

GENERAL INFORMATION

Course:	Fundamentals of Civil and Commercial Law [Lecture and classes]
Field of study:	BBA, first year
Semester:	Summer 2022/2023
Teacher:	Agnieszka Guzewicz PhD
Unit:	Department of Civil Law and Private International Law

PROGRAMME

1. Concepts of Natural and Legal Person.
2. Legal Capacity and Capacity for Legal Acts.
3. Nature of Obligation. Types of Obligations.
4. Freedom of Contract. Conclusion of Contracts. Breach of Contract.
5. Unfair Terms in Consumer Contracts.
6. Notion of Tort and Categories of Liability.
7. Material and Non-Material Damage.
8. Causation. Kinds of Damages.
9. Liability for Defective Products.
10. Civil Liability Regime for Artificial Intelligence.
11. Types of Partnerships and Companies.
12. Role of the Bodies in the Companies.
13. Trademark as a Type of Intellectual Property.
14. Notion of Copyright.

REQUIREMENTS TO COMPLETE THE COURSE

LECTURE

I. EXAM

Written exam during the summer exam session.

All necessary details concerning the exam will be sent to Students by the teacher via email.

CLASSES

I. ORAL PRESENTATION

Each Student should prepare and present an oral presentation during the classes. It will be assessed by the teacher. The topics, criteria of evaluation and all formal requirements will be sent to Students by the teacher via email.

II. ATTENDANCE

Attendance is obligatory.

In regard to attendance, one unexcused absence is allowed.

Each subsequent absence should be made up for in the form of an oral answer during the office hours within two weeks of the absence or the cause of the absence - otherwise the final grade will be reduced by half a degree.

III. ACTIVITY

Outstanding activity in the area covered by the subject matter of the classes, confirmed by "pluses" (obtained during at least half of the classes), results in an increase of the final grade by half a degree. Please check your additional points ("pluses") after each class.

RECOMMENDED LITERATURE / LEGAL ACTS / LINKS

J. Gordley, H. Jiang, A. T. von Mehren, *An Introduction to the Comparative Study of Private Law. Readings, Cases, Materials*, Cambridge University Press 2021.

M. Bussani, A. Sebok (eds), *Comparative Tort Law: Global Perspectives*, Edward Elgar Publishing 2021.

P. Machnikowski, J. Balcarczyk, M. Drela, *Contract Law in Poland*, Alphen aan den Rijn: Kluwer Law International 2020.

P. Machnikowski, A. Górnicz-Mulcahy, J. Balcarczyk, *Intellectual Property Law in Poland*, Kluwer Law International 2020.

H. Beale, B. Fauvarque-Cosson, J. Rutgers, S. Vogenauer, *Cases, Materials and Text on Contract Law*, Hart Publishing 2019.

J. Devenney, M. Kenny (eds.), *European Consumer Protection. Theory and Practice*, Cambridge University Press 2012.

Regulation (EU) 2017/1001 of the European Parliament and of the Council of 14 June 2017 on the European Union trade mark (codification), OJ L 154, 16.6.2017, p. 1–99, <https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1506417891296&uri=CELEX:32017R1001>

Council Regulation (EC) No 2157/2001 of 8 October 2001 on the Statute for a European company (OJ L 294, 10.11.2001, p. 1–21), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A32001R2157>

Council Directive 93/13/EEC of 5 April 1993 on unfair terms in consumer contracts (OJ 1993, L 95/29), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A31993L0013>

Council Directive 85/374/EEC of 25 July 1985 on the approximation of the laws, regulations and administrative provisions of the Member States concerning liability for defective products (OJ L 210, 7.8.1985, p. 29–33), <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A31985L0374>

Case law of the Court of Justice of the European Union in Luxembourg,
<https://curia.europa.eu/jcms/jcms/index.html>