

Title:	Polish civil procedure
Lecture hours:	40h
Study period: (summer/winter)	Winter/summer
Number of credits:	6 ECTS
Assessment methods:	work with sources Solving cases Final test
Language of instruction:	English
Prerequisites:	Introductory subject: Polish civil law
Course content:	<p>1. Organization of the Civil Justice System:</p> <ul style="list-style-type: none"> - Types of courts with jurisdiction in civil cases, - Internal organization of courts (divisions of common courts, chambers of the Supreme Court). <p>2. Court jurisdiction in civil cases.</p> <p>3. Procedural documents.</p> <ul style="list-style-type: none"> - The concept of a procedural document, - Formal requirements of a procedural document, - The form of a procedural document (paper, electronic) and the method of filing it. Procedural documents on forms, - Fiscal requirements of a procedural document, - Legal consequences of failure to comply with formal or fiscal requirements. <p>4. Claim and lawsuit:</p> <ul style="list-style-type: none"> - The concept of a claim, - Types of actions (action for the award of a claim, action to establish a legal relationship or right), - A lawsuit as a procedural document containing a claim (formal requirements and content). <p>5. The concept of evidence and general rules for taking evidence.</p> <p>6. Means of evidence:</p> <ul style="list-style-type: none"> - Documentary evidence (the concept of an official document and the concept of a private document and their probative value, a paper document versus an electronic document). - Witness evidence (the obligation to testify, the form and manner of testifying), - Expert opinion evidence (the purpose of this evidence, the entity preparing the opinion, the requirements for the expert, the form of the opinion, the court's assessment of this evidence), - Inspection evidence, - Evidence from the hearing of the parties (the purpose and nature of this evidence, the form and manner of taking it, the legal consequences of a party's failure to testify), - Other means of evidence.

	<p>7. Non-evidential means of establishing the facts:</p> <ul style="list-style-type: none"> - Notoriety (general and official), - Admission, - Factual presumptions (circumstantial evidence), - Legal presumptions. <p>8. Court decisions:</p> <ul style="list-style-type: none"> - Types of decisions (judgment, payment order, order, entry in the land and mortgage register), - Structure of a court decision, - Content of the decision (with reference to examples of civil cases), - Finality of decisions (substantive and formal). <p>9. Appeals against decisions:</p> <ul style="list-style-type: none"> - The concept of an appeal (including an appeal), - Ordinary appeals, - Extraordinary appeals.
Learning outcomes:	<p>The student knows the basic theoretical concepts of civil proceedings, techniques for searching for civil law provisions, case law and civil law literature, and the methods and principles of interpreting civil law provisions.</p> <p>The student knows and understands the place of legal sciences in the system of sciences and the role of civil law in the Polish legal system.</p> <p>The student is able to locate civil procedure regulations, determine their scope of application, taking into account amendments, and interpret them in accordance with the rules of legal interpretation.</p> <p>The student is able to locate and analyse case law and legal writings relating to specific factual and legal situations in the field of civil proceedings.</p> <p>The student is able to draft typical contracts and documents in court proceedings and undertake basic activities in this field.</p> <p>The student is ready to assess their knowledge of civil proceedings in a practical environment, especially through the lens of its extensiveness, complexity, and changes in the law.</p> <p>K2 - The student is aware of the importance of professional knowledge in the field of civil procedure.</p>
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Literature:	Kodeks postępowania cywilnego. The Code of Civil Procedure - Douglas MacKenzie, Anna Rucińska, Marta Świerkot, Katarzyna Tatar, C.H. Beck 2025