

DESCRIPTION OF COURSE UNIT

1.

Course unit title	Code
Development of Civil Law and Current Issues	100256

2.

Name of lecturer(s) (provided information as to how, when and where they can be in contact)	Department(s)
Coordinator: Prof. Dr. S. Drukteinienė a. o.: Assoc. Prof. Dr. D. Vasarienė, Prof. Dr. I. Kudinavičiūtė-Michailovienė, Prof. Dr. S. Vilčinskaitė, Prof. Dr. V. Jurkevičius, Prof. Dr. P. Pakutinskas, Prof. Dr. E. Klimas	MRU LS Institute of Private Law pti@mruni.eu
Coordinator: Prof. Dr. J. Kiršienė a. o.: Assoc. Prof. dr. P. Čerka	VMU Faculty of Law deimante.chomiciute@vdu.lt

3.

Cycle of course unit	Level of course unit	Type of course unit
Third cycle	Not applicable	Elective

4.

Mode of delivery	Year of study and semester when the course unit is delivered	Language of instruction
Face-to-face and (or) distance learning	I-III study year	Lithuanian, English

5.

Study requirements	
Prerequisites: Master's or equivalent degree	Co-requisites: Students must have accomplished courses in law theory, the general part of civil law and the special part of civil law.

6.

Recommended optional programme components
Not applicable

7.

Number of ECTS credits allocated	Student's workload	Contact work hours	Independent work hours
6	162	4	158

8.

Purpose of the course unit: programme competences to be developed
The aim of the course is to develop the ability of doctoral students to acquire, critically evaluate and apply the latest systematic knowledge of the contemporary law institutions (civil law enforcement and defence, persons, representation, family law, property law, inheritance law, general law of obligations, tort law, contract law, intellectual property law, etc.), as well as trends in modern civil law in the process of civil law harmonization and globalization, creating new fundamental knowledge and original ideas, and solving complex scientific problems in civil law regulated legal relations.

Learning outcomes of the programme	Learning outcomes of the course unit	Teaching and learning methods	Assessment methods
	Demonstrates an excellent level of professional knowledge by critically, conceptually, and creatively assessing civil law rules and issues in their field of regulations and presenting solutions to them.	Independent study of literature. Individual consultation with the teachers.	Exam
	Is able to provide suggestions or conclusions based on the latest theoretical knowledge, interdisciplinary practice and scientific methods in the field of interpretation and explanation of civil law norms.	Independent study of literature. Individual consultation with the teachers.	Exam
	Is able to critically analyse, interpret, explain and compare legal acts regulating civil legal relations, case law, and experience of other states and to make proposals for improvement of legal regulation of civil legal relations.	Independent study of literature. Individual consultation with the teachers.	Exam

9.

Course contents										
Topics	Contact work hours and planned learning activities							Independent work hours and tasks		
	Lectures	Consultations	Seminars	Training exercises	Laboratory work	Internship	Assessment	All contact work hours	Independent work hours	Tasks
1. General issues of civil law (civil law as a branch of law, comparative research of civil law, harmonization and unification; personal non-property rights, their content; personal property rights, their content; implementation and defence of civil rights).										Independent study of literature.
2. Family law (legal forms of family, content of family legal relationships, property rights and duties of family members, rights and duties of children and parents, harmonization and unification of family law).										Independent study of literature.
3. Property law (problems of property law; lien and restriction of property rights; main issues in the implementation of ownership right) and comparative aspects.										Independent study of literature.

4. Inheritance law (inheritance by will and by law, acceptance of inheritance, securing and protecting creditors' rights in the legal relationship of inheritance; legal relationship of the inheritance with an international element).									Independent study of literature.
5. Comparative issues of the law of obligations (harmonization and unification of the law of obligations in international law and soft law initiatives, problems of definition of obligation, principles of obligation and their implementation, basics of the occurrence of obligations and their interrelationship, obligation parties and third persons, types of obligations, issues on kinds of security of obligations, basis and conditions of termination of obligations).									Independent study of literature.
6. Comparative tort law (similarities and differences in English, German, French, Lithuanian tort law, conditions, grounds for elimination, no-fault liability, other special torts, harmonization and unification of tort law).									Independent study of literature.
7. Problems of conclusion, execution and termination of contracts.									Independent study of literature.
8. Problems of intellectual property law.									Independent study of literature.
Overall		2				2	4	158	

10.

Assessment strategy	Weighting percentage	Period or date of assessment	Assessment criteria
Exam	100 %	Full-time – I-II courses Part-time – I-III courses	Complete, consistent, science-based written and / or oral answers to exam questions.

11.

Required reading
1. Ambrasienė D., <i>et al.</i> Lyginamoji sutarčių teisė: Lietuva europiniame kontekste. Vilnius: Justitia, 2013.
2. Beale, H., et al. Cases, Materials and Text on Contract Law. Second ed. Portland, Oregon: Hart Publishing, 2010.
3. Deakin S., Johnston A., Markesinis B. (eds.). Markesinis and Deakin's Tort Law, sixth edition. – Oxford: Clarendon Press, 2008.
4. European Group on Tort Law. Principles of European Tort Law (PETL). – Springer, Wien/New York, 2005.
5. Gordley J. Foundations of Private Law: Property, Tort, Contract, Unjust Enrichment. – Oxford: Oxford University Press, 2007
6. Hartkamp A., Hesselink M., Hondius E. and others (red.). Towards a European Civil Code, fourth edition.

- Nijmegen: Kluwer Law International, 2011.
7. Jurkevičius V., Kemežytė J. Civilinės teisės specialioji dalis. Praktikumai. I dalis. Vilnius: Mykolo Romerio universitetas, 2013.
 8. Jurkevičius V., Šidlauskienė J. Civilinė teisė. Atskiros sutarčių rūšys. Vilnius: Mykolo Romerio universitetas, 2015.
 9. Kadner Graziano, T. Comparative contract law: cases, materials and exercises. Basingstoke: Palgrave Macmillan, 2009.
 10. Lando O., Zimmermann R. Principles of European Contract Law: Parts 1-3. – Kluwer Law International, 2003.
 11. Lietuvos Respublikos civilinis kodeksas: pirmieji dešimt galiojimo metų: mokslo studija / mokslinis redaktorius Gediminas Sagatys. Vilnius: Mykolo Romerio universitetas, 2013.
 12. Mikelėnas V. Šeimos teisė: vadovėlis. Vilnius: Justitia, 2009.
 13. Paveldėjimo teisė. Autorių kolektyvas. Moksl. red. S. Ražanaitė. Lietuvos notarų rūmai, 2018.
 14. Principles, Definitions and Model Rules of European Private Law. Draft Common Frame of Reference (DCFR) (ed. by BAR, Chr. von). – Munich: Sellier, European law publishers, Vols. 2-3, 2009.
 15. Privatinės teisės doktrina ir praktika: Liber Amicorum Vytautui Pakalniškiui: mokslinių straipsnių rinkinys. Vilnius: Mykolo Romerio universitetas, 2014.
 16. Stefan V., Kleinheisterkamp J. (eds.). Commentary on the UNIDROIT Principles of International Commercial Contracts. – Oxford, New York: Oxford University Press, 2009.
 17. Von Bar, C., et al. Draft Common Frame of Reference (DCFR). Full Edition Principles, Definitions and Model Rules of European Private Law Edited by Study Group on a European Civil Code, Research Group on the Existing EC Private Law (Acquis Group), 2009.

Recommended reading

1. Baranauskas E., Zapolskis P. Europos sutarčių teisės derinimas: Europos Komisijos iniciatyvos // Šiuolaikinės civilinės teisės raidos tendencijos ir perspektyvos: mokslinių straipsnių rinkinys. Vilnius: Justitia, 2007.
2. Baranauskas E., Laurinavičius K., Pakalniškis V., Vasarienė D. Daiktinė teisė: vadovėlis. - Vilnius: Mykolo Romerio universitetas, 2010.
3. Cambridge Handbook of Intellectual Property in Central and Eastern Europe. Ed. Mira T. Sundara Rajan. Cambridge: Cambridge University Press, 2019.
4. Civilinė teisė. Bendroji dalis: vadovėlis. – Vilnius: Justitia, 2009.
5. Civilinė teisė. Bendroji dalis: vadovėlis. – Vilnius: Mykolo Romerio universiteto Leidybos centras, 2008.
6. Civilinė teisė. Daiktinė teisė: vadovėlis. – Vilnius: Mykolo Romerio universiteto Leidybos centras, 2010.
7. Civilinė teisė. Prievolių teisė: vadovėlis. – Vilnius: Mykolo Romerio universiteto Leidybos centras, 2009.
8. Cirtautienė S. Neturtinės žalos atlyginimas kaip civilinių teisių gynimo būdas. Vilnius: Justitia, 2008.
9. Dambrauskaitė A. Sandorių negaliojimo teisinės pasekmės. – Vilnius: Justitia, 2009.
10. Drukteinienė S., Norkūnas A. Civilinės atsakomybės praktikumas, Vilnius: Registrų centras, 2017.
11. Kadner Graziano T. Comparative Tort Law. Routledge, 2018.
12. Lietuvos Respublikos civilinio kodekso komentaras. Pirmoji knyga. Bendrosios nuostatos. Pirmasis leidimas. – Vilnius: Justitia, 2001.
13. Lietuvos Respublikos civilinio kodekso komentaras. Antroji knyga. Asmenys. Pirmasis leidimas. – Vilnius: Justitia, 2002.
14. Lietuvos Respublikos civilinio kodekso komentaras. Trečioji knyga. Šeimos teisė. Vilnius: Justitia, 2002.
15. Lietuvos Respublikos civilinio kodekso komentaras. Šeštoji knyga. Prievolių teisė. I dalis. Pirmasis leidimas. – Vilnius: Justitia, 2003.
16. Mikelėnas V. Prievolių teisė. – Vilnius: Justitia, 2002.
17. Mizaras, V. Lietuvos deliktų teisės aktualijos ir tendencijos. Šiuolaikinės civilinės teisės raidos tendencijos ir perspektyvos: mokslinių straipsnių rinkinys. Vilnius: Justitia, 2007, p. 51–75.
18. Principles of European Tort Law (PETL). Text and Commentary. Wien and New York: Springer, 2005.
19. Šeimos bylų nagrinėjimo ir teismo sprendimų vykdymo ypatumai. Moksl. red. E. Tamošiūnienė, I. Kudinavičiūtė-Michailovienė. Vilnius: MRU, 2013.
20. Van Gerven W., Lever J., Larouche P. Cases, Materials and Text on Tort Law. Hart Publishing, Oxford and

Portland, Oregon, 2000.

21. Winiger, B., Koziol, H., Koch, B. A. and others (eds.). Digest of European Tort Law, Vol. 1: Essential Cases on Natural Causation. – Vienna: Springer-Verlag, 2007.

Approved by Mykolas Romeris University and Vytautas Magnus University Doctoral Committee in Law on 18 April 2024, Decision No. 10-174 (4.4 E-32002).