

Subject card

Subject name and code	Creating contracts - lecture, PG_00149354						
Field of study	Law						
Date of commencement of studies	October 2022		Academic year of realisation of subject		2025/2026		
Education level	uniform Master's studies		Subject group		Optional subject group		
Mode of study	evening studies		Mode of delivery		at the university		
Year of study	4		Language of instruction		Polish		
Semester of study	7		ECTS credits		2.0		
Learning profile	academic		Assessment form		credit		
Conducting unit	Department of Civil Law -> Faculty of Law and Administration -> Rector						
Name and surname of lecturer (lecturers)	Subject supervisor		dr Mateusz Kosmol				
	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		35.0	50
Subject objectives	The aim of the course is to provide students with theoretical knowledge and practical skills in drafting and analyzing civil law contracts. Students will learn the principles of properly formulating contractual provisions, identifying prohibited clauses, and minimizing legal risks in the process of concluding contracts. The learning outcome is the acquisition of competencies necessary to independently prepare contract drafts, verify their compliance with the law, and apply good drafting practices.						

Learning outcomes	Course outcome	Subject outcome	Method of verification
	[PRAWOJ5_UU12] He/she acquires knowledge efficiently and develops his/her professional skills using various sources (in native and foreign language) and modern technologies	The student is able to efficiently acquire knowledge and develop professional skills using various sources – both in the native and foreign language – as well as modern technologies.	[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	The student is able to use and integrate theoretical knowledge from law and related scientific disciplines to analyze and interpret complex legal issues related to drafting and interpreting civil law contracts.	[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	The student has an advanced awareness of the level of their knowledge and skills and understands the necessity of lifelong learning.	[SK4] test/exam - oral or written
	[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	The student has in-depth and organized knowledge of changes in power systems and their individual authorities, as well as the consequences of these changes.	[SW4] test/exam - oral or written
	[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,	The student has in-depth knowledge of the system of power in Poland and its individual authorities, with particular emphasis on the legislative and judicial branches, enabling an understanding of the legal context of civil law contracts.	[SW4] test/exam - oral or written
	[PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities	The student has organized knowledge about the types of legal relations and the principles governing them.	[SW4] test/exam - oral or written
	[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	The student knows methods and tools, including data and information acquisition techniques as well as research methods, appropriate for legal sciences and other related disciplines, including fields from other scientific domains.	[SW4] test/exam - oral or written
	[PRAWOJ5_WG08] He/she has deepened knowledge of sources of Polish law, its changes and processes of law formation	The student has in-depth knowledge of the sources of Polish law, its changes, and the legislative process, enabling proper interpretation and application of provisions related to contract drafting.	[SW4] test/exam - oral or written
	[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	The student is ready to take on professional challenges and demonstrates perseverance and commitment in carrying out individual and team tasks in the field of law and related sciences, particularly in the context of drafting and analyzing contracts.	[SK4] 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	The student has advanced skills in observing and interpreting social phenomena and analyzes their connections with various areas of law and related sciences, especially in the context of civil law and contracts.	[SU4] 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	The student has advanced skills in preparing oral presentations in both Polish and a foreign language in the field of law and related sciences.	[SU4] test/exam - oral or written

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[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.	The student has in-depth and organized knowledge of the nature of legal sciences, their place in the system of sciences, and their relationships with other disciplines, enabling a proper understanding of the context of drafting and applying civil law contracts.	[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	The student has advanced skills in preparing various written works in Polish and a foreign language related to their professional work.	[SU4] 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	The student is ready to actively participate in groups, organizations, and institutions undertaking professional legal activities and is capable of communicating with both specialists and non-specialists in the field of law.	[SK4] test/exam - oral or written
[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	The student is able to assess the applicability of standard procedures and good practices in drafting and analyzing civil law contracts for performing complex tasks related to law and related fields.	[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	The student prepares responsibly for tasks related to drafting and analyzing civil law contracts, is able to set priorities in the contract drafting process, and appropriately plan the stages of their work.	[SK4] test/exam - oral or written
[PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work	The student is able to identify, analyze, and diagnose moral and legal dilemmas arising in the process of drafting and evaluating civil law contracts.	[SU4] test/exam - oral or written
[PRAWOJ5_KR06] He/she behaves in ethical and professional way, follows the principles of ethics	The student is aware of the importance of behaving in an ethical and professional manner while drafting and analyzing contracts and acts in accordance with professional ethical standards.	[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.	The student has in-depth knowledge of the principles of creating and developing basic forms of civil law contracts and their significance for conducting business activities and individual entrepreneurship.	[SW4] test/exam - oral or written
[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	The student knows and understands the basic concepts and principles of industrial property protection and copyright law and appreciates the necessity of proper protection of intellectual property and management of its resources, especially in the context of civil law contracts.	[SW4] test/exam - oral or written
[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.	The student has in-depth knowledge of the functioning of professional self-governments of legal professions, understands the principles of performing the roles of judges and prosecutors, and possesses knowledge about the organization of the judiciary in Poland, enabling an understanding of the legal context of contracts and their execution.	[SW4] test/exam - oral or written

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	[PRAWOJ5_WK12] He/she has knowledge of occupational health and safety in public administration institutions	The student has knowledge of occupational health and safety principles, especially in the context of public administration institutions, enabling the consideration of OHS aspects in the process of contract preparation and execution.	[SW4] 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	The student is aware of the necessity of continuous expansion of professional competencies and qualifications and improves their skills, being able to independently set directions for their own development and education at an advanced level.	[SK4] 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.	The student is able to collaborate in a team and coordinate the work of a team in solving legal problems, interpreting legal acts, and preparing written or oral opinions on a given matter.	[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	The student is ready to undertake the preparation of their own social projects, taking into account legal, economic, and political aspects, including the preparation and implementation of projects co-financed by the European Union.	[SK4] 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	The student has organized knowledge about humans as entities constituting social structures and the principles of their functioning, as well as about humans as individuals operating within these structures.	[SW4] test/exam - oral or written
	[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	The student knows the Polish legal system, the interconnections within this system, and the links between Polish law, European Union law, and international law, enabling proper drafting and analysis of contracts.	[SW4] test/exam - oral or written
	[PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines	The student knows the terminology and concepts in the field of law and related disciplines at an advanced level, enabling proper drafting and analysis of civil law contracts.	[SW4] test/exam - oral or written
	[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	The student is able to use complex theoretical frameworks to analyze, interpret, and design legal strategies; can generate solutions to specific issues related to contract law, forecast how these solutions will develop, and anticipate the effects of planned actions.	[SU4] test/exam - oral or written
	[PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work	The student efficiently applies legal and professional principles and standards in their professional activities, particularly in the process of drafting and analyzing civil law contracts.	[SU4] 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.	The student has developed skills in understanding and analyzing social phenomena and applying this analysis in professional work, particularly in the context of drafting and interpreting contracts.	[SU4] test/exam - oral or written

Subject contents	1. Introduction to contract law • Basic concepts and principles of contract law. • The role of contracts in legal transactions. 2. Elements of civil law contracts • Essentialia negotii, naturalia negotii, accidentalia negotii. • Contract clauses practical analysis. 3. The contract drafting process • Stages of contract preparation: negotiations, drafting, finalization. • Techniques for drafting contractual provisions. 4. Types of civil law contracts • Nominated and innominate contracts. 5. Identifying and mitigating legal risks • Unfair (abusive) clauses and their consequences. • Safeguards for contract performance. 6. Interpretation and analysis of contracts • Rules for interpreting contractual provisions. • Practical examples of contract disputes. 7. Practical workshops • Drafting selected types of contracts (e.g., sale, lease, specific-task agreements). • Revising and verifying contract drafts for legal compliance.						
Prerequisites and co-requisites							
Assessment methods and criteria	<table><tr><td>Subject passing criteria</td><td>Passing threshold</td><td>Percentage of the final grade</td></tr><tr><td>written test/exam</td><td>51.0%</td><td>100.0%</td></tr></table>	Subject passing criteria	Passing threshold	Percentage of the final grade	written test/exam	51.0%	100.0%
Subject passing criteria	Passing threshold	Percentage of the final grade					
written test/exam	51.0%	100.0%					

Recommended reading	Basic literature	Literature used during classes: 1. Z. Radwański, A. Olejniczak, <i>Obligations General Part</i>, C.H. Beck Publishing House, (current edition). 2. Z. Radwański, J. Panowicz-Lipska, <i>Obligations Specific Part</i>, C.H. Beck Publishing House, (current edition). 3. K. Pietrzykowski (ed.), <i>Civil Code. Commentary</i>, C.H. Beck Publishing House, (current edition). 4. E. Gniewek, P. Machnikowski, <i>Civil Code. Commentary</i>, C.H. Beck Publishing House, (current edition). 5. A. Cempura, A. Kasolik, <i>Methodology of Drafting Contracts in Economic Matters</i>, Wolters Kluwer Publishing House, (current edition). 6. M. Szewczyk, R. Szczepaniak, S. Pawłowski (eds.), M. Kruś, E. Szewczyk, J. Wegner, L. Staniszevska, W. Abromeit, M. Meier, F. Lewandowski, <i>Contracts in Public Administration</i>, Wolters Kluwer Publishing House, (current edition). 7. M. Lubiszewski, <i>Public Procurement Law</i>, C.H. Beck Publishing House, (current edition).
	Supplementary literature	1. W. Trybka, <i>Commercial Contracts. Practical Commentary. Comparisons. Clauses. Contract and Notarial Act Templates for Download</i>, C.H. Beck Publishing, (current edition). 2. A. Kurczuk-Samodulska, K. Kuszlewicz, <i>Commercial Contracts in Examples and Templates</i>, C.H. Beck Publishing, (current edition).
	eResources addresses	
Example issues/ example questions/ tasks being completed		
Work placement	Not applicable	

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