



## *Module Syllabus*

Module Title:	Law of Civil Procedure	Module No: 410391		
Pre-requisite:	Effects of Obligations	Co-requisite: Evidence and Procedural Law		
Module level: Third Year		Module Type: specialization requirement		
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>Dr. Sabri Thyabat</b>	<b>Assistant Professor</b>	<b>396</b>	<b>309</b>	

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

### **Module Description:**

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.

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

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

**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 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

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

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.

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

**Practical Training (Depends on module Practice**

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

## Teaching Methods

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

## Modes of Assessment

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		--	
Quizzes and assignments		<b>10%</b>	
Paper research essays		<b>10%</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>	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 <sup>th</sup>	Ground basis for Jurisdiction	
8 <sup>th</sup>	Lawsuit, meaning and terms or conditions	
9 <sup>th</sup>	Litigation procedures	
10 <sup>th</sup>	Basis for notification	
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>	An appeal against a decision, an interception	
15 <sup>th</sup>	An appeal and discretion	
16 <sup>th</sup>	<i>Final Exam</i>	

### Reading List

#### A- Recommended Text Book

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

#### 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
Civil Procedure Law	Dr. Fatthi Alwali			
Civil and Commercial Procedure Law	Dr. Ahmad Abulwafa			
Civil Procedure Law	Dr. Wajdi Raghib			

#### C -Legal Journals & Magazines

Faculty of Law Journal
Law Society Journal

#### D -Useful Websites

<a href="http://www.users.forthnet.gr/ath/babiniotis">www.users.forthnet.gr/ath/babiniotis</a>
<a href="http://www.utexas.edu/students/trol">www.utexas.edu/students/trol</a>
<a href="http://www.interneg.org/in.com">www.interneg.org/in.com</a>

### 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!!*