practicing legal and medical professions	[SW4] test/egzamin - ustny lub pisemny

Subject contents	<ul style="list-style-type: none"> • Concept and scope of professional civil liability. • Legal foundations of professional liability Civil Code and statutes regulating public trust professions. • Conditions of liability: damage, unlawfulness, causation, fault. • Professional liability of legal advisors, attorneys, and judges practice and case law. • Professional liability of notaries and bailiffs specifics of duties and risks. • Civil liability of medical doctors medical errors, documentation, patient claims. • Professional civil liability insurance coverage, obligation, practice. • Ethical aspects of professional liability professional standards, codes of ethics, moral dilemmas. 		
Prerequisites and co-requisites	none		
Assessment methods and criteria	Subject passing criteria	Passing threshold	Percentage of the final grade
	poprawność odpowiedzi	51.0%	100.0%
Recommended reading	Basic literature	Odpowiedzialność dyscyplinarna, etyka zawodowa adwokatów i radców prawnych. Orzecznictwo dr Wojciech Marchwicki, Odpowiedzialność dyscyplinarna sędziów, prokuratorów, adwokatów, radców prawnych i notariuszy Kozielowicz Wiesław	
	Supplementary literature	Odpowiedzialność lekarza w orzecznictwie sądów lekarskich Iwona Wrześniowska-Wal	
	eResources addresses		
Example issues/ example questions/ tasks being completed	brak		
Work placement	Not applicable		

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