

Ukrainian State University of Railway Transport

Approved  
by the decision of the academic council of  
the faculty  
Information and control systems and  
technologies

prot. № \_\_\_\_ from \_\_\_\_ 20 \_\_\_\_

Recommended  
at a meeting of the department  
economic theory and law  
prot. № \_\_\_\_ from \_\_\_\_ . \_\_\_\_ . 20 \_\_\_\_

**SYLLABUS FROM THE DISCIPLINE  
SCIENCE OF LAW**

II semester 2020-2021 academic year

Educational level first (bachelor)

field of knowledge 19 Architecture and construction

27 Transport

specialty 192 Construction and civil engineering

273 Railway transport

141 Electric power, electrical engineering and electromechanics

educational program (specialization):

Power supply and resource saving technologies (ERT)

Wagons and transport engineering (VTI)

Locomotives and locomotive economy

Time and audience of classes: According to the schedule - <http://rasp.kart.edu.ua/>

1. Team of teachers:

Lecturer:

Lysyak Oleksandr Ivanovych (Candidate of Law, Associate Professor),

Contacts: +38 (057) 730-10-28, e-mail: [a.lysyak@ukr.net](mailto:a.lysyak@ukr.net)

Hours of reception and consultation: every Thursday from 14.00-15.00

Location of the department: Kharkiv, Feuerbach Square, 7, 3rd building, 3rd floor, 305 auditorium.

Course web page: <http://do.kart.edu.ua/>

Additional information materials: <http://metod.kart.edu.ua>



# SCIENCE OF LAW

II semester 2021 syllabus course

Lectures:

Practices:

Audience: 3.403

## Team of teachers:

Lecturer:

Lysyak Oleksandr Ivanovych

Contacts: [a.lysvak@ukr.net](mailto:a.lysvak@ukr.net)

Hours of reception and consultations: 14.00-15.00 Thursday

Jurisprudence is a field of knowledge about the laws of origin, development and functioning of law and the state, as well as their implementation and role in society, in human consciousness.

As a discipline, jurisprudence is a systematized set of generalized knowledge about the state and law, individual branches of law and their relationship and development.

Legal information, which is the basis of this complex - is the result of the work of various scientific schools, on the basis of which the general view of students (listeners) on the basics of state and law. The very study of jurisprudence gives general ideas to students (listeners) about the basics of state and legal life in Ukraine and abroad.

The main purpose of the course, which is based on a generalized consideration of a wide range of issues on the basics of legal life in Ukraine, is to form a holistic, systematic understanding of state and legal phenomena, genesis and patterns of their functioning and development, mastering the conceptual apparatus of modern jurisprudence and legal practice.

Its study should contribute to the formation of students (students) legal awareness, legal culture, the development of creative theoretical legal thinking, the use of which is necessary in solving practical problems in their future work in the field of psychology.

The course aims to form and develop the following student competencies:

**1. Integral competence** (ability to solve complex specialized problems and practical problems in the field of professional legal activity or in the learning process, which involves the application of legal doctrines, principles and legal institutions and is characterized by complexity and uncertainty of conditions);

**2. General competence competencies:**

- to abstract thinking, analysis and synthesis;

- apply knowledge in practical situations;
- to knowledge and understanding of the subject area and professional activity;
- communicate in the state language orally and in writing;
- communicate in a foreign language, using appropriate terminology in a particular subject area;
- to the use of information and communication technologies when working with sources of law;
- constantly and continuously learn and master modern knowledge and technologies;
- be critical and self-critical, evaluate and maintain the quality of the result of professional activity;
- work in a team;
- act on the basis of ethical considerations (motives), appreciate and respect diversity and multiculturalism;
- to realize their rights and responsibilities as a member of society, to realize the values of civil (free democratic) society and the need for its sustainable development, the rule of law, human and civil rights and freedoms in Ukraine;
- formulate a personal opinion and present it with arguments;
- preserve and increase moral, cultural, scientific values and achievements of society, the environment based on understanding the history and patterns of law, its place in the general system of knowledge about nature and society and in the development of society, technology and technology;
- ability to identify and use various sources of information (bibliographies, documents, media, websites, etc.), to understand, critically and constructively evaluate and use information;
- produce new ideas (creativity).

### **3. Special (professional, subject) competencies:**

- ability to apply knowledge of the basics of theory and philosophy of law, knowledge and understanding of the structure of the legal profession and its role in society;
- knowledge and understanding of the retrospective of the formation of legal and state institutions;
- respect for human honor and dignity as the highest social value, understanding of their legal nature;
- knowledge, understanding and use of international human rights standards, the foundations of European Union law, the provisions of the Convention for the Protection of Human Rights and Fundamental Freedoms, as well as the case law of the European Court of Human Rights;
- ability to apply knowledge of the principles and content of institutions of public international law, as well as private international law;
- knowledge, research methodologies in jurisprudence and the ability to apply general and special legal methods of scientific knowledge;
- ability to apply knowledge of tasks, principles, concepts and doctrines of national law, as well as the content of legal institutions, at least in such areas of law as: constitutional law, administrative law and administrative procedural law, civil and civil procedural law, labor law, criminal and criminal procedural law;
- knowledge, understanding and use of the peculiarities of the implementation and application of substantive and procedural law;
- ability to determine appropriate and acceptable for legal analysis facts;
- knowledge and understanding of the social nature of labor relations and their legal regulation;

- knowledge and use of features of innovations in the legal sphere;
- ability to navigate the problems of legal science and the ability to analyze them, providing sound proposals for their solution;
- ability to critically and systematically analyze legal phenomena and critically and creatively apply the acquired knowledge in professional activities;
- ability to advise on legal issues, in particular, possible ways to protect the rights and interests of clients, in accordance with the requirements of professional ethics, proper compliance with the rules on non-disclosure of personal data and confidential information;
- ability to independently prepare draft acts of law enforcement and use of this skill;
- ability to logical, critical and systematic analysis of documents, understanding of their legal nature and significance;
- knowledge and application of the standards of the legal profession and the role of the lawyer in society.

4. **Information competence** (development of student's skills for independent search, analysis, structuring and selection of the necessary information in the field of law with the help of modern information technologies).

5. **Communicative competence** (development of student skills in teamwork through the implementation of group projects, the ability to competently lead a discussion in the research area).

6. **Competence of personal self-improvement** (elements of physical, spiritual and intellectual self-development, emotional self-regulation and self-support; support of constant thirst for self-improvement and self-knowledge).

### Why should you choose this course?

We live in a state governed by the rule of law. This means that life in our country is subject to the norms and principles of law, the rule of law. Therefore, everyone should be legally literate and educated, understand their rights, duties and responsibilities. It is for these purposes that jurisprudence exists.

For example, in whatever field a specialist works, he must know the basics of labor law in order to properly organize and carry out the labor process; have an idea of the legal mechanism governing the economic relations of enterprises and organizations; know the rights and responsibilities of citizens and legal entities, their legal guarantees; in order to combat crime and prevent crime, he needs to have an idea of criminal law, and so on.

So, if you want to learn how to stand up for your rights, then you should definitely take this course!

Acquaintance with the specified course will help students to acquire the corresponding theoretical knowledge and skills, to be guided in the current legislation, to work with normative-legal acts, to apply correctly legal norms to concrete practical situations.

### Organization of training

This course is studied from \_\_\_\_\_ to \_\_\_\_\_, gives students a deep understanding of the systematization of legal norms and recommendations for their application in practice.

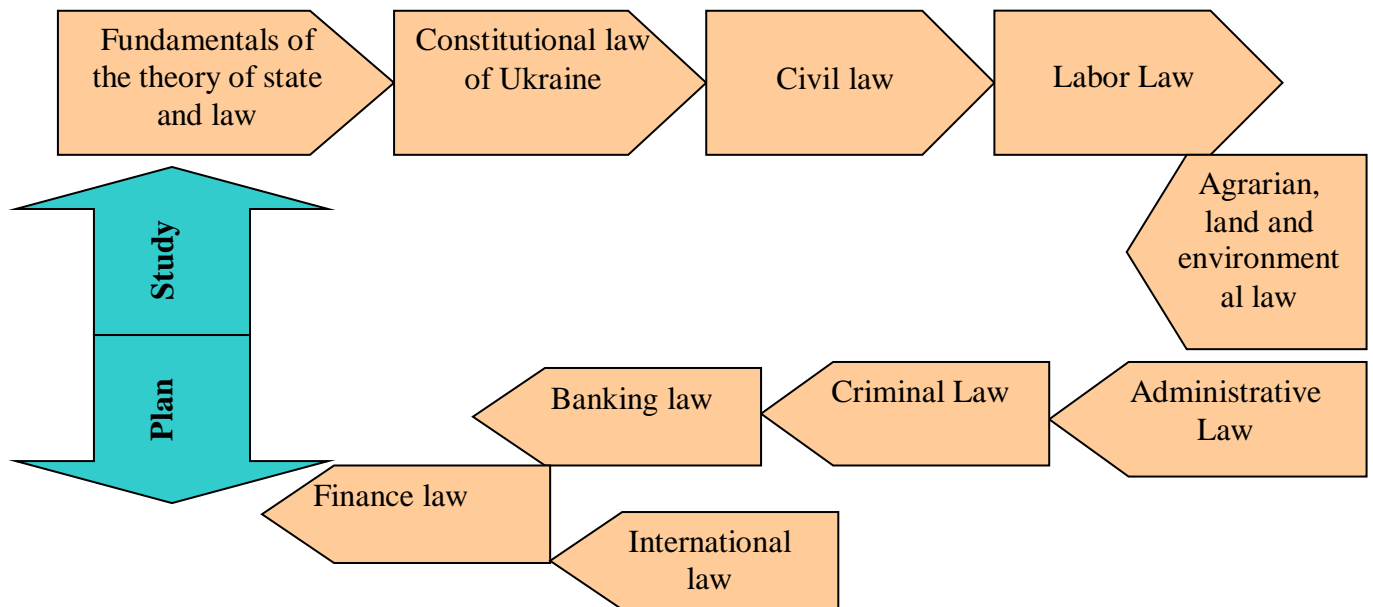
Number of ECTS credits - 3.

Lectures - 26 hours.

Practice - 78 hours.

The course consists of one lecture per week and three practical classes every two weeks. It is accompanied by text material and group tasks. Students will have the opportunity to apply the acquired knowledge and solve practical problems during discussions in the classroom.

## Course topics



## Jurisprudence / course scheme

<b>Think</b>	Lectures	<b>Do it</b>
	Reference material	
	Presentations	
	Discussion in the audience	
	Group tasks	
	Individual consultations	
	Test	

Practical classes of the course provide group solution of practical problems.

## Course resources

Information about the course is posted on the University website (<http://kart.edu.ua>), including the curriculum, lecture materials, tasks and rules of course evaluation).

Additional material and links to electronic resources are available on the University's website in the section "distance learning" along with the issues to consider during the preparation for discussion in the audience. The necessary preparation must be completed before the next lecture. You have to be prepared for discussions and brainstorming - we want to know what you think!

## Lectures and practical classes

The list of the main lectures of the course is given below. Watch for changes in the schedule

Week	Number of hours	Lecture topic	Number of hours	The topic of practical classes
4	1	<b>1. Fundamentals of the theory of state and law</b>	2	Fundamentals of the theory of state and law
	1	<b>2. Constitutional law of Ukraine</b>	1	Constitutional law of Ukraine
6	1	<b>3. Civil law. Labor Law</b>	1	Civil law. Labor Law
	1	<b>4. Agrarian, land and environmental law. Administrative Law</b>	1	Agrarian, land and environmental law. Administrative Law
Modular knowledge control				
8	1	<b>5. Criminal Law</b>	1	Criminal Law
	2	<b>6. International law.</b>	1	International law
10	2	<b>7. Finance law. Banking law</b>	1	Finance law. Banking law
12	2	<b>8. Judicial and law enforcement agencies of Ukraine</b>	1	Judicial and law enforcement agencies of Ukraine
14	2	<b>9. Settlement of economic disputes. Consideration of civil, administrative, criminal cases</b>	2	Settlement of economic disputes. Consideration of civil, administrative, criminal cases
Modular knowledge control №2				
Credit from the discipline				

## Evaluation rules

When filling in the student's test report and test book (individual curriculum), the grade set on a 100-point scale must be transferred to the national scale (5, 4, 3,) and the ECTS scale (A, B, C, D, E

Determination of the name on a state scale (assessment)	Determining the name on the ECTS scale	On a 100-point scale	ECTS rating
EXCELLENT - 5	<b>Excellent</b> - excellent performance with only a small number of errors	90-100	A
GOOD - 4	<b>Very good</b> - above average with a few errors	82-89	B
	<b>Well</b> - in general correct work with a certain number of gross errors	75-81	C
SATISFACTORY - 3	<b>Satisfactory</b> - not bad, but with many shortcomings	69-74	D
	<b>Enough</b> - the performance meets the minimum criteria	60-68	E
UNSATISFACTORY - 2	<b>Unsatisfactory</b> - you need to work before you get credit (without re-studying the module)	35-59	FX

	<b>Unsatisfactory</b> - serious further work required (re-study of the module)	<35	F
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Tasks for independent work:

- Students are asked to choose one of 20 topic options for writing a report during the semester. For timely and correct performance of the task 20 points are accrued to the current modular control. For timely and partially correct performance - from 15 to 25 points. Points are not awarded for a failed task. The required amount of the task is 50% for the first modular control and 100% for the second modular control. The course of the current task and questions for discussion are sent to the teacher's e-mail or checked by him personally.
- Students should review one student's or group's work during the semester in person and express their criticism.

<b>№</b>	<b>Topics of reports</b>
1	Exercise and protection of civil rights
2	Inheritance law
3	Intellectual property rights
4	Personal intangible rights
5	Legal regulation of housing relations
6	Fundamentals of family law of Ukraine
7	General principles of labor law
8	Working hours and rest time
9	Labor discipline
10	Liability of the parties to labor legal relations
11	Labor disputes
12	Fundamentals of social security law
13	General principles of environmental law
14	Fundamentals of land law
15	Fundamentals of financial law
16	General principles of administrative law
17	Responsibility in administrative law
18	Fundamentals of customs law
19	General principles of criminal law
20	General characteristics of a special part of criminal law

Attending lectures:

Points for this component are accrued in general, if the student did not attend more than 50% of lectures in the module without good reason. 1 point is awarded for attending each lecture. The maximum amount is 15 points.

Degree of involvement:

The purpose of the course is to engage you in a discussion, expand your learning opportunities for yourself and your peers, and give you another way to test your knowledge of law. Participation will be evaluated based on the number and accuracy of your answers. Issues, although encouraged, are not evaluated in this block. We strive to provide all students with equal and fair opportunities to increase their own involvement. The maximum amount is 10 points.

Practical training:

Evaluated by visits (up to 3 points), the degree of involvement (up to 7 points) and a brief presentation of the task (up to 5 points). The degree of involvement is determined by participation in the work of the discussion club on jurisprudence. The maximum amount is 15 points.

#### Modular testing:

Evaluated by the correct answers to the test modular questions (20 questions in the test, each correct answer is evaluated in 2 points). The maximum number is 40 points per module.

#### Test:

- The student receives a credit for the results of the modular 1st and 2nd control by accumulating points. The maximum number of points that a student can receive is 100 (up to 60 points of current control and up to 40 points of testing). The arithmetic mean of the sum of modular grades is the credit score. If the student does not agree with the proposed scores, he can increase them on the test, answering the questions of the teacher (Appendix 1).

### **Team of teachers**

**Lysiak Oleksandr Ivanovych** (<http://kart.edu.ua/kafedra-etip-ua/istoriya-stvorennya-kafedri-etip-ua>) - lecturer on jurisprudence at UkrDUZT. He received the degree of Ph.D. in the specialty 12.00.05 - "Labor law; the right to social security "at the National University of Internal Affairs of the Ministry of Internal Affairs of Ukraine in 2005. Areas of research: labor law; social security law; agrarian law; water law; land law; environmental law; environmental ethics.

### **Code of Academic Integrity**

Violation of the Code of Academic Integrity of the Ukrainian State University of Railway Transport is a serious violation, even if it is unintentional. The code is available at:

<http://kart.edu.ua/documentu-zvo-ua>

In particular, compliance with the Code of Academic Integrity of UkrDUZT means that all work on exams and tests must be performed individually. When working independently, students can consult with teachers and other students, but must solve problems on their own, guided by their own knowledge, skills and abilities. References to all resources and sources (for example, in reports, independent papers or presentations) should be clearly identified and properly designed. In the case of working with other students on individual tasks, you should indicate the degree of their involvement in the work.

### **Integration of students with disabilities**

Higher education is a leading factor in raising social status, achieving spiritual, material independence and socialization of young people with disabilities and reflects the state of development of democratic processes and humanization of society.

To integrate students with disabilities into the educational process of the Ukrainian State University of Railway Transport, a system of distance learning based on modern pedagogical, information, telecommunication technologies has been created.

Access to distance learning materials from this course can be found at:  
<http://do.kart.edu.ua/>



## Appendix 1

### QUESTIONS FOR CREDIT IN THE DISCIPLINE OF LAW

1. Constitutional legal-leading branch of national law of Ukraine. The Constitution of Ukraine is the Basic Law of the state.
2. The concept, features and essence of law.
3. Constitutional and legal bases of the legal status of a person and a citizen.
4. The concept, characteristics and structure of legal relations. Legal facts and compositions.
5. Legal relations on railway transport.
6. The concept, system, content of civil law contract. The procedure for concluding, amending and terminating the contract. Classification of civil law contracts.
7. The system of legislation of Ukraine. Railway legislation. General characteristics of the Charter of the railways.
8. The concept of obligations and the grounds for its occurrence and termination in civil law. Concepts and principles of fulfillment of obligations. Ways to ensure compliance.
9. Constitutional institutions of democracy in Ukraine: The electoral system in Ukraine. Referendums.
10. Terms in civil law. Statute of limitations and its course. Statute of limitations on railway transport.
11. The concept, features and essence of law.
12. The rule of law: the concept, structure, types. The legal system of Ukraine.
13. The concept, procedure for concluding and content of the contract for the carriage of goods by rail.
14. Legitimate behavior, offenses, legal liability.
15. Jurisdiction of commercial courts. Pre-trial settlement of commercial disputes.
16. Law in the system of social norms. Law and morality.
17. Claims and lawsuits in the carriage of goods by rail.
18. Causes and ways of the state and law. Basic theories of the origin of the state and law.
19. Content, conclusion and execution of an employment agreement (contract).
20. Constitutional and legal bases of public authorities in Ukraine
21. Liability of the railway for loss, shortage, damage or damage to cargo.
22. Constitutional and legal bases of the territorial structure of Ukraine.
23. The concept and meaning of agreements. Types of transactions in civil law.
24. Constitutional and legal bases of local self-government.
25. The concept and types of transfer of employees to another job.
26. The concept of law and order. The relationship between the rule of law and democracy.
27. Overtime. Features of overtime work on railway transport.
28. Civil remedies to protect honor, dignity and business reputation.
29. Entrepreneurs. The emergence and termination of business entities.
30. The concept and types of leisure time. Features of legal regulation of rest time on railway transport.
31. Liability for violation of housing legislation.
32. Private law regulation of entrepreneurial activity.
33. The concept, content and methods of ensuring labor discipline. Legal regulation of internal regulations on railway transport.
34. Public legal regulation of entrepreneurial activity.
35. The concept and types of disciplinary liability. The concept and types of disciplinary sanctions. The order of their application.
36. The concept and types of liability of the employee. Grounds and conditions of liability.

37. The concept of representation, its types. Power of attorney: form and term. Reassignment. Termination of the power of attorney.
38. Property rights in the objective and subjective sense. The content of property rights as a subjective civil law.
39. Termination of the employment contract at the will of third parties.
40. Forms of ownership in Ukraine. Subjects of property rights in Ukraine.
41. Grounds for termination of employment agreement (contract).
42. Grounds for the emergence and termination of property rights.
43. Termination of the employment agreement (contract) at the will of the employee.
44. The concept of common property rights. Types of common property rights.
45. Termination of the employment agreement (contract) at the will of the owner.
46. The concept of other property rights in civil law. The right of full economic management. The right of operative management of property of the owner.
47. Collective labor disputes. General characteristics. The order of their consideration.
48. Property-legal means of protection of property rights: claim of property by the owner from someone else's illegal possession. Protection of property rights from violations that are not combined with deprivation of possession.
49. The concept and types of working time. Features of legal regulation of working hours on railway transport.
50. Inheritance by law.
51. Liability of enterprises, institutions, organizations in labor relations. The concept of non-pecuniary damage under labor law.
52. Inheritance by will.
53. Criminal liability for violation of environmental legislation.
54. The concept of guardianship and care, the conditions of their establishment and termination.
55. The concept and composition of the crime. Completed and unfinished crime. Complicity in a crime.
56. The concept, characteristics and conditions of civil liability. Types of civil liability.
57. Circumstances involving the criminality of the act.
58. The concept, procedure and conditions of marriage. Marriage contract.
59. The concept and purpose of criminal punishment. Types of punishment.
60. Grounds for the rights and responsibilities of parents and children. Personal rights and responsibilities of parents and children.