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Office hours: *given on the website <http://prawo.uni.wroc.pl/user/14535>*

Course code: 23-PR-SM-S5-PILANG

LECTURES SCHEUDLE

1. Definition and sources of private international law. Conflict of laws rules - concept and structure;
2. Application of private international law rules. Ascertainment content and application of foreign law;
3. Determination and scope of law applicable to personal statue of natural and legal persons; Determination and scope of law applicable to property rights
4. Determination and scope of law applicable to contractual obligations. Uniform law on international sale of goods.
5. Determination and scope of law applicable to non-contractual obligations.
6. Determination and scope of law applicable to family law relationships and guardianship
7. Determination and scope of law applicable to succession

CONVERSATORIES SCHEUDLE

1. Definition and sources of private international law. Conflict of laws rules - concept and structure. Application of private international law rules. Ascertainment content and application of foreign law (cases);
2. Determination and scope of applicable to personal statue of natural and legal persons; Determination and scope of application law applicable to acts in law, representation and limitation of claims (cases);
3. Determination and scope of law applicable to contractual obligations (cases). Uniform law on international sale of goods;
4. Determination and scope of law applicable to non-contractual obligations (cases);

5. Determination and scope of law applicable to property rights (cases). Act on acquisition of property rights to immovable property by foreigners. Basic issues on law applicable to intellectual property rights;
6. Determination and scope of law applicable to family law relationships and guardianship;
7. Determination and scope of law applicable to succession;
8. **TEST (attendance is compulsory) – 30.11.2023;**
9. International civil procedure;
10. International civil procedure; repetition of material for exam.

BASIC LITERATURE

- *J. Gołaczyński*, Private International Law in Poland, Warszawa 2019.

SUPPLEMENTARY LITERATURE

- *P. Stone, Y. Farah*, Research Handbook on EU Private International Law, Edward Elgar Publishing 2015;
- *M. Pazdan (red.)*, Prawo prywatne międzynarodowe. System Prawa Prywatnego. Tom 20A, Warszawa 2014;
- *M. Pazdan (red.)*, Prawo prywatne międzynarodowe. System Prawa Prywatnego. Tom 20B, Warszawa 2015;
- *M. Pazdan (red.)*, Prawo prywatne międzynarodowe. System Prawa Prywatnego. Tom 20C, Warszawa 2015;
- *J. Poczobut (red.)*, Prawo prywatne międzynarodowe. Komentarz, Warszawa 2017;
- *M. Pazdan (red.)*, Prawo prywatne międzynarodowe. Komentarz, Warszawa 2018;
- *J. Gołaczyński, P. Pęcherzewski (red.)*, Kazusy z prawa prywatnego międzynarodowego i międzynarodowego postępowania cywilnego, Wrocław 2012 – dostępne pod adresem <http://www.bibliotekacyfrowa.pl/Content/39356/Kazusy.pdf>.

NORMATIVE ACTS

1. Act of 4 February 2011 Private International Law (O.J. 2011 No. 80, item 432);
2. Act of 24 March 1920 on the acquisition of real estate by foreigners (O.J. 2014, item 1380);

3. Part IV - Act of 17 November 1964 - Code of Civil Procedure (O.J. of 2018, item 1360);
4. Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (Rome I) (OJ L 177, 4.7.2008, p. 6–16);
5. Regulation (EC) No 864/2007 of the European Parliament and of the Council of 11 July 2007 on the law applicable to non-contractual obligations (Rome II) (OJ L 199, 31.7.2007, p. 40–49);
6. Regulation (EU) No 650/2012 of the European Parliament and of the Council of 4 July 2012 on jurisdiction, applicable law, recognition and enforcement of decisions and acceptance and enforcement of authentic instruments in matters of succession and on the creation of a European Certificate of Succession (OJ L 201, 27.7.2012, p. 107–134);
7. Council Regulation (EC) No 4/2009 of 18 December 2008 on jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations (OJ L 7, 10.1.2009, p. 1–79);
8. Convention of 5 October 1961 on the Conflicts of Laws Relating to the Form of Testamentary Dispositions <https://assets.hcch.net/docs/b67e23f7-bcf7-4cc6-aea9-26ea825c56c4.pdf>;
9. Convention of 4 May 1971 on the Law Applicable to Traffic Accidents <https://assets.hcch.net/docs/abcf969d-bac2-4ad5-bf52-f1aabc0939ad.pdf>;
10. Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children <https://assets.hcch.net/docs/f16ebd3d-f398-4891-bf47-110866e171d4.pdf>;
11. Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance <https://assets.hcch.net/docs/14e71887-0090-47a3-9c49-d438eb601b47.pdf>;
12. United Nations Convention on Contracts for the International Sale of Goods (Vienna, 1980) (CISG) <http://www.uncitral.org/pdf/english/texts/sales/cisg/V1056997-CISG-e-book.pdf>
<http://www.uncitral.org/pdf/english/texts/sales/cisg/V1056997-CISG-e-book.pdf>;
13. Convention on the Limitation Period in the International Sale of Goods (New York, 1974) http://www.uncitral.org/pdf/english/texts/sales/limit/limit_conv_E_Ebook.pdf;
14. Regulation (EU) No 1215/2012 of the European Parliament and of the Council of 12 December 2012 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters (OJ L 351, 20.12.2012, p. 1–32);

WORTH TO SEE OR READ

1. <https://www.hcch.net/en/about/hcch-video>;
2. <https://www.youtube.com/watch?v=-m0z2JHNxVk>;

3. <http://www.uncitral.org>;
4. <https://www.hcch.net/en/home>.

TEST ON CONVERSATORIES

The condition for getting a pass from the conservatories is participation in conservatories, as well as positive grade from the colloquium, which is going to take place on 8th meeting. The colloquium consists of test part and cases. The test part consists of 20 single-choice closed questions. The case part cover one case and within which student has to answer 4 questions and give reasoning for them. Student can get maximally 40 points for the entire colloquium. Depending on the number of points obtained, the student gets the following grade:

- 37 – 40 points – grade 5.0
- 34 – 36 points – grade 4.5
- 30 – 33 points – grade 4.0
- 26 – 29 points – grade 3.5
- 21 – 25 points – grade 3.0
- 0 – 20 points – grade 2.0

EXAM DURING WINTER EXAM SESSION

The exam consists of test part and cases. The test part consists of 40 single-choice closed questions. The case part cover two cases and within each case student has to answer 4 questions and give reasoning for them. Student can get maximally 80 points for the entire colloquium. Depending on the number of points obtained, the student gets the following grade:

- 73 – 80 points – grade 5.0
- 65 – 72 points – grade 4.5
- 57 – 64 points – grade 4.0
- 49 – 56 points – grade 3.5
- 41 – 48 points – grade 3.0
- 0 – 40 points – grade 2.0

NOTE: the provisions of § 25 - § 33 of Resolution No. 94/2019 of the Senate of the University of Wrocław of May 22, 2019 regarding the regulations of studies at the University of Wrocław apply to credits and examinations.