



### *Module Syllabus*

Module Title:	Nominated Contracts	Module No: 410314		
Pre-requisite:	Introduction to Law	Co-requisite: Real Rights, Private International Law, Insurance Contract		
Module level: Third Year		Module Type: Department Prerequisite		
Credit Hours: 3 Credit Hours	Lecture Time	Daytime Study	Evening Study	
Programme of Study: Daytime & Evening Study				

<b>Instructor Name</b>	<b>Academic rank</b>	<b>Office Phone</b>	<b>Office Number</b>	<b>E-mail</b>

<b>Module coordinator</b>	<b>Academic rank</b>	<b>Office Phone</b>	<b>Office Number</b>	<b>E-mail</b>
<b>Eyad Bataineh</b>	<b>Assistant Professor</b>			<a href="mailto:E-bataineh@philadelphia.edu.jo">E-bataineh@philadelphia.edu.jo</a>

<b>Office Hours</b>	<b>Special Educational Guidance</b>	<b>Tutorial Guidance</b>	<b>Research</b>

#### **Module Description:**

This course is an in-depth analytical study of the nominate contracts within the framework of the Jordanian civil code, insofar as the nature of the contracts, and the way the legislator classifies them. The study focuses on the detailed rules of the sale contract as one of the contracts transferring ownership, and the lease contract as one of the contracts involving usufruct, and the contracting contract as one of the employment contracts. There is an elucidation and definition of each type of contract along with its pillars, and distinguishing it from others, and its effects insofar as the obligations and rights of the parties within the stipulations of the civil code and the landlords and tenants law, and some legislations related thereto. Moreover, the study includes a practical and applied aspect represented by training in the formulation of contracts and agreements- a formulation that is legal and precise- in addition to buttressing the study with practical applications and judicial interpretations.

**Module Aims:** This module aims to:

1. provide students basic as well as advanced knowledge regarding legal rules for
2. develop students cognitive skills in analyzing legal as well practical texts in composing and formulating nominated contracts
3. Enable students to work with a team spirit and communicate effectively with others and rapidly respond to the latest developments

**Learning Outcomes** (*Knowledge & understanding, intellectual skills, practical skills & transferable skills*)**At the end of this module, a student will be able to:**

A/2 display advanced knowledge in legislative decisions related to Nominated Contracts in the Jordanian Law

B/1 apply specialized theoretical knowledge to actual an/or presumed situations regarding Nominated Contracts

B/2 display capacity to condition and classify contracts

C/1 find logical solutions to practical situations of various sources of law

D/5 prepare and formulate contracts and agreements according to legal terms or conditions

D/2 prepare and present single as well as group research papers, articles and reports

**Practical Training** (Depends on module Practice

<b>Train to formulate and characterize contracts, namely; sale and lease contracts</b>
<b>An outside lecturer and a field visit</b>
<b>(workshop in the multipurpose room)</b>

**Teaching Methods**

Methods	Number of Lectures	Scores' distribution
Lectures	36	80%
Multipurpose room and field visits	3	---
Student's involvement in seminars, tutorials, and group discussions	5	5%
Quizzes and Assignments	4	15%
Paper research & Essays (maximum of 3000 words)	---	---
<b>Total</b>	<b>48</b>	<b>100%</b>

Modes		Score	Date
<b>Exams</b>	First exam (written)	<b>15%</b>	
	Second exam (written)	<b>15%</b>	
	Final exam (written)	<b>50%</b>	
Multipurpose room and field visits			
Student's involvement in seminars, tutorials and discussions		<b>5%</b>	
Quizzes and assignments		<b>15%</b>	
Paper research essays		<b>---</b>	
<b>Total</b>		<b>100%</b>	

### Module Outline

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

Week	Subject	Notes
1 <sup>st</sup>	<b>General introduction to the description of Nominated Contracts. Defining sale contract, traits and distinguishing features</b>	
2 <sup>nd</sup>	<b>Basis of sale contract</b> -existing Agreement - Agreement though electronic means <b>validity of agreement</b>	
3 <sup>rd</sup>	<b>Agreement in descriptive sales</b> -sale through samples - sale through trial -sale through flavor	
4 <sup>th</sup>	<b>Sold</b> - existence of sold - specifying sold - susceptibility of sold for dealing	
5 <sup>th</sup>	<b>Price</b> -naming price -price information - basis for price estimates	
6 <sup>th</sup>	<b>Sale impacts</b> <b>Vender's obligations</b> <b>Vender's obligations or ownership transfer</b>	
7 <sup>th</sup>	<b>Vender's obligation in delivering sold</b> <b>Premises of delivery obligation</b> <b>Methods of delivery</b>	
8 <sup>th</sup>	<b>Vender's obligation of security</b> <b>Encounter and maturity securities</b> <b>Security of hidden defects</b>	

9 <sup>th</sup>	Consumer's obligations Pay Receiving sold Various types of sale Sale in sickness or death Sales of others' properties	
10 <sup>th</sup>	Lease contract Defining lease contract and features Basis for lease contract Agreement	
11 <sup>th</sup>	Premises of lease contract Leased property Pay Period of rental or lease	
12 <sup>th</sup>	Impacts of lease contract Obligations of lessor The lessor's obligation to hand over specific lease The lessor's obligation to maintenance The lessor's obligation to security	
13 <sup>th</sup>	Obligations of lessee Obligations to pay rent or lease Using the lease appropriately Obligation of lessee to return lease	
14 <sup>th</sup>	Lessee's right to use lease Waiver of lease Sub-lease	
15 <sup>th</sup>	Termination of lease through expiry Termination of lease before expiry	
16 <sup>th</sup>	<i>General Review</i>	

### Reading List

#### A- Recommended Text Book

Book Title	Author	Edition	Publisher	Publishing Year
Alwajeez in Nominated Contracts	Dr. Amjad Mansour		Albaraka Publishers	2005

#### B -Additional Reference *(Student will be expected to give the same attention to these references as given to the textbook)*

Book Title	Author	Edition	Publisher	Publishing Year
Nominated Contracts Sale Contract	Muhammad Alzu'bi		Althaqafah Publishers	2001
Sale and Lease	Abdulrazaq Alsathouri		Alnahda Alarabia Publishers	2000
Nominated Contracts	Abdulminm Albadrawi		Alfikr Publishers	1997

### C -Legal Journals & Magazines

**Journal of Law and Economy**

**Dirasaat Journal, Jordan University**

**Kuwaiti Journal of Law**

### D -Useful Websites

#### **Attendance Policy** (See Article 8 of the University regulation Guideline)

Attendance will be taken by the instructor at the beginning of each class. **On-time** and **regular** attendance is necessary for you to successfully achieve a good mark. Habitual tardiness is considered to be rude and disruptive behavior. An absence is recorded for any reason the student fails to attend class. However, an accumulation of 15% absentia of the total module's hours result in that student will be withdrawn from the module by the module's instructor.

#### **Module policy requests**

The instructor of the Module is the last person to enter and the first to leave the classroom. Therefore, students will not be permitted into the classroom once the lecture has started.

Cell phones or beepers must be either turned off or silent. If any student should receive a call during the lecture, he/she must leave the classroom immediately out of courtesy for fellow students. However, students need to bear in mind that they will not be allowed back into the classroom.

#### **Expected Workload**

On average, the student is expected to spend at least ( 3 ) hours per week self-studying for this module. The student will be expected to spend 1 hour in reading the lecture's topic before the lecture's due time and half an hour for revision of the lecture.

From time to time, I will give you a quiz to examine your preparation for the lecture. This quiz will be counted towards the total average of the module.

***My role is to help you understand the module's material, so please ask if you are unclear about anything.***

#### **Important Dates & Holidays**

DATE	SUBJECT	NOTE
Oct 4	The start of Ramadan	Ramadan is holiday for Evening Study students
Nov 3-5	Festival of Eid al-Fitr	Public Holiday
Nov 14	Commemoration of the late King Hussein's birthday	Public Holiday
Dec 25	Christmas Holiday	Public Holiday
Jan 1	New Year	Public Holiday
Jan 9-12	Festival of Eid Al-Adha	Public Holiday
Jan 30	Birthday of HM King Abdullah II	Public Holiday
Jan 31	Islamic New Year (Hijra New year)	Public Holiday

***Good Luck!!***