

# Philadelphia University Faculty of law Department of -----

----- semester, 2007/2008

# **Course Syllabus**

Course Title: Law of Civil Procedure	Course code: 410391
Course Level: Third year	Course prerequisite (s) and/or corequisite (s): Effects of Obligations
Lecture Time:	Credit hours: 3 Credit Hours

Academic Staff Specifics
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Name	Rank	Office Number and Location	Office Hours	E-mail Address
Dr. Sabri Thyabaat	Assistant professor	309		

### **Course module description:**

(Prerequisite: Effects of Obligations) Module name: Civil procedure law

Prerequisite: Rules of obligation

Module number: 410391 Module number: 410213

This course addresses the theme of judicial organization and its function, and the fundamental principles upon which rests the Jordanian judicial organization, and the constitution of secular courts (non-religious courts), their types and specializations (competences). Furthermore, a study of the civil lawsuit since its filing, and the conditions for accepting and making notification of it, and the procedures of the principles of litigation, the conduct of trials and their roles, and the attendance and absence of the litigants (disputants) and the procedures for presenting evidences and the facets of using the lawsuit insofar as requests for entry and intervention, the requests (petitions) of plaintiffs and defendants, statements of defense, the aspects of the lawsuit, the payment of money, dismissal of lawsuit and issuing a judicial decision, the types of judicial decisions, the methods, terms and procedures for appealing decisions, and the principles of litigation before the court of appeal, and appealing through the court of cassation...... a scientific study of the Jordanian civil procedure law buttressed by practical application of procedures before the courts and their formal and objective conditions, and the most important judicial decisions and interpretations of the Jordanian court of cassation- and comparisons

# **Course module objectives:**

- 1. provide students with the basic as well as advanced knowledge in Jordanian Law of Civil Procedures and its judicial applications
- 2. develop students cognitive, analytic and practical skills along with the ability to learn and apply theoretic knowledge to actual cases relevant to civil procedures
- 3. enable students to develop their written as well as oral skills, in addition to developing their ability to deal and interact in an ideal manner with the various judicial procedures related to civil lawsuits
- 4. develop students ability to benefit from modern techniques and legal sources of knowledge
- 5. prepare and qualify students to receive technical legal training and to further enable them to perform the job and legal services in accordance with the demand of the business market

graduate students who can play an effective and positive role in the different legal professions

## Course/ module components

• Books (title, author (s), publisher, year of publication)

<b>Book Title</b>	Author	Edition	Publisher	<b>Publishing Year</b>
Dr. Muhammad W.	Dr.		Qandeel's	Amman, 2003
Almasri	Muhammad		<b>Publishers</b>	
	W Almasri			

- Support material (s) (vcs, acs, etc).
- Study guide (s) (if applicable)
- Homework and laboratory guide (s) if (applicable).

Training to perform the various court litigation procedures
Training to formulate and compose specific legal documents for litigation
procedures, including drafts, pleadings amongst other things
Field visit, an outside lecturer, workshop in the multipurpose room

Research paper

# **Teaching methods:**

Lectures, discussion groups, tutorials, problem solving, debates, etc.

Methods	Number of	Scores'
	Lectures	distribution
Lectures	39	80%
Multipurpose room and field visits	5	
Student's involvement in seminars,		
tutorials, and group discussions		
<b>Quizzes and Assignments</b>	4	10%
Paper research & Essays (maximum of		10%
3000words)		
Total	48	100%

## **Learning outcomes:**

• Knowledge and understanding

# At the end of this module, a student will be able to:

A/2 display advanced knowledge in both; the theoretic as well as practical areas of the civil law procedures in the Jordanian law system, and to further activate mock trials

A/3 be exposed to the judicial system in Jordan as well as all the other agencies or departments concerned with civil lawsuits along with its specialties A/5 be exposed to the constitutions of international institution concerned with civil lawsuits and its specialties

• Cognitive skills (thinking and analysis).

B/1 apply theoretic knowledge in the filed of civil procedures to actual and/or presumed cases

• Communication skills (personal and academic).

C/1 display an ability to search within the various sources of law in order to use the basis which bolsters knowledge and to further perform the role in finding logical solutions for practical problems relevant to civil procedures

C/2 use the various legal, paper and electronic sources of knowledge from which to benefit

C/5 formulate drafts, legal memoranda, pleadings and various legal documents related to civil lawsuits

C/6 display an ability to play an effective role in legal and judicial activities in compliance with the ethics of the profession, the judicial activity and procedures in an oral as well as written manner.

Practical and subject specific skills (Transferable Skills).
 D/2 use modern techniques and electronic date basis and information technology
 D/3 Use both Arabic and English to illustrate and clarify legal terminology
 D/6 in advance preparation to undertake tasks, manage time with precision and a high level of responsibility. Assess personal capabilities and benefit from feedback

### **Assessment instruments**

- Short reports and/ or presentations, and/ or Short research projects
- Quizzes.
- Home works
- Final examination: 50 marks

Allocation of Marks			
Assessment Instruments	Mark		
First examination	20%		
Second examination	20%		
Final examination: 50 marks	50%		
Reports, research projects, Quizzes, Home	10%		
works, Projects			
Total	100%		

# **Documentation and academic honesty**

• Documentation style (with illustrative examples)

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- Protection by copyright
- Avoiding plagiarism.

# Course/module academic calendar

This module consists of (48) hours allocated into (16) weeks, (3) hours a week, divided as follows:

Week		
	Subject	Notes
1 <sup>st</sup>	Familiarizing students with the civil law procedures	
	and its development	
2 <sup>nd</sup>	The principles of judicial organization	
3 <sup>rd</sup>	Types of courts	
4 <sup>th</sup>	Jurisdiction litigation between courts	
5 <sup>th</sup>	The terms for summary of judicial jurisdiction	
6 <sup>th</sup>		
	Hiring judges, incompatibility and rejection	
$7^{th}$	<b>Ground basis for Jurisdiction</b>	
8 <sup>th</sup>	Lawsuit, meaning and terms or conditions	
9 <sup>th</sup>	Litigation procedures	
$10^{th}$	<b>Basis for notification</b>	
11 <sup>th</sup>	Interlocutory, stay of a lawsuit, dropping charges	
12 <sup>th</sup>	Judicial in-law, meaning and elements	
13 <sup>th</sup>	Issuing ruling or decision and its impacts	
14 <sup>th</sup> 15 <sup>th</sup>	An appeal against a decision, an interception	
_	An appeal and discretion	
16 <sup>th</sup>	Final Exam	

# **Expected workload:**

On average students need to spend 2 hours of study and preparation for each 50-minute lecture/tutorial.

## **Attendance policy:**

Absence from lectures and/or tutorials shall not exceed 15%. Students who exceed the 15% limit without a medical or emergency excuse acceptable to and approved by the Dean of the relevant college/faculty shall not be allowed to take the final examination and shall receive a mark of zero for the course. If the excuse is approved by the Dean, the student shall be considered to have withdrawn from the course.

#### **Module references**

### Books

<b>Book Title</b>	Author	Edition	Publisher	<b>Publishing Year</b>
Civil Procedure Law	Dr. Fatthi Alwali			
Civil and Commercial	Dr. Ahmad			
Procedure Law Civil Procedure Law	Abulwafa Dr. Wajdi			
Civil Procedure Law	Raghib			

# **Journals**

Faculty of Law Journal Law Society Journal

## Websites

www.users.forthnet.gr/ath/babiniotis www.utexas.edu/students/trol www.interneg/org/in.com