**AL-FARABI KAZAKH NATIONAL UNIVERSITY**

Faculty of international relations

Department of international law

**Syllabus of discipline**

**Semester: autumn, 2017-2018 year**

Academic Course Information

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| Code | Course (discipline) | **type** | **Weekly classes** | | | Credits | **ECTS** |
| Lec. | **Sem.** | **Lab.** |
| CLP 6301 | Comparative Law problems | ED | 2 | 1 | 0 | **3** | 6 |
| Lecture | **Omirzhanov T. Yesbol** – candidate of jurisprudence, Associate professor | | | **Office hours** | | in accordance with the schedule | |
| **e-mail** | [yesbol\_1981@mail.ru](mailto:yesbol_1981@mail.ru) | | |
| phone number | 2-43-83-22, 87772686571 | | | **room** | |  | |
| assistant |  | | | **Office hours** | |  | |
| e-mail |  | | |
| phone number |  | | | **room** | |  | |

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| --- | --- | --- | --- |
| **Description of the course** | The Comparative Law problems is a special course, which directed to study main problems of making comparative analysis of modern legal systems. Discipline has a theoretical and elective type of training course. Discipline forms students' analytical abilities, also develops skills of working with various sources, legislative acts. The course takes the main place in the EP (educational program).  Goal and objectives of the discipline is to form a knowledge of the basic provisions of the course " Comparative Law problems"; develop the ability to self-analysis features of the state and law, the legal system and legislation as a single country or a group of countries; consolidate the knowledge through a series of independent projects and workshops.  on the basis of the discipline "Comparative Law problems," the master degree student must possess a certain level of knowledge about the main legal systems of modern world. Know about the main problems and concepts of making comparative analysis of legal systems. | | |
| **Pre-requisites**  **Post-requisites** | History of legal and political doctrines, Muslim law  - | | |
| **LIST OF REFERENCES** | 1. Bekhrus Kh. Comparative Law: text book. – М.: Transplit, 2008. 2. David R. The main modern legal systems. - М.: International relations, 2009. 3. Ignatova N. Comparative Law: lectures/ «Daneker». – Аlmaty, 2004. 4. Маlko А., Salomatin А. Comparative Law. М., 2010. 5. Маrchenko М. Comparative Law. Main part. М., Zersalo, 2001.   Available online: Additional training materials and documentation used for homework, will be available on your page on univer.kaznu.kz site. in EMCD section. | | |
| **POLICY OF THE COURSE** | 1. For each classroom you have to prepare in advance, according to the schedule below. training should be completed by the classroom, where the topic is discussed.  * IWS tasks will be distributed throughout the semester, as shown in the graph of discipline. Student passes essay or report within the specified period. Specific requirements for the research assignment will be distributed in class. All assignments will constitute 10% of the final mark of the course.   The student must perform all tasks and pass the IWS teacher. Specific requirements will be distributed in class. This task will be 15% of the final grade. When performing tasks subject to the following rules: Targets should be carried out within a specified time. in written form should be completing quests. The student must write his vision regarding the particular material. The maximum size of 3 page abstract.  Academic values: Academic honesty and integrity: independence of all tasks; inadmissibility of plagiarism, forgery, use of cribs, cheating at all stages of knowledge control, cheating the teacher and disrespectful attitude towards him. (Code of Honor of a student of KazNU). Students with disabilities can receive counseling on the above E-mail and telephone. | | |
| **Assessment policy** | **Description of** independent work | **All** | **Results** |
| Home tasks  Research work  Individual tasks  Examinations  Total | 35%  10%  15%  40%  100% | 1,2,34,5,6  2,3,4  4,5,6  1,2,3,4,5,6 |
| Your marks in in percentages:  95% - 100%: А 90% - 94%: А-  85% - 89%: В+ 80% - 84%: В 75% - 79%: В-  70% - 74%: С+ 65% - 69%: С 60% - 64%: С-  55% - 59%: D+ 50% - 54%: D- 0% -49%: F  Landmark control will be conducted on theoretical questions of discipline (for 7 weeks).  Midterm examination – 100 points. Midterm examination includes 20 theoretical questions. Every examination ticket includes 3 theoretical questions. Every question requires complete answer. Every question – 34, 33, 33 points (complete and right answer – 34, 33, 33 points, incomplete and right answer – 15 points, incomplete and not exact answer – 10 points, uncorrect answer – 0 point. Midterm examination will be hold in the written form.  Final examination – 100 points. Final examination includes 30 tests. Examination will be hold in the test form.  Criterial evaluation: evaluation of learning outcomes in relation to descriptors (checking the formation of competences on the boundary control and examinations). Summative assessment: assessment of the presence and activity of work in the classroom; evaluation of the completed task, the CDS (project / case / program) | | |
| Calendar for the implementation of the content of the training course (Appendix 1) | Weekly description of lecture, practical / seminar / laboratory / project works / assignments on the CDS; The indication of the scope of the topic and the dilution of the evaluation, including the evaluation for the control task. Generalization and analysis of the contents of the curriculum of the first half of the semester (boundary control 1) in the form of a scientific essay / system analysis of scientific problems of the topics studied / presentations of individual case studies / assessments of personal contributions to the development of a group project task, | | |

Appendix 1

Calendar for the implementation of the content of the training course:

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| week | | Name of the theme | | number of hours | | marks | |
| 1 | | 2 | | 3 | | 5 | |
| 1 | | Lecture 1. Object, method and value of the special course " comparative law " | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
| 2 | | Lecture 2. "The history of the formation and development of comparative law" | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
| 3 | | Lecture 3. Methodology of Comparative Law. | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | Report 1: General rules of comparative legal analysis. | |  | | 9 | |
| 4 | | Lecture 4. "The comparative method in the study of State and Law". | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | Report 2: Diachronic and synchronic comparative analysis | |  | | 9 | |
| 5 | | Lecture 5. "The comparative method in theoretical and historical legal disciplines" | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | Report 3: Legal system of Rome Empire | |  | | 9 | |
| 6 | | Lecture 6. "The comparative method in the study of special disciplines of the national law of the Republic of Kazakhstan" | |  | | 2 | |
|  | | Seminar | |  | | 5 | |
|  | | Report 4: Peculiarities of modern legal system of Kazakhstan | |  | | 9 | |
| 7 | | Lecture 7. "The comparative method in international law" | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | 1 Landmark control | |  | | 15 | |
|  | | total | |  | | 100 | |
| 8 | | midterm examination | |  | | 100 | |
|  | |  | | total | | 200 | |
| 8 | | Lecture 8. Methodological problems of comparative law | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | Module 2 | |  | |  | |
| 9-10 | | Lecture 9. The legal system of modern society | | 4 | | 4 | |
|  | | Seminar | | 2 | | 10 | |
|  | | Report 1: The concept of the legal system and its main features. | |  | | 12 | |
| 11 | | Lecture 10. Romano-Germanic legal family. | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | Report 2: Historical development of Romano-Germanic law family. | |  | | 12 | |
| 12 | | Lecture 11. Anglo-Saxon legal family. | | 2 | | 2 | |
|  | | seminar. | | 1 | | 5 | |
|  | | Report 3: U.S. law: federal law and the law of the states. | |  | | 10 | |
| 13 | | Lecture 12. Religious family law | | 2 | | 2 | |
|  | | seminar. | | 1 | | 5 | |
| 14 | | Lecture 13. Traditional family law | | 2 | | 2 | |
|  | | seminar. | | 1 | | 5 | |
| 15 | | Lecture 14. Socialistic law family | | 2 | | 2 | |
|  | | Seminar | | 1 | | 5 | |
|  | | 2 Landmark control | |  | | 10 | |
|  | | Total | |  | | 100 | |
|  | | Examination | |  | | 100 | |
|  | | Total | | 45 | | 400 | |

Head of the methodical bureau: candidate of jurisprudence,

Associate professor Mashimbaeva G.A.

Head of the International Law Department: candidate of jurisprudence,

Associate professor Sairambaeva Zh.T.

Compiler: candidate of jurisprudence, Associate professor Omirzhanov Y. T.