

O. M. BEKETOV NATIONAL UNIVERSITY OF URBAN ECONOMY IN KHARKIV

Educational and scientific institute of energy, information and transport infrastructure



WORK PROGRAMME OF THE ACADEMIC DISCIPLINE

Theory and Practice of Law Application


type of discipline, code for EP	<i>compulsory / EP 4</i>
semester	<i>2nd</i>
number of ECTS credits	<i>3</i>
form of final control	<i>test</i>
language of instruction, teaching and assessment	<i>English</i>
department	<i>Legal Support of Economic Activity</i>

higher education applicants for:

level of higher education	<i>first (bachelor's degree)</i>
branch of knowledge	<i>12 Information Technologies</i>
specialty	<i>122 Computer Science</i>
educational programme	<i>Computer Science</i>
form of study	<i>full-time</i>

2021 – 2022 ACADEMIC YEAR

Developers:


Surname and initials	Position, email	Scientific degree, academic title	Signature
Alla DOMBROVSKA	Assistant Professor alla.dombrovska@kname.edu.ua	PhD, Assistant Professor	

The work programme was approved **at the proceedings** of the Department of the Legal Support of Economic Activity

Minutes dated «28» august 2021 No. 1

Head of the Department  (Inna KILIMNIK)

The work programme of the discipline corresponds to the Educational Programme: 122 Computer Science

Guarantor of the Educational Programme  (Mykola PAN)

1. The purpose of the discipline

The purpose of studying of discipline is to acquire knowledge, skills, abilities, and professionally important qualities in the implementation of constitutional rights and freedoms of man and citizen, the formation of the state, law, civil society, and national and international human rights mechanisms.

2. Interdisciplinary connections

The study of this discipline is directly based on the discipline "Ukrainian Historical and Humanitarian Studies".

3. Learning outcomes

Programme learning outcome	Teaching methods	Forms of evaluation	Learning outcomes of the discipline
PLO 11. Have the skills to manage the life cycle of software, products, and services of information technology in accordance with the requirements and restrictions of the customer, be able to develop project documentation (feasibility study, terms of reference, business plan, agreement, contract, contract).	Verbal, practical	oral examination, testing, practical tasks	<p>Identify the basic principles, principles, procedures, and methods of protection of human and civil rights and be able to implement them in professional activities.</p> <p>Describe objective legal phenomena in their relationship and interaction as a system of knowledge about the most common patterns of origin, development and functioning of the state and law, the concept, and characteristics of the rule of law and civil society.</p> <p>Know the principle of the rule of law as a fundamental principle of legal regulation, as well as the concepts of legal relations, subjective law and legal obligation, legal awareness, legal culture, human and civil rights and freedoms, their legislative definition, exercise, and protection of rights</p> <p>Apply the norms of Civil, Commercial, Labour, Environmental Law in their professional activities to stop and prevent violations, restore the violated rights of citizens, and compensate for the damage caused as a result.</p>

			Conclude contracts within the framework of professional activity
			Distinguish between private and public law components that are designed to meet the interests of individuals and general needs in the rational legal organization of society Analyse the main legal documents governing legal relations

4. Programme of the discipline

Module 1. Theory and Practice of Law Application

Content module 1. Legal bases of civil society

The basis for activities based on respect for human rights and freedoms, consideration, environmental, economic aspects, respect for human rights is the formation of a highly developed civil society with a high level of legal culture and legal awareness of citizens. Understanding the importance of respecting the rights and freedoms of citizens is the basis for the formation of the rule of law and considering in professional activities of socially important aspects, preserving the business reputation of the subjects of professional activity

Content module 2. General principles of realization of constitutional human and civil rights and freedoms in Ukraine

The Constitution of Ukraine defines the basic rights that citizens of our state have. The main groups of human rights are social, economic, environmental, cultural, political, civil. The procedure for implementing these groups of human rights is determined by the norms of various branches of law: labour, civil, economic, environmental, constitutional, etc. The study of the main provisions of the legislation governing these areas of public relations is the basis for effective professional activity in any field.

Content module 3. Mechanisms for the protection of constitutional human and civil rights and freedoms

Violation of professional and other human rights is the basis for seeking protection from the competent authorities to restore them, compensation for damages, material and moral damage. Knowledge of domestic and foreign bodies competent to protect the relevant rights of citizens in case of their violation is an important component of the rule of law and a highly developed civil society, within which respect for human rights is the basis of his life.

5. The Structure of the discipline and the distribution of time

Content modules	Number of hours				
	total *	lectures	practice	lab	independent work

MODULE (semester 2)	90	17	34	-	39
Content module 1	30	4	10	-	16
Content module 2	30	7	14	-	9
Content module 3	30	6	10	-	14

6. Themes of the lectures

Theme	Contents (plan)	Number of aud. hours
Content module 1		
Topic 1. General characteristics of civil society and the rule of law. The modern concept of interaction and mutual responsibility of the individual and the state	The concept of society and forms of its organization. The concept and purpose of social regulation. The place of law in the system of social regulation. The concept of civil society. The concept of the rule of law.	2
Topic 2. Authorities and civil society institutions that monitor the observance of constitutional rights and freedoms of man and citizen in Ukraine	The system of protection of human and civil rights. Legal status of the Verkhovna Rada of Ukraine Commissioner for Human Rights. Legal status of the Presidential Commissioner for Children's Rights. Institute of Educational Ombudsman.	2
Content module 2		
Topic 3. Constitutional principles of the legal status of man and citizen. Realization of political rights of citizens	The concept of fundamental rights, freedoms and responsibilities of man and citizen. System and general characteristics of the content of constitutional rights and freedoms of man and citizen. General characteristics of the implementation of political human rights.	2
Topic 4. General principles of realization of social and civil human rights	The concept of civil law as a basis for regulating civil human rights. Property and personal non-property rights of citizens. Subjects of civil law. Legal capacity and capacity of an individual. The concept and types of personal non-property rights. The content of personal non-property rights. The concept of binding legal relations, their features, and types. Grounds for liabilities. General characteristics of labour law	3

	as an industry that regulates social human rights. Employment contract: the concept, procedure, and grounds for termination.	
Topic 5. General principles of realization of economic and ecological human rights	Economic activity: concepts and types. Features of business activity. Business entities. Economic relations and their legal regulation. Signs and types of economic relations. Legal bases of sustainable development in the context of observance of ecological human rights	2
Content module 3		
Topic 6. Domestic mechanisms for the protection of constitutional rights and freedoms of man and citizen	Constitutional principles of protection of human and civil rights and freedoms in Ukraine. Civil law mechanisms for the protection of rights. Labour legislation in the context of human rights protection. Protection of constitutional rights and freedoms by administrative and legal measures. Criminal legal protection of constitutional rights and freedoms.	3
Topic 7. International mechanisms for the protection of constitutional rights and freedoms of man and citizen	The activity of the United Nations (UN) in the field of human rights protection. 2. Protection of certain groups at the UN level. 3. Organization and functioning of the European Court of Human Rights. 4. Legal mechanism of appeal to the European Court of Human Rights. 5. Commissioner for Human Rights of the Council of Europe	3

7. Themes of the practical (laboratory) classes

Theme	Contents (plan)	Number of aud. hours
Content module 1		
Topic 1. General characteristics of civil society and the rule of law. The modern concept of interaction and mutual responsibility of the	The concept of society and forms of its organization. The concept and purpose of social regulation. The place of law in the system of social regulation. The concept of civil society. The concept of the rule of law.	5

individual and the state		
Topic 2. Authorities and civil society institutions that monitor the observance of constitutional rights and freedoms of man and citizen in Ukraine	The system of protection of human and civil rights. Legal status of the Verkhovna Rada of Ukraine Commissioner for Human Rights. Legal status of the Presidential Commissioner for Children's Rights. Institute of Educational Ombudsman.	5
Content module 2		
Topic 3. Constitutional principles of the legal status of man and citizen. Realization of political rights of citizens	The concept of fundamental rights, freedoms and responsibilities of man and citizen. System and general characteristics of the content of constitutional rights and freedoms of man and citizen. General characteristics of the implementation of political human rights.	4
Topic 4. General principles of realization of social and civil human rights	The concept of civil law as a basis for regulating civil human rights. Property and personal non-property rights of citizens. Subjects of civil law. Legal capacity and capacity of an individual. The concept and types of personal non-property rights. The content of personal non-property rights. The concept of binding legal relations, their features, and types. Grounds for liabilities. General characteristics of labour law as an industry that regulates social human rights. Employment contract: the concept, procedure, and grounds for termination.	5
Topic 5. General principles of realization of economic and ecological human rights	Economic activity: concepts and types. Features of business activity. Business entities. Economic relations and their legal regulation. Signs and types of economic relations. Legal bases of sustainable development in the context of observance of ecological human rights	5
Content module 3		
Topic 6. Domestic mechanisms for the protection of constitutional rights and freedoms of man	Constitutional principles of protection of human and civil rights and freedoms in Ukraine. Civil law mechanisms for protection of rights. Labor legislation in	

and citizen	the context of human rights protection. Protection of constitutional rights and freedoms by administrative and legal measures. Criminal legal protection of constitutional rights and freedoms.	5
Topic 7. International mechanisms for the protection of constitutional rights and freedoms of man and citizen	The work of the United Nations (UN) in the field of human rights protection. 2. Protection of certain groups at the UN level. 3. Organization and functioning of the European Court of Human Rights. 4. Legal mechanism of appeal to the European Court of Human Rights. 5. Commissioner for Human Rights of the Council of Europe.	5

8. Individual task (IT)

Not provided

9. Methods of control and the procedure for assessing learning outcomes

The system of current control is based on the use of such forms of control as oral examination of lecture materials, solving practical problems, testing.

Survey of students for each content module, control of solving practical problems, testing.

Oral questioning based on the results of the practical task, checking the understanding of the procedure and principles of application of legal norms to legal relations, delimitation of legal relations, interpretation of legal norms.

The final control is provided in the form of a test, which is the sum of points based on the results of the content modules.

The Structure of the discipline and the distribution of points

Content modules	Maximum number of points			
	total	practice	lab	independent work
MODULE (semester)	100	60	-	40
Content module 1	30	20	-	10
Content module 2	30	20	-	10
Content module 3	40	20	-	20

Types of the tasks, means of control and the maximum number of points

Types of the tasks and means of control (<i>testing, control works, individual tasks, reports on laboratory classes, etc.</i>)	Distribution of points
Content module 1	
Conducting an oral interview during the practical lesson	5
Practical task №1.1 (defence of the report)	10
Tasks for independent work №1 (watching a thematic film and preparing written answers to questions to it)	5
Practical task №1.2 (solving the problem and answering questions to it)	5
Test on the theoretical material of MR 1	5
Content module 2	
Practical task №2.1 (solving the thematic problem and answering questions to it)	5
Conducting an oral interview during the practical lesson	5
Practical task .22.2 (solving the thematic problem and answering questions to it)	5
Tasks for independent work №2 (watching a thematic film and preparing written answers to questions to it)	5
Practical task .32.3 (solving the thematic problem and answering questions to it)	5
Test on the theoretical material of MR 2	5
Content module 3	
Practical task .13.1 (compilation of a thematic table)	5
Practical task №3.2 (solving the thematic problem and answering questions to it)	5
Tasks for independent work №3 (watching a thematic film and preparing written answers to questions to it)	10
Conducting an oral interview during the practical lesson	5
Practical task №3.3 (solving the thematic problem and answering questions to it)	5
Test on the theoretical material of MR 3	10
TOTAL FOR THE MODULE	100

Grading scale

The sum of points for all types of educational activities	Score on a national scale	
	for the exam, diff. test	for test passed
90-100	excellent	passed
82-89	good	
74-81		
64-73	satisfactory	

60-63		
35-59	unsatisfactory with the possibility of retaking	failed with the possibility of retaking
0-34	unsatisfactory with mandatory re-study of the discipline	failed with mandatory re-study of the discipline

10. Material and technical and information support

Methodical support

1. 1. Distance course in the discipline Theory and Practice of Law Application.
Distance course address: <https://dl.kname.edu.ua/course/view.php?id=1700>.
2. Kolyada T. A. Summary of lectures on the subject "Commercial Law and Labour Law" (for students of all specialties of all forms of education) 2nd edition with changes / T.A. Kolyada, A. M. Brovdij ; O. M. Beketov National University of Urban Economy in Kharkiv. - Kharkiv: O. M. Beketov NUUE, 2018.
3. Methodical instructions to the organization of independent work, practical classes and performance of written works on discipline "Theory and practice of law enforcement" (for students of all specialties of all forms of training) / O. M. Beketov National University of Urban Economy in Kharkiv ; compiler A. M. Brovdij. – Kharkiv: O. M. Beketov NUUE, 2019.

Recommended literature and information resources

1. Jurisprudence: a textbook / editor in chief O. V. Dzera.- K.: Yurinkom Inter, 2017. - 632 p.
2. The Constitution of Ukraine: with changes and additions: [adopted at the fifth session of the Verkhovna Rada of Ukraine on June 28, 1996] // Bulletin of the Verkhovna Rada of Ukraine. – 1996. – # 30. – Art. 141.
3. Economic Code of Ukraine № 436-IV of 02.05.2003 // Bulletin of the Verkhovna Rada of Ukraine. - 2003. - # 18. - Art. 144.
4. Civil Code of Ukraine: Law of Ukraine № 435-IV of 03.10.2003 // Bulletin of the Verkhovna Rada of Ukraine. – 2003. – # 40. – Art. 356.
5. Code of Labour Laws of Ukraine: Law of Ukraine of 322-VIII, of 17.12.1971 // Bulletin of the Verkhovna Rada of the USSR. - 1971.- # 50. - Art. 375.
6. Code of Ukraine on Administrative Offenses: Law of Ukraine № 873/1 - X of 18.12.1984 // Bulletin of the Verkhovna Rada of the USSR. - 1984 - # 51. - Art. 1122
7. On the Commissioner of the Verkhovna Rada of Ukraine for Human Rights: Law of Ukraine № 776 / 97- VR of 23.12.1997 // Bulletin of the Verkhovna Rada of Ukraine. - 1998. - # 20. - Art. 99.