



Syllabus

Course Program



CONTRACT LAW

Specialty 072 - Finance, banking, insurance and stock market	Institute Institute of Social and Humanitarian Technologies
Educational program Finance and banking	Department Law (306)
Level of education Master	Course type Elective discipline
Semester 2	Language of instruction English, Ukrainian

Lecturers and course developers



Maksym Tkachov

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Candidate of legal sciences, associate professor, associate professor of the law department (NTU "KhPI").

The author of more than 100 scientific and educational and methodical publications. Leading lecturer on the courses: "Legal Science", "Labor and Business Law", "Business Law"

[Learn more about the teacher on the department's website](#)



Iryna Lysenko

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Candidate of legal sciences, associate professor, head of the Department of Law at NTU "KhPI".

Author of more than 150 scientific and educational publications. Leading lecturer in the courses: "Jurisprudence", "Jurisprudence",

"Legal Regulation of Creation and Operation of Startups, Copyright and Related Rights, Legal Regulation of Intellectual Property, Legal Regulation of Labour Relations, Legal Regulation of Entrepreneurial Activity in Ukraine and others. He has 8 certificates of copyright registration for his works. Member of the Ukrainian Bar Association. He has over 20 years of experience.

More information about the lecturer is available on the department's website:

<http://web.kpi.kharkov.ua/pravo/uk/shtat-kafedru/>

General information

Summary

The discipline is aimed at addressing a wide range of issues to familiarise students with the general principles of the institution of contract law. Attention is paid to the procedures for concluding a contract, its amendment and termination. The issues of fulfilment and enforcement of contractual obligations, termination of contractual obligations, liability for breach of contract are considered. Particular attention is paid to practical knowledge of drafting various types of contracts used in professional activities.

Course objectives and goals

Knowledge of the theory of contract in civil and commercial law; general procedure for concluding, amending and terminating contracts; principles of performance of contractual obligations; ways to ensure performance of contractual obligations; grounds and conditions of liability for breach of contractual obligations; grounds for exemption from liability for breach of contractual obligations; specifics of certain types of contractual obligations.

Format of classes

Lectures, individual assignments, essays, independent work, consultations. The final control is a differentiated test.

Competencies

- GC1. Ability to think abstractly, analyse and synthesise.
- GC3. Ability to conduct research at the appropriate level.
- GC4. Ability to identify, formulate and solve problems.
- GC5. Ability to make informed decisions.
- GC6. Interpersonal interaction skills.
- GC7. Ability to motivate people and move towards a common goal.
- GC8. Ability to work in an international context.

Specialist (professional) competences:

- SC5. Ability to assess the limits of own professional competence and improve professional qualifications.
- SC6. Ability to apply interdisciplinary approaches to solving complex problems and issues in the field of finance, banking and insurance.
- SC7. Ability to search, use and interpret information necessary to solve professional and scientific problems in the field of finance, banking and insurance.
- SC9. Ability to develop technical specifications for the design of information systems in the field of finance, banking and insurance.

Learning outcomes

- PL 03. To adapt and modify existing scientific approaches and methods to specific situations of professional activity.
- PL 04. To search, process, systematise and analyse information necessary for solving professional and scientific problems in the field of finance, banking and insurance.
- PL 06. To present research results in an accessible and reasoned manner orally and in writing, to participate in professional discussions.
- PL007. Solve ethical dilemmas based on the law, ethical principles and universal values
- PL 08. To be able to apply and manage innovative approaches in the field of finance, banking and insurance.
- PL 09. Apply management skills in the field of finance, banking and insurance.
- PL 12. Justify the choice of management decisions in the field of finance, banking and insurance and evaluate their effectiveness, taking into account the goals, existing constraints, legal and ethical aspects.
- PL 13. Assess the degree of complexity of tasks in planning activities and processing their results

Student workload

The total amount of discipline is 120 hours. (4 credits ECTS): lectures - 32 hours, practical classes – 16 hours, independent work - 72 hours. Form of control: differentiated offset.

Course prerequisites

Jurisprudence. Ability to work with legislative acts, apply legal norms in solving practical situations.

Features of the course, teaching and learning methods, and technologies

Gamification is used in the course of studying the discipline. The following teaching methods are used: interview, explanation, storytelling, innovative methods using multimedia presentations, lectures.

Program of the course

Topics of the lectures

Topic 1 The concept of a civil contract and its meaning.

The essence and significance of the contract as a regulator of social relations. Contract as a legal fact, binding legal relationship and document. Freedom of contract as a principle of civil law. Classification of contracts.

Topic 2. Conclusion of the contract, its amendment and termination.

Stages of the contract. Procedure for making changes and additions to the terms of the contract. Termination of the contract by mutual agreement of the parties and in court. Legal consequences of the change and termination of the contract.

Topic 3. Performance and enforcement of contractual obligations

Principles of performance of the contractual obligation. Ways to ensure the implementation of the contract. Penalty. Guarantee. Deposit. Warranty. Pledge. Hold on.

Topic 4. Termination of contractual obligation. Liability for breach of contract.

Concept and grounds for termination of the contractual obligation. Ground and conditions of liability for breach of contract. Concepts and types of losses. Grounds for exemption from liability for breach of contractual obligation.

Topic 5. Contracts aimed at transferring property to ownership.

General characteristics of contracts aimed at transferring property to property. Legal characteristics of the contract of sale. Contract of donation. Legal features of the rent agreement.

Topic 6. Contracts aimed at transferring property for use.

General characteristics of contracts aimed at transferring property for use. Legal properties of the contract of employment (lease). Lease agreement. Contract for hiring a building or other capital structure.

Topic 7. Contracts for works and services.

General description of contracts aimed at performing works and providing services. Contract agreement. Legal characteristics of the insurance contract. Loan.

Topic 8. Features of monetary obligations. Business agreements.

The concept and legal characteristics of a monetary obligation. Currency of debt and currency of payment in monetary obligations. Performance of monetary obligation. The order of repayment of claims for a monetary obligation. Essential terms of the business agreement.

Topics of the workshops

Topic 1 The concept of a civil contract and its meaning

The essence and significance of the contract as a regulator of social relations. Contract as a legal fact, binding legal relationship and document. Freedom of contract as a principle of civil law. Classification of contracts.

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Stages of the contract. Procedure for making changes and additions to the terms of the contract. Termination of the contract by mutual agreement of the parties and in court. Legal consequences of the change and termination of the contract.

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Self-study

Laboratory classes are not provided within the discipline

Course materials and recommended reading

1. Правознавство: хрестоматія / Л. В. Перевалова, В. Г. Вергун, Г. М. Гаряєва, О. В. Гаєвая, І. В. Лисенко, О. В. Кузьменко. Харків: НТУ «ХПІ», 2019. 220 с.– Режим доступу:<http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2019/06/Pravoznavstvo.-HRESTOMATIYA.doc>
2. Правове регулювання внутрішнього ринку Європейського Союзу : навч.-метод. посіб. / Л.В. Перевалова, О.В. Гаєвая, Г.М. Гаряєва. Харків : ФОП Панов А.М., 2020. 68 с. – Режим доступу:<http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2021/05/NMP-PR-VR-YES-2020.docx>
3. Тезаурус з правознавства: Перевалова Л.В., Гаєвая О.В., Гаряєва Г.М., Кузьменко О.В., Лисенко І.В., Ткачов М.М. Харків: НТУ «ХПІ», 2021. 194с. – Режим доступу: http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2021/09/tezaurus_vychitka-eng-16.06.2021docx-1.docx
4. Правові засади управлінської діяльності: навч.-метод. посіб. / Л.В. Перевалова, О.В. Гаєвая, Г.М. Гаряєва, І.В. Лисенко. Харків : ФОП Панов А.М., 2020. 50 с. – Режим доступу:<http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2020/10/Methodposibnik-PZUD-2-1.docx>
5. Методичні вказівки до виконання контрольних робіт з правових дисциплін для студентів заочної форми навчання усіх спеціальностей: О. В. Гаєвая, Г. М. Гаряєва, І. В. Лисенко, Л. В. Перевалова. Харків: НТУ «ХПІ», 2021. 128 с. – Режим доступу:http://web.kpi.kharkov.ua/pravo/wp-content/uploads/sites/90/2021/06/Methodichni-vkazivki_dlya-napisannya-kr-dlya-zo-1-1.docx
6. Правознавство : навч.-метод. посіб./ Л.В.Перевалова, В.Г.Вергун, Г.М. Гаряєва та ін. Харків : ФОП Панов А.М., 2019. 98 с.
7. Правове регулювання договірних відносин : навчальний посібник / Г.М. Гаряєва, О.В. Гаєвая, О.В.Кузьменко, І.В. Лисенко, Л.В. Перевалова. - Харків : ФОП Панов А.М., 2021. 404с
8. Правове регулювання підприємницької діяльності в Україні : текст лекцій / В.Г. Вергун, Г.М. Гаряєва, О.В. Кузьменко. Харків : ФОП Панов А.М., 2021. 128 с.

Legal acts

1. Конституція України // Відомості Верховної Ради України. – 1996. – № 30. – Ст. 141. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/254%D0%BA/96-%D0%B2%D1%80#>
2. Цивільний кодекс України // Відомості Верховної Ради України. – 2003. – №№ 40-44. – Ст. 356. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/435-15#>
3. Сімейний кодекс України // Відомості Верховної Ради України. – 2002. – № 21-22. – Ст.135. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/2947-14#>
4. Цивільний процесуальний кодекс України // Відомості Верховної Ради України. – 2004. – № 40-41, 42. – Ст. 492. [Електронний ресурс]. - Режим доступу: <https://zakon.rada.gov.ua/laws/show/1618-15#>

Assessment and grading

Criteria for assessment of student performance, and the final score structure

Criteria for evaluating student performance and distribution of points 100% of the final grade consists of the results of the assessment in the form of differentiated credit (40%) and current assessment (60%). Differentiated assessment: oral task (2 theory questions) and oral report. Current assessment: 2 online tests and solving practical problems (20% each).

Grading scale

Total points	National	ECTS
90–100	Excellent	A
82–89	Good	B
75–81	Good	C
64–74	Satisfactory	D
60–63	Satisfactory	E
35–59	Unsatisfactory (requires additional learning)	FX
1–34	Unsatisfactory (requires repetition of the course)	F

Norms of academic integrity and course policy

The student must adhere to the Code of Ethics of Academic Relations and Integrity of NTU "KhPI": to demonstrate discipline, good manners, kindness, honesty, and responsibility. Conflict situations should be openly discussed in academic groups with a lecturer, and if it is impossible to resolve the conflict, they should be brought to the attention of the Institute's management.

Regulatory and legal documents related to the implementation of the principles of academic integrity at NTU "KhPI" are available on the website: <http://blogs.kpi.kharkov.ua/v2/nv/akademichna-dobrochesnist/>

Approval

Approved by

25.08.23



Head of the department
Iryna LYSENKO

Date, signature

Guarantor of the educational
program
Tatyana NAZAROVA