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Federal State Autonomous Educational Institution of Higher Education
PEOPLES' FRIENDSHIP UNIVERSITY OF RUSSIA NAMED AFTER PATRICE
LUMUMBA
RUDN University

LAW INSTITUTE

educational division (faculty/institute/academy) as higher education programme developer

COURSE SYLLABUS

PHILOSOPHY OF LAW

course title

Recommended by the Didactic Council for the Education Field of:

40.04.01 JURISPRUDENCE

field of studies / speciality code and title

The course instruction is implemented within the professional education programme of higher education:

**International Protection of Human Rights (Международная защита прав человека)/
International Private Law (Международное частное право)**

higher education programme profile/specialisation title

1. COURSE GOAL(s)

The goal of the course «Philosophy of law» is to familiarize the students with the categorical apparatus that allows, to describe the basic issues of philosophy of law, to introduce various approaches to philosophical interpreting of law, classical and contemporary doctrines of law suggested by famous philosophers, to give an idea about the philosophical interpretation of basic legal concepts. The course is based on doctrinal works on philosophy of law of well-known classical and modern authors.

2. REQUIREMENTS FOR LEARNING OUTCOMES

Mastering the course (module) «Philosophy of law» intends to train and guide students to achieve the development of following competences (competences in part):

Table 2.1. List of competences that students acquire through the course study

Competence code	Competence descriptor	Competence formation indicators (within this course)
UC-1	UC-1. Able to carry out a critical analysis of problem situations based on a systematic approach, develop an action strategy	UK-1.1. Analyzes the problem situation as a system, identifying its components and relationships between them UK-1.2. Identifies gaps in the information necessary to solve the problem situation, and designs processes to eliminate them UK-1.3. Critically evaluates the reliability of information sources, works with conflicting information from different sources UK-1.4. Develops and meaningfully argues a strategy for solving a problem situation based on a systematic and interdisciplinary approach, sets out an assessment of the prospects and risks of implementing this strategy. UK-1.5. Uses logical and methodological tools for a critical assessment of modern concepts of a philosophical and social nature in his subject area
GPC-1	GPC-1. Able to analyze non-standard situations of law enforcement practice and offer the best options for their solution	GPC-1.1. Possesses general and special knowledge to identify and resolve non-standard situations (situations in which uniform approaches to the application of the law have not been formed) in law enforcement practice; GPC-1.2. Analyzes non-standard situations in law enforcement practice, including identifying legal and other causes and/or conditions for their occurrence; GPC-1.3. Develops optimal options for solving non-standard situations of law enforcement practice, taking into account possible legal consequences and draws up these decisions in the form prescribed by law.

Competence code	Competence descriptor	Competence formation indicators (within this course)
GPC-3	GPC-3. Able to competently interpret legal acts, including in situations where there are gaps and conflicts of law	GPC-3.1. Knows the essence and specifics of the ways and methods of interpreting legal acts, ways to eliminate gaps and conflicts in law; GPC-3.2 Has the skills to interpret legal acts, including in situations where there are gaps and conflicts of law GPC-3.3 Gives qualified explanations on the content and application of the law
GPC-4	GPC-4. Able to argue in writing and orally the legal position on the case, including in adversarial processes	GPC-4.1. Knows the content of basic and specific legal concepts, terms and definitions, is able to use them to build an oral and written position on a specific legal problem; GPC-4.2. Able to argue in writing and orally the legal position on the case, including taking into account the principle of adversarial proceedings; GPC-4.3. Possesses the skills of drafting legal documents on the case and the skills of public speaking with the argumentation of the position for the professional conduct of polemics in the trial.
GPC-6	GPC-6. Able to ensure compliance with the principles of ethics of a lawyer, including taking measures to prevent corruption and suppress corruption (other) offenses	GPC-6.1. Knows the specifics of ethical standards in professional legal activity; GPC-6.2. Ensures compliance with the principles of ethics in specific types of legal activities, including taking measures to prevent corruption and suppress corruption (other) offenses; GPC-6.3. Possesses systematic skills in ensuring compliance with the principles of ethics of a lawyer, including in taking measures to prevent corruption and suppress corruption (other) offenses.

3. COURSE IN HIGHER EDUCATION PROGRAMME STRUCTURE

The course refers to the core/variable/elective* component of (B1) block of the higher educational programme curriculum.

* - Underline whatever applicable.

Within the higher education programme students also master other (modules) and / or internships that contribute to the achievement of the expected learning outcomes as results of the course study.

Table 3.1. The list of the higher education programme components/disciplines that contribute to the achievement of the expected learning outcomes as the course study results

Competence code	Competence descriptor	Previous courses/modules*	Subsequent courses/modules*
UC-1	UC-1. Able to carry out a critical analysis of problem	Philosophy of law	Comparative law research Research work

Competence code	Competence descriptor	Previous courses/modules*	Subsequent courses/modules*
	situations based on a systematic approach, develop an action strategy		Educational practice (pedagogical)
GPC-1	GPC-1. Able to analyze non-standard situations of law enforcement practice and offer the best options for their solution		History and Methodology of Legal Science Comparative law research Research work Educational practice (pedagogical) Industrial practice, incl. undergraduate
GPC-3	GPC-3. Able to competently interpret legal acts, including in situations where there are gaps and conflicts of law		Research work Industrial practice, incl. undergraduate
GPC-4	GPC-4. Able to argue in writing and orally the legal position on the case, including in adversarial processes		Educational practice (pedagogical) Industrial practice, incl. undergraduate
GPC-6	GPC-6. Able to ensure compliance with the principles of ethics of a lawyer, including taking measures to prevent corruption and suppress corruption (other) offenses		Industrial practice, incl. undergraduate

* To be filled in according to the competence matrix of the higher education programme.

4. COURSE WORKLOAD AND ACADEMIC ACTIVITIES

The total workload of the course is 2 credits (72 academic hours)

Table 4.1. Types of academic activities during the periods of higher education programme mastering (**full-time training**) *

Type of academic activities	Total academic hours	Semesters/training modules			
		1	2	3	4
<i>Contact academic hours</i>	36	36			
Lectures (LC)	18	18			
Lab work (LW)	-	-			
Seminars (workshops/tutorials) (S)	18	18			
<i>Self-studies</i>	18	18			
<i>Evaluation and assessment (exam/passing/failing grade)</i>	18	18			
Course workload	academic hours	72	72		
	credits	2	2		

5. COURSE CONTENTS

Table 5.1. Course contents and academic activities types

Course module title	Course module contents (topics)	Academic activities types
Tonic 1. Introduction to the Philosophy of Law.	Philosophy of law as the branch of philosophy and jurisprudence. Philosophical methods of law interpretation. The system of philosophy of law: epistemology of law; ontology of law; axiology of law. Classical and non-classical scientific paradigms. The basic philosophical approaches towards understanding of law.	LC, S
Topic 2. Legal Positivism.	Philosophical basis for legal positivism (A. Comte). Different ways for distinguishing law as a system of norms from other systems of norms. Classical legal positivism (J. Bentham, J. Austin). Modern legal positivism (H. Kelsen, H.L.A. Hart). Exclusive and inclusive legal positivism. Scandinavian and American legal realism. Psychological concept of law by L.I. Petrażycki.	LC, S
Topic 3. Natural Law Theory.	Epistemology of Natural Law Theory: metaphysics as the method of knowing the law. Ontology of Natural Law Theory: dualism of natural law and positive law. Axiology of Natural Law Theory: Overlap Thesis – there is a necessary relation between the concepts of law and morality. Natural law’s concepts of equity. Plurality of Natural Law’s concepts: Classical Naturalism and the Revived Natural Law.	LC, S
Topic 4. Human Rights.	Positivist concepts of human rights. Ideology of natural rights. Classifications of human rights. Generations of human rights (K. Vasak). Status negativus, status positivus, status activus (G. Jellinek). Human rights protection.	LC, S

* - to be filled in only for full -time training: LC - lectures; LW - lab work; S - seminars.

6. CLASSROOM EQUIPMENT AND TECHNOLOGY SUPPORT REQUIREMENTS

Table 6.1. Classroom equipment and technology support requirements

Type of academic activities	Classroom equipment	Specialised educational / laboratory equipment, software, and materials for course study (if necessary)
Lecture	A lecture hall for lecture-type classes, equipped with a set of specialised furniture; board (screen) and technical means of	Multimedia projector, laptop, projection screen, stable wireless Internet connection.

Type of academic activities	Classroom equipment	Specialised educational / laboratory equipment, software, and materials for course study (if necessary)
	multimedia presentations.	Software: Office 365 (MS Office, MS Teams), Chrome
Lab work	A classroom for laboratory work, individual consultations, current and mid-term assessment; equipped with a set of specialised furniture and machinery.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Seminars	A classroom for conducting seminars, group and individual consultations, current and mid-term assessment; equipped with a set of specialised furniture and technical means for multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Computer Lab	A classroom for conducting classes, group and individual consultations, current and mid-term assessment, equipped with personal computers (in the amount of 30 pcs), a board (screen) and technical means of multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Self-studies	A classroom for independent work of students (can be used for seminars and consultations), equipped with a set of specialised furniture and computers with access to the electronic information and educational environment	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Courtroom	A classroom for court hearing simulation equipped with a set of specialized furniture; a set of devices including portable multimedia projector, laptop, projection screen, stable wireless Internet connection.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome

* The premises for students' self-studies are subject to MANDATORY mention

7. RESOURCES RECOMMENDED FOR COURSE STUDY

Main reading (sources):

1. Philosophy of law and law: a textbook for universities / A. V. Gribakin [and others]; edited by A. V. Gribakin. - Moscow: Yurayt Publishing House, 2022. - 289 p. - (Higher education). - ISBN 978-5-534-00326-0. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/490468>
2. Hegel, G. Philosophy of law / G. Hegel; translator B. G. Stolpner. - Moscow: Yurayt Publishing House, 2022. - 292 p. — (Anthology of thought). - ISBN 978-5-534-06348-6. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/494025>
3. Ikonnikova, G. I. Philosophy of law: a textbook for universities / G. I. Ikonnikova, V. P. Lyashenko. - 4th ed., revised. and additional - Moscow: Yurayt Publishing House, 2022. - 359 p. - (Higher education). - ISBN 978-5-534-01221-7. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/488728>
4. Philosophy of law: textbook / A.A. Golovina, M.V. Zaloilo, D.A. Pashentsev and others; resp. ed. N.N. Chernogor, O.Yu. Rybakov; Institute of Legislation and Comparative Law under

the Government of the Russian Federation. - Moscow: Statute, 2018. - 224 p. - Bibliography. in book. - ISBN 978-5-9909636-3-4; The same [Electronic resource]. - URL: <http://biblioclub.ru/index.php?page=book&id=497359>

Additional (optional) reading (sources):

1. Mikhailov, A. M. Philosophy of law: the idea of natural law: a textbook for universities / A. M. Mikhailov. - Moscow: Yurayt Publishing House, 2022. - 463 p. - (Higher education). - ISBN 978-5-534-10391-5. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/494570>
2. Mikhailov, A. M. Philosophy of law: classical legalism and the historical school of lawyers: a textbook for universities / A. M. Mikhailov. - 2nd ed. - Moscow: Yurayt Publishing House, 2022. - 595 p. - (Higher education). - ISBN 978-5-534-08935-6. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/494572>
3. Chicherin, B. N. Philosophy of law. Selected works / B. N. Chicherin. - Moscow: Yurayt Publishing House, 2022. - 371 p. — (Anthology of thought). - ISBN 978-5-534-11862-9. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/491607>
4. Novgorodtsev, P. I. Lectures on the philosophy of law. Selected works / P. I. Novgorodtsev. - Moscow: Yurayt Publishing House, 2022. - 327 p. — (Anthology of thought). — ISBN 978-5-534-08067-4. — Text: electronic // Educational platform Urayt [website]. — URL: <https://urait.ru/bcode/491511>
5. Chicherin, B.N. Philosophy of law / B.N. Chicherin. - Moscow: Direct-Media, 2011. - 557 p. - ISBN 978-5-4460-2471-1; The same [Electronic resource]. - URL: <http://biblioclub.ru/index.php?page=book&id=83988>
6. Berman Harold J. Western Tradition of Law: Formation Era / G.D. Berman. - M.: Publishing House of Moscow University, 1994. - 591 p.

Resources of the information and telecommunications network "Internet":

1. Electronic libraries with access for RUDN students
 - RUDN Electronic library system <http://lib.rudn.ru/MegaPro/Web>
 - Electronic library system «University Library online» <http://www.biblioclub.ru>
 - Electronic Library «URAIT» <http://www.biblio-online.ru>
 - Electronic library system «Student. Consultant» www.studentlibrary.ru
 - Electronic library system «Lan» <http://e.lanbook.com/>
 - Electronic library system "Troitskyi most"
2. Databases and search engines:
 - Electronic Legal and Regulatory Documentation Fund <http://docs.cntd.ru/>
 - Search system Yandex <https://www.yandex.ru/>
 - Search system Google <https://www.google.ru/>
 - SCOPUS <http://www.elsevierscience.ru/products/scopus/>
 - Garant <http://www.garant.ru/>
 - Consultant Plus <http://www.consultant.ru/>
 - eLibrary.ru. <http://www.elibrary.ru/>
 - LexisNexis <http://academic.lexisnexis.eu>
 - CambridgeJournals <https://www.cambridge.org/core>
 - JSTOR – Arts & Sciences I and VII Collections. <http://www.jstor.org/>
 - OxfordJournals <https://academic.oup.com/journals/>
 - SPRINGER. Springer <https://rd.springer.com>

*Training toolkit for self- studies to master the course *:*

1. The set of lectures on the course «Philosophy of law».
2. The laboratory workshop (if any).on the course «Philosophy of law».

3. The guidelines for writing a course paper / project (if any) on the course «Philosophy of law».

* The training toolkit for self- studies to master the course is placed on the course page in the university telecommunication training and information system under the set procedure.

8. ASSESSMENT TOOLKIT AND GRADING SYSTEM* FOR EVALUATION OF STUDENTS' COMPETENCES LEVEL UPON COURSE COMPLETION

The assessment toolkit and the grading system* to evaluate the competences formation level (competences in part) upon the course study completion are specified in the Appendix to the course syllabus.

* The assessment toolkit and the grading system are formed on the basis of the requirements of the relevant local normative act of RUDN University (regulations / order).

DEVELOPERS:

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position, department



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name and surname

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