



**The silhouette of the course:
Modern legal systems**

Degree of higher education - Bachelor's degree
Field of knowledge - 29 "International Relations"
Speciality - 293 "International Law"
Educational and professional programme - "International Law"

Year of study: I, semester: II

Number of credits: 4, language of instruction: Ukrainian

Course leader:

Doctor of Philosophy in Law, Associate Professor of the Department of Constitutional, Administrative and Financial Law

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Description of the discipline

"Modern legal systems" is a discipline aimed at training specialists in the field of international law. Students acquire theoretical knowledge and practical skills related to: general patterns of origin and evolutionary development of legal systems; identification and analysis of philosophical, theoretical legal foundations of the legal system of a particular country, their adaptation to the specific features of the domestic legal system; conducting a thorough comparative analysis of a particular legal situation in different systems of law; application of sources of law belonging to different legal systems and orientation in the peculiarities of the rules of legal technique.

Upon completion of the course "Modern legal systems", students can freely operate with the conceptual and categorical apparatus of the origin, development and features of the functioning of Modern legal systems, distinguish and identify norms and sources of law in terms of their systemic and national affiliation, assess the existing processes that occur in the functioning of Modern legal systems.

Course structure

| Hours (lecture/se mester) | Topic. | Learning outcomes | Objectives. |
|--|--|---|--------------------|
| 2 / 2 | Legal system: concept and structure. | Know: the concepts of "system of law" and "legal system", the structure of the legal system and its elements, the concept of a source of law, the classification of sources of law according to various criteria. | Tests and surveys |

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| 2 / 2 | Classification of modern legal systems. | Understand: the criteria for classifying legal systems, different approaches to the classification of legal systems (R. David; K. Zweigert, G. Kötz; M. Glendon, M. Gordon, K. Osakwe; Y. Tikhomirov, M. Marchenko, A. Saidov). | Tests and surveys |
| 4 / 4 | Features and characteristics of the main legal systems of our time. | Know: the general features of the Romano-Germanic, Anglo-American, religious and traditional types of legal systems of our time, their interaction and transformation. | Tests and surveys |
| 2 / 2 | Global trends in the evolution of legal systems. | Analyse the changes in legal culture, the right to realise the legal consciousness of Ukrainian society in the context of the development of the country's legal system. | Tests and surveys |
| 2 / 2 | The meaning of legal in the major legal systems. | Understand: custom as a source of law, the place of legal custom among other sources of the Romano-Germanic legal family, ways of legitimising custom by the state. Know: judicial practice in the Romano-Germanic legal family, peculiarities of law-making activities of courts, precedent as a source of law in the Anglo-Saxon legal family, the institution of revision (cancellation) of precedent. | Tests and surveys |
| 4 / 4 | The role of case law in Romano-Germanic, Anglo-Saxon and | Understand: the role of law in the Romano-Germanic and Anglo-American legal families, legal acts and criteria for their classification, the system of legislation, codification. | Tests and surveys |
| 2 / 2 | Muslim law. | Understand: the concept of legal doctrine, its place in the system of sources of Romano-Germanic law, the role of glossaries and commentators in the reception of Roman law, the impact of doctrine on lawmaking and law enforcement. | Tests and surveys |
| 2 / 2 | Legal systems close to the Romano | To get acquainted with: features of Scandinavian law that bring it closer to the Romano-Germanic legal family, Danish and Swedish trends in the development of Scandinavian law, Latin American legal systems. | Tests and surveys |
| 2 / 2 | Germanic (continental) legal family. | To know: the multifunctional nature of religious legal systems, Jewish law, the features that distinguish it from other religious legal systems, and Hindu law, canon law and its sources. | Tests and surveys |

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| 2 / 2 | Religious legal systems. | Get acquainted with: the legal system of China, its features, the basic principles of Chinese law, legal systems of African countries. | Tests and surveys |
| 2 / 2 | Traditional legal systems. | Know: problems of classification of mixed legal systems, countries that belong to mixed legal systems, their general characteristics on the example of Vietnam, Thailand, Singapore. | Tests and surveys |
| 2 / 2 | Typological features of the legal system of Ukraine. | Understand: the main features of post-socialist legal systems, peculiarities of legal acts, the process of convergence of the Ukrainian legal system with the Romano-Germanic legal family. | Tests and surveys |

Literary sources

1. Ryndyuk V. I., Grishko O. M. Law system and legislation: to the question of the relationship of concepts. Actual problems of domestic jurisprudence. No. 1, 2022. P. 36-41.
2. Hapotii V.D. The main legal systems of the world: a study guide / V.D. Hapotii, O.L. Zhiltsov, G.I. Vorzhevitina. Melitopol: FOP Odnorog T.V., 2019. 279 p.
3. Sikorsky O. P., Zilnyk A. Yu. Judicial precedent in the countries of the Romano-Germanic legal family. Proceedings. Series: Law. 2019. Issue 7. P. 183-186.
4. Viktor Chernilevsky. Separate issues of improving the legal system of Ukraine. Enterprise, economy and law. 2019. No. 7. P. 167-171.
5. Polatayko I.V. Implementation of legal ideology in modern legal systems: theoretical and legal characteristics: thesis. ... candidate law Sciences: 12.00.01. PVNZ "King Danylo University". Ivano-Frankivsk, 2018. 193 p.
6. Hudson J. The Formation of the English Common Law: Law and Society in England from King Alfred to Magna Carta. Abingdon; New York: Routledge, 2018. 252 p.

Information resources on the Internet

1. The official web portal of the Verkhovna Rada of Ukraine. URL: <http://portal.rada.gov.ua/>
2. Official online representation of the President of Ukraine. URL: <http://www.president.gov.ua/>
3. The single web portal of executive authorities of Ukraine. URL: <http://www.kmu.gov.ua/>
4. Official web portal of the judicial authorities of Ukraine. URL: <http://court.gov.ua/>
5. Official website of the Constitutional Court of Ukraine. URL: <http://www.ccu.gov.ua/>

Evaluation policy

- Policy on deadlines and rescheduling: Rescheduling of modules takes place with the permission of the dean's office if there are good reasons (for example, sick leave).
- Academic Integrity Policy: Copying during tests and exams is prohibited (including using mobile devices).
- Attendance Policy: Class attendance is mandatory component of assessment. For objective reasons (for example, illness, international internship, and other reasons), training can take place online with the permission of the university administration.

Assessment Credit module 1

The final grade for the course is calculated as follows:

| Credit module 1 | Credit module 2 | Credit module 3 | Credit module 4 |
|---|---|--|--|
| 30 | 40 | 30 | 40% |
| 1. Oral questioning during the class (4 topics of 10 points each - 40 points) 2. Module test – 60 points | Oral questioning during classes (7 topics of 5 points each - 35 points) 2. Module test - 65 points | Preparation of the IPR - max. 40 points. Defence of the IPR - max. 40 points Participation in trainings - max. 20 points | Theoretical questions (2 questions) - for 30 points, max. 60 points Test tasks (10 tests of 4 points each) max. 40 points |

Student evaluation scale:

| ECTS | Points | Content |
|------|--------|---|
| A | 90-100 | excellent |
| B | 85-89 | good |
| C | 75-84 | good |
| D | 65-74 | satisfactorily |
| E | 60-64 | sufficiently |
| FX | 35-59 | unsatisfactory with the possibility of retaking |
| F | 1-34 | unsatisfactory with mandatory repeat course |