

LEARNING MODULE DESCRIPTION (SYLLABUS) Academic Year 2015/2016

I. General information

- 1. Module title
Polish Constitutional Law
- 2. Module code
10-PCL-w-Erasm
- 3. Module type – compulsory or optional
optional
- 4. Programme title
ERASMUS
- 5. Cycle of studies (1st or 2nd cycle of studies or full master’s programme)
other
- 6. Year of studies (where relevant)
n/a
- 7. Terms in which taught (summer/winter term)
summer
- 8. Type of classes and the number of contact hours (e.g. lectures: 15 hours; practical classes: 30 hours)
Lectures – 30h
- 9. Number of ECTS credits
8
- 10. Name, surname, academic degree/title of the module lecturer/other teaching staff
Dr Witold Płowiec, plowiec@amu.edu.pl
- 11. Language of classes
English

II. Detailed information

- 1. Module aim (aims)

Students should: get acquainted with the constitutional order of the country; understand its principles and their practical impact; understand the principles governing the relationship between the state and an individual in the context of domestic, international and comparative law; get familiarized with the system of state bodies and their work.

- 2. Pre-requisites in terms of knowledge, skills and social competences (where relevant)

The module requires a basic knowledge of jurisprudence, international law, constitutional law, human rights and freedoms, and the proceedings before the national courts of law.

- 3. Module learning outcomes in terms of knowledge, skills and social competences and their reference to programme learning outcomes

Learning outcomes symbol	Upon completion of the course, the student will:	Reference to programme learning outcomes
PCL_01	Explain the importance of the Constitution and constitutional law in the State and society, determine its impact as an act of the highest position in the system of sources of law, as well as point out the consequences of the political system established in the Constitution of the system of sources of law	K_W01; 02; 08, 11; 12; K_U01; K_K01
PCL_02	Perform a systematic interpretation of the provisions of the Constitution, including in the context of its axiological foundations	K_W02, 03; 07; 08; 09; 12; K_U02; 04, 05; K_K07

PCL_03	Explain the rules in the state political system, to determine the relationships between them, as well as the forms and methods of their implementation, especially with regard to the principles of the democratic state and the rule of law; characterize the constitutional system of government in a comparative context.	K_W05; 07; 08; 17, K_U01
PCL_04	Determine the constitutional status of the individual, balance of common interest and the individual in the context of constitutional rights and freedoms of the individual, and use the essential institutional and procedural guarantees of these rights and freedoms	K_W13; 14; K_U02; K_U05; 08; 11; K_K05
PCL_05	Explain the political system and the powers of state authorities (including the central bodies of the state), their relationship (principle of the separation and balance), the rules and procedures for their functioning, as well as to assess the practice of their actions	K_W04; 13; 16; K_U04; 11, K_K05
PCL_06	Explain the interrelationships between constitutional law and the integration in the European Union and international cooperation, including the EU and international law	K_W10

4. Learning content

Module title		
Learning content symbol	Learning content symbol	Reference to module learning outcomes
TK_01	The concept, types and mode of changing the Constitution	PCL_01; 02
TK_02	Governance in comparative terms - the principle of "good governance"	PCL_03
TK_03	Constitutional principles (Chapter I of the Constitution)	PCL_01 - 06
TK_04	Human rights, freedoms and obligations.	PCL_04; 06
TK_05	Sources of constitutional law, the relationship between international law, EU law and Polish constitutional law	PCL_01; 02; 06
TK_06	Electoral systems	PCL_05; 06
TK_07	The Legislature: Parliament, the National Assembly	PCL_05; 06
TK_08	Executive branch: president, Council of Ministers and its subordinate bodies	PCL_05; 06
TK_09	The judiciary, the Constitutional Court and the control of the constitutionality of the law, the Tribunal of State - constitutional responsibility	PCL_05; 04
TK_10	The Ombudsman, Prosecutors, Supreme Chamber of Control	PCL_05; 04

5. Reading list

1. **Agata Hauser, Julita Jabłońska, J. Jaraczewski, Z. Kędzia An Introduction to Polish Constitutional law, in: Handbook of Polish Law, W. Dajczak, A.J.Szwarc, P. Wiliński (ed.) PWN 2011**
2. **Bogusław Banaszak, Outline of Polish constitutional law, Wrocław University Press, 2005**
3. **Paweł Sarnecki, Andrzej Szmyt, Zbigniew Witkowski The principles of basic institutions of the system of government in Poland Sejm Pub. Office, 1999**
4. **Krzysztof Prokop Polish constitutional law Temida 2008**
5. **Ewelina Gierach, Piotr Chybalski (ed.) Polish Constitutional law and selected statutory materials Chancellery of the Sejm 2009**

6. Information on the use of blended-learning (if relevant)

n/a

7. Information on where to find course materials

Relevant information will be presented during the initial lectures.

III. Additional information

1. Reference of learning outcomes and learning content to teaching and learning methods and assessment methods

Module title			
Symbol of module learning outcome	Symbol of module learning outcome	Symbol of module learning outcome	Symbol of module learning outcome
PCL_01-06	TK_01-10	Lecture aided by multimedia elements (Power Point slides), case studies.	Written or oral exam.

Example assessment tasks (questions).

1. **Ratification of international agreements and their place in the constitutional system of sources of law**
2. **The main elements of the rule of law**
3. **The principle of separation of powers and its impact on the relationship between the state**
4. **Limitation of human rights**
5. **The role of parliamentary committees in the exercise of legislative functions and control by the Parliament**
6. **The importance and the types of referendum in Poland**
7. **Competences of the President**
8. **Judicial independence and the safeguards and consequences**
9. **Terms of filing a constitutional complaint**

2. Student workload (ECTS credits)

Module title:	
Activity types	Mean number of hours* spent on each activity type
Contact hours with the teacher as specified in the programme	30
Independent study - class preparation	10
Independent study – literature review	10

Independent study – essay writing	10
Total hours	60
Total ECTS credits for the module	8

3. Assessment criteria

The following criteria for assessment of student:

- a) knowledge of constitutional law,**
- b) the ability to correctly formulate ideas and opinions and a rational justification,**
- c) the ability to argue and draw logical conclusions**
- d) language and culture,**
- e) the level of individual abilities outlined above in the description of the learning outcomes for this module.**

Z. Kędzia