

Subject card

Subject name and code	Public procurement law - lecture, PG_00137936						
Field of study	Law						
Date of commencement of studies	October 2024	Academic year of realisation of subject			2028/2029		
Education level	uniform Master's studies	Subject group			Optional subject group		
Mode of study	full-time studies	Mode of delivery			at the university		
Year of study	5	Language of instruction			Polish		
Semester of study	9	ECTS credits			3.0		
Learning profile	academic	Assessment form			exam		
Conducting unit	Department of Public Economic Law and Environmental Protection Law -> Faculty of Law and Administration -> Rector						
Name and surname of lecturer (lecturers)	Subject supervisor		dr Justyna Przedańska				
	Teachers						
Lesson types	Lesson type	Lecture	Tutorial	Laboratory	Project	Seminar	SUM
	Number of study hours	30.0	0.0	0.0	0.0	0.0	30
	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	30		0.0		45.0	75
Subject objectives	The aim of the course is to familiarise students with the regulation and court-administrative case law concerning public procurement issues in Poland.						

Learning outcomes	Course outcome	Subject outcome	Method of verification
	<p>[PRAWOJ5_WG08] He/she has deepened knowledge of sources of Polish law, its changes and processes of law formation</p> <p>[PRAWOJ5_KK01] The graduate is deeply aware of the level of his/her knowledge and skills, and also understands the need of lifelong learning</p> <p>[PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work</p> <p>[PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work</p> <p>[PRAWOJ5_UK08] The graduate has wide skills to prepare written works connected with the work of a lawyer in Polish and foreign language</p> <p>[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</p> <p>[PRAWOJ5_WK12] He/she has knowledge of occupational health and safety in public administration institutions</p> <p>[PRAWOJ5_UW07] He/she has the skills in understanding and analyzing social phenomena and utilizing this analysis in his/her professional work.</p> <p>[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,</p> <p>[PRAWOJ5_WK11] The graduate has deepened knowledge of the principles of creating and developing basic forms of individual entrepreneurship.</p> <p>[PRAWOJ5_KR05] He/she prepares responsibly to his/her work; can determine priorities in work and plan work appropriately</p> <p>[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</p> <p>[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.</p> <p>[PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues</p>	<p>has a thorough knowledge of the sources of Polish law, its changes and the process of its creation</p> <p>is acutely aware of his/her level of knowledge and skills and understands the need for lifelong learning</p> <p>uses legal and professional rules and standards efficiently in his/her professional activities</p> <p>is able to perceive, analyse and diagnose moral and legal dilemmas in his/her professional work</p> <p>has advanced skills in preparing various written works in Polish and a foreign language appropriate to the professional requirements related to public procurement law.</p> <p>knows the system of Polish law, the interrelationships within this system and the relationship of Polish law to European Union and international law</p> <p>has knowledge of health and safety at work in public administration institutions</p> <p>has a developed ability to understand and analyse social phenomena and to use this analysis in his/her professional work</p> <p>has an in-depth knowledge of the system of government in Poland, of the various organs of government, with particular emphasis on the legislature and the judiciary</p> <p>has in-depth knowledge of the principles of creation and development of basic forms of individual entrepreneurship</p> <p>prepares his/her work responsibly, is able to prioritise his/her work and plan his/her work accordingly</p> <p>is aware of the need to broaden his/her professional competences and qualifications, as well as to improve his/her skills, and is able to independently determine the directions of his/her own development and education in an extended and in-depth degree</p> <p>has in-depth knowledge of the functioning of the professional self-governments of the legal professions, knows the principles of the exercise of the professions of judge and prosecutor, has knowledge of the organisation of the judiciary in Poland</p> <p>is able to use and integrate theoretical knowledge of law and related disciplines to analyse and interpret complex legal problems</p>	<p>[SW5] implementation of a problem task</p> <p>[SK6] demonstration of practical skills</p> <p>[SU8] observation of student's independent or team work</p> <p>[SU8] observation of student's independent or team work</p> <p>[SU1] oral statement/conversation/discussion [SU8] observation of student's independent or team work</p> <p>[SW5] implementation of a problem task</p> <p>[SW5] implementation of a problem task</p> <p>[SU8] observation of student's independent or team work</p> <p>[SW5] implementation of a problem task</p> <p>[SK8] observation of student's independent or team work</p> <p>[SK6] demonstration of practical skills</p> <p>[SW5] implementation of a problem task</p> <p>[SU5] implementation of a problem task</p>

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[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	has in-depth skills in observing and interpreting social phenomena, analyses their links with various areas, branches of law and related sciences	[SU8] observation of student's independent or team work
[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 take up professional challenges, undertakes effort and is characterised by perseverance in carrying out individual as well as team activities in the field of law and related sciences	[SK8] observation of student's independent or team work
[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 use complex theoretical approaches to analyse, interpret and design legal action strategies; is able to generate solutions to specific legal problems and predict the course of their solution and foresee the consequences of planned actions	[SU8] observation of student's independent or team work
[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	is able to assess the suitability of typical procedures and good practices for carrying out complex tasks related to various areas of law and law-related fields	[SU5] implementation of a problem task
[PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines	has an extended knowledge of terminology and concepts in law and related fields	[SW5] implementation of a problem task
[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	is ready to undertake the preparation of his/her own social projects, taking into account legal, economic and political aspects, including the preparation and implementation of projects co-financed by the European Union	[SK6] demonstration of practical skills
[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 able to cooperate in a team and is able to coordinate the work of the team in solving legal problems, interpreting legal acts, preparing a written or oral position on a case	[SU8] observation of student's independent or team work
[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 acquire knowledge efficiently and to develop his/her professional skills using a variety of sources (native and foreign languages) and modern technologies	[SU6] demonstration of practical skills
[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	has a structured knowledge of man as a subject constituting social structures and the principles of their functioning, and of man as an individual functioning within these structures	[SW5] implementation of a problem task
[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 familiar with methods and tools, including data and information extraction techniques and research methods, specific to legal sciences and other related disciplines, including disciplines in other scientific fields	[SW5] implementation of a problem task
[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 an in-depth and well-ordered knowledge of the nature of legal sciences, their place in the system of sciences and their relationship to other sciences	[SW5] implementation of a problem task

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	[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	has an in-depth and structured knowledge of the processes of change in systems of government and its various organs of power, as well as the consequences of those changes	[SW5] implementation of a problem task
	[PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language	has the in-depth ability to prepare oral presentations, in Polish and in a foreign language, in the field of law and related sciences	[SU8] observation of student's independent or team work
	[PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities	has a structured knowledge of the types of legal relationships and the regularities governing them	[SW5] implementation of a problem task
	[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 actively participate in groups, organisations and institutions carrying out professional activities related to law, while being able to communicate with both legal and non-legal professionals	[SK8] observation of student's independent or team work
	[PRAWOJ5_KR06] He/she behaves in ethical and professional way, follows the principles of ethics	is convinced of the importance of behaving in an ethical and professional manner and acts in accordance with ethical principles	[SK6] demonstration of practical skills
	[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 and understands the basic concepts and principles of industrial property protection and copyright, and the need for proper protection and management of intellectual property resources	[SW5] implementation of a problem task
Subject contents	<p>1. The principles and objectives of public procurement law.2. The subjective and objective scope of application of the Public Procurement Law.3. The grounds for excluding contractors.4. Modes of procurement procedure.5. Tender documentation.6. Legal protection measures.7. Public-private partnership.8. Contracts for concessions for works or services.</p>		
Prerequisites and co-requisites			
Assessment methods and criteria	Subject passing criteria	Passing threshold	Percentage of the final grade
	Test examination	51.0%	100.0%
Recommended reading	Basic literature	<p>1. A. Powalowski, E. Przeszło. H.Wolska, Institutions and instruments of public procurement control, Warsaw 2019.</p> <p>2. Public Procurement Law. Commentary, Włodzimierz Dzierżanowski, Łukasz Jaźwiński, Jarosław Jerzykowski, Marta Kittel, Małgorzata Stachowiak, Warsaw 2021.</p> <p>3. S. Koroluk, Public procurement [in:] A. Dobaczewska (ed), Public economic law, Gdańsk 2016.</p>	

	Supplementary literature	<p><i>A. Powalowski, E. Przeszło (ed)</i>, Lexicon of public procurement law. Basic concepts, Warsaw 2022</p>
	eResources addresses	
Example issues/ example questions/ tasks being completed	<p>1. Is the NAC part of the administrative judiciary? 2. Is the time limit for filing an appeal to the NAC uniform for each contract value? 3. Can a ruling of the NAC be appealed? 4. Can one speak of public procurement if the provision of services, supplies or works takes place on the basis of a lending agreement? 5. May a foreign entity be a contractor? 6. May the contractor be a natural person who conducts a business activity? 7. Is there any limitation to the principle of openness of contract award procedures? 8. Are supplies the subject of public procurement contracts? 9. From what amount does the Public Procurement Law apply? 10. Can one speak of public procurement if the provision of services, supplies or works takes place on the basis of a donation agreement?</p>	
Work placement	Not applicable	

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