

Subject card

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|--|--|--|--------------------------|-------------------------------------|--|------------|-----|
| Subject name and code | Civil law - inheritance, family law - lecture, PG_00137029 | | | | | | |
| Field of study | Law | | | | | | |
| Date of commencement of studies | October 2024 | Academic year of realisation of subject | | | 2025/2026 | | |
| Education level | uniform Master's studies | Subject group | | | Obligatory subject group in the field of study | | |
| Mode of study | full-time studies | Mode of delivery | | | at the university | | |
| Year of study | 2 | Language of instruction | | | Polish Polish language | | |
| Semester of study | 4 | ECTS credits | | | 5.0 | | |
| 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 hab. Anna Sylwestrzak | | | | |
| | Teachers | | dr hab. Anna Sylwestrzak | | | | |
| 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 | | 95.0 | 125 |
| Subject objectives | The aim of the course is to provide knowledge about the current legal status in the field of family and inheritance law, the most important issues in case law and representative views of legal science. The lecture also presents discussion topics and numerous examples from the practice of applying law; to illustrate some issues, examples of case solving are demonstrated. | | | | | | |

| Learning outcomes | Course outcome | Subject outcome | Method of verification |
|-------------------|---|--|-----------------------------------|
| | [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 | [4212] [PRAWOJ5_KR07] Is ready to take on professional challenges, undertakes hard work, is characterized by perseverance in the implementation of individual and team activities in the field of family law, inheritance law and related sciences | [SK4] test/exam - oral or written |
| | [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 | [4207] [PRAWOJ5_KK02] Is aware of the need to expand competences and professional qualifications in the field of family and inheritance law, as well as improves skills, is able to independently set directions for his own development and education to an extended and in-depth level | [SK4] test/exam - oral or written |
| | [PRAWOJ5_WK11] The graduate has deepened knowledge of the principles of creating and developing basic forms of individual entrepreneurship. | [[4191] [PRAWOJ5_WK11] Has in-depth knowledge of the principles of creating and developing basic form of individual entrepreneurship (in the field of family and inheritance law) | [SW4] test/exam - oral or written |
| | [PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work | [4198] [PRAWOJ5_UW05] Is able to notice and analyze family law and inheritance problems and has the ability to diagnose moral and legal dilemmas related to this area in professional work | [SU4] test/exam - oral or written |
| | [PRAWOJ5_KR05] He/she prepares responsibly to his/her work; can determine priorities in work and plan work appropriately | [4210] [PRAWOJ5_KR05] Responsibly prepares for his work in terms of knowledge family and inheritance law, is able to define work priorities and plan it accordingly | [SK4] test/exam - oral or written |
| | [PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language | [4202] [PRAWOJ5_UK09] Has in-depth skills in preparing oral presentations in Polish, in the field of family and inheritance law and related sciences | [SU4] test/exam - oral or written |
| | [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 | [4209] [PRAWOJ5_KO04] Is ready to undertake the preparation of its own social projects in the field of family and inheritance law, taking into account legal, economic and political aspects, including the preparation and implementation of projects co-financed by the EU | [SK4] test/exam - oral or written |
| | [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 | [4208] [PRAWOJ5_KO03] Is ready to actively participate in groups, organizations and institutions carrying out professional activities related to family and inheritance law, at the same time is able to communicate with people who are and are not specialists in the field of law | [SK4] test/exam - oral or written |
| | [PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work | [4197] [PRAWOJ5_UW04] Efficiently uses family, inheritance and professional law principles and norms in his professional activity | [SU4] test/exam - oral or written |
| | [PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines | [4182] [PRAWOJ5_UW01] Knows the terminology and concepts of family and inheritance law and related fields to an advanced level | [SW4] test/exam - oral or written |
| | [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 | [4186] [PRAWOJ5_WG06] Has structured knowledge about man as an entity constituting social structures (in the field of family and inheritance law) and the principles of their functioning, as well as about man as an individual functioning in these structures | [SW4] test/exam - oral or written |

| Course outcome | Subject outcome | Method of verification |
|--|---|-----------------------------------|
| [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 | [4190] [PRAWOJ5_WK10] Knows and understands the basic concepts and principles of protection of industrial property and copyright and understands the need for proper protection of intellectual property and management of its resources in the field related to family law and inheritance law | [SW4] test/exam - oral or written |
| [PRAWOJ5_UW07] He/she has the skills in understanding and analyzing social phenomena and utilizing this analysis in his/her professional work. | [4200] [PRAWOJ5_UW07] Has developed skills in understanding and analyzing social phenomena - civil law events in the field of family and inheritance law and using this analysis in professional work | [SU4] test/exam - oral or written |
| [PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues | [4195] [PRAWOJ5_UW02] Is able to use and integrate theoretical knowledge in the field of family and inheritance law and related scientific disciplines in order to analyze and interpret complex legal problems | [SU4] test/exam - oral or written |
| [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 | [4194] [PRAWOJ5_UW01] Has in-depth skills in observing and interpreting social phenomena in the field of family and inheritance law, analyzes their connections with various fields, branches of law and related sciences | [SU4] test/exam - oral or written |
| [PRAWOJ5_KK01] The graduate is deeply aware of the level of his/her knowledge and skills, and also understands the need of lifelong learning | [4206] [PRAWOJ5_KK01] Has an in-depth awareness of the level of their knowledge of family and inheritance law and also understands the need for lifelong learning | [SK4] test/exam - oral or written |
| [PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities | [4185] [PRAWOJ5_WG05] Has systematic knowledge of the types of family law relations and legal relations in the field of inheritance law and the regularities governing them | [SW4] test/exam - oral or written |
| [PRAWOJ5_UK08] The graduate has wide skills to prepare written works connected with the work of a lawyer in Polish and foreign language | [4201] [PRAWOJ5_UK08] Has in-depth skills in preparing various written works in the field of family and inheritance law, related to his professional work | [SU4] test/exam - oral or written |
| [PRAWOJ5_UU12] He/she acquires knowledge efficiently and develops his/her professional skills using various sources (in native and foreign language) and modern technologies | [4205] [PRAWOJ5_UU12] Can efficiently acquire knowledge and develop professional skills in the field of family and inheritance law, using various sources (in native and foreign languages) and modern technologies | [SU4] test/exam - oral or written |
| [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. | [4204] [PRAWOJ5_UO11] Is able to cooperate in the team and is able to cooperate team's work in solving problems in the field of family and inheritance law, in interpreting legal acts, preparing a written or oral position on the matter | [SU4] test/exam - oral or written |

Subject contents

Family law:

1. Basic concepts in family law: family, family law relationship, family court and guardianship court, registration of civil status
2. Conclusion and annulment of marriage
3. Rights and obligations of spouses
4. Matrimonial property regime
5. Divorce and separation
6. Maintenance obligation
7. The origin of the child
8. Adoption
9. Parental authority and contacts with the child
10. General outline of the foster care system in Poland

Inheritance law:

1. Basic concepts in inheritance law: opening and acquisition of inheritance, ability to inherit, unworthiness of inheritance
2. Statutory inheritance
3. Testament: essence and form
4. Testamentary dispositions: appointment of an heir, ordinary and vindicatory bequest, order, appointment of an executor of the will
5. Evidence of the status of the heir and vindicatory legatee
6. Acceptance and rejection of inheritance
7. Liability for inheritance debts
8. Division of the inheritance
9. Reserve
10. Inheritance agreements

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| Prerequisites and co-requisites | | | |
| Assessment methods and criteria | Subject passing criteria | Passing threshold | Percentage of the final grade |
| | preparing no less than 5 written answers in family law | 51.0% | 50.0% |
| | preparing no less than 5 written answers in inheritance law | 51.0% | 50.0% |
| Recommended reading | Basic literature | 1. J. Ignatowicz, M. Nazar, Prawo rodzinne, Warsaw, (the latest edition at the start of classes); 2. E. Skowrońska-Bocian, Prawo spadkowe, Warsaw, (the latest edition at the start of classes); | |
| | Supplementary literature | 1. J.S. Piątkowski, Prawo spadkowe, Zarys wykładu, Warsaw, 2002 2. T. Smyczyński, M. Andrzejewski, Prawo rodzinne, Warsaw, 2022 3. T. Sokołowski, Prawo rodzinne. Zarys wykładu, Poznan, 2013 4. Kodeks rodzinny i opiekuńczy. Komentarz, ed. K. Osajda, Warsaw, 2017 5. A. Sylwestrzak, M. Balwicka-Szczyrba, Legal effects of Incapacitation in Polish Family Law (in:) International Survey of family law, ed. R. Fretwell Wilson, J. Carbone, Cambridge-Antwerp-Chicago, 2022, p. 275-290. | |
| | eResources addresses | | |
| Example issues/ example questions/ tasks being completed | 1. The role of the family court in shaping family law relations 2. The role of the head of the Civil Registry Office in family matters 3. Legal situation of the child in divorce proceedings 4. Is it worth making a reservation of payment in a bank account in the event of death? 5. Modifications to the group of statutory heirs in the course of subsequent amendments to the Civil Code. 6. Which assets and liabilities affect the amount of the reserve (which increase and which decrease the reserve)? | | |
| Work placement | Not applicable | | |

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