

Subject card

Subject name and code	Seminar I - WIDŁAK Tomasz, PG_00146301						
Field of study	Administration						
Date of commencement of studies	October 2022	Academic year of realisation of subject			2024/2025		
Education level	undergraduate studies	Subject group			Optional subject group		
Mode of study	full-time studies	Mode of delivery			at the university		
Year of study	3	Language of instruction			Polish		
Semester of study	5	ECTS credits			3.0		
Learning profile	academic	Assessment form					
Conducting unit	Faculty of Law and Administration						
Name and surname of lecturer (lecturers)	Subject supervisor		dr hab. Tomasz Widlak				
	Teachers		dr hab. Tomasz Widlak				
Lesson types	Lesson type	Lecture	Tutorial	Laboratory	Project	Seminar	SUM
	Number of study hours	0.0	0.0	0.0	0.0	30.0	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	<p>The subject examines issues of contemporary legal theory and philosophy, with particular emphasis on the concept of so-called difficult cases. The students' attention will be focused on important problems arising when the law clashes with other normative systems and normative conflicts within the law itself. In the course of the course, special attention will be paid to the philosophical aspects of the most controversial contemporary legal and social problems.</p>						

Learning outcomes	Course outcome	Subject outcome	Method of verification
	[ADMINL3_UW01] The graduate observes and interprets social phenomena, analyzes their connections with various areas of administrative activity	is able to observe a social problem, to solve which he/she applies the knowledge he/she has acquired	[SU2] presentation/project/paper/report
	[ADMINL3_WG05] The graduate has basic, structured knowledge about the processes of changing social structures and institutions and their elements and the consequences of these changes	ma podstawową wiedzę o instytucjach społecznych	[SW1] oral statement/conversation/discussion
	[ADMINL3_KO02] The graduate is aware of the need to take actions that will protect the public interest and the rightful interests of the individual	is aware of the possibility of taking legal action	[SK1] oral statement/conversation/discussion
	[ADMINL3_WG04] He/she knows and understands the methods and tools on advanced level, including the techniques of obtaining data and information, appropriate for administration and related fields	knows and understands techniques and tools for acquiring scientific knowledge about the law	[SW1] oral statement/conversation/discussion
	[ADMINL3_UK02] He/she has the ability to understand and analyze social phenomena and to use this analysis in professional work, as well as to defend the conclusions resulting from such analyzes	has the ability to analyse social phenomena using the theoretical instruments of the philosophy of law	[SU3] text preparation/written work
	[ADMINL3_KO01] He/she knows how to participate in preparing social, civic, legal and economic projects related to administration	is able to prepare and present his/her own research project	[SK1] oral statement/conversation/discussion [SK3] text preparation/written work
	[ADMINL3_UW02] He/she uses fundamental theoretical knowledge in the field of administration and the related fields and academic disciplines to analyze and interpret issues connected with administration in its broad sense	is able to apply theoretical knowledge in solving a selected problem related to the broadly understood administration	[SU3] text preparation/written work
[ADMINL3_UO02] He/she can plan and organize his/her professional work, as well as the work of the team he/she cooperates with	is able to plan his/her research work	[SU3] text preparation/written work	
Subject contents	1. the concept of hard cases in the philosophy of law;2. historical development of the concept of hard cases; 3. the concepts of hard cases according to H.L.A. Hart, R. Dworkin, N. McCormick, A. Peczenik, J. Wroblewski;4. the Hart - Dworkin debate;5. Hard cases and the role of courts and judges;6 Hard cases in law making, application and compliance;7. Hard cases as collisions between normative systems;8. the importance of difficult cases for the training of lawyers (judges).9. Law and morality using the example of cannibalistic cases: R v. Dudley and Stephens, L.L. Fuller's caving case 10. Law and artificial intelligence: the Elaine Herzberg case11. law and religion: the monkey trial12. law and human rights: the ticking bomb scenario and the legitimacy of torture.		
Prerequisites and co-requisites			
Assessment methods and criteria	Subject passing criteria	Passing threshold	Percentage of the final grade
	presentation	51.0%	50.0%
	written assignment	51.0%	50.0%
Recommended reading	<p>Basic literature</p> <p>T. Wiślak, Teoria i filozofia prawa międzynarodowego Hansa Kelsena, Gdańsk 2018. T. Wiślak, Fuller, Sopot 2016. T. Wiślak, Wspólnota międzynarodowa, Gdańsk 2012. J. Zajadło, Sędziowie i niewolnicy. Szkice z filozofii prawa, Wydawnictwo UG, Gdańsk 2017. J. Zajadło, Po co prawnikom filozofia prawa?, Wolters Kluwer, Warszawa 2008. J. Zajadło (red.) Leksykon teorii i filozofii prawa. 100 podstawowych pojęć, C. H. Beck, wyd. 2, Warszawa 2017. J. Zajadło, K. Zeidler (red.), Filozofia prawa w pytaniach i odpowiedziach, LexisNexis, Warszawa 2013.</p> <p>J. Zajadło (red.), Fascynujące ścieżki filozofii prawa, LexisNexis, Warszawa 2008.</p>		

	Supplementary literature	J. Zajadło, Radbruch, Arche s.c., Sopot 2016; J. Zajadło, Schmitt, Arche s.c., Sopot 2016; R. Alexy, Teoria praw podstawowych (tłum. J. Zajadło), Wydawnictwo Sejmowe, Warszawa 2010. B. Brozek, Normatywnosc prawa, Wolters Kluwer Polska, Warszawa 2012. R. Kwiecień, Teoria i filozofia prawa międzynarodowego. Problemy wybrane, Difin, Warszawa 2011. O. Nawrot, Ludzka biogeneza w standardach bioetycznych Rady Europy, Wolters Kluwer, Warszawa 2011. W. Załuski, Ewolucyjna filozofia prawa, Wolters Kluwer Polska, Warszawa 2009. A. Grabowski, Prawnicze pojecie obowiazywania prawa stanowionego: krytyka niepozytywistycznej koncepcji prawa, Ksiegarnia Akademicka 2009. T. Pietrzykowski, Intuicja prawnicza. W strone zewnetrznej integracji teorii prawa, Difin, Warszawa 2012. J. Oniszczyk, Filozofia i teoria prawa, C.H. Beck, wyd. 2, Warszawa 2012.
	eResources addresses	Adresy na platformie eNauczenie:
Example issues/ example questions/ tasks being completed		
Work placement	Not applicable	

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