



Course title: **Theory and Philosophy of Law**

ECTS credit allocation (and other scores): 5

Semester: SUMMER

Level of study: ISCED-7- long-cycle programmes (EQF-7)

Branch of science: Social sciences / Law

Language: English

Number of hours per semester: 15

Course coordinator/ Department and e-mail: : dr hab. Elżbieta Żywucka – Kozłowska [ [elzbieta.kozlowska@uwm.edu.pl](mailto:elzbieta.kozlowska@uwm.edu.pl) ]

Type of classes: classes

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Substantive content

CLASSES:

1. What is the Philosophy of Law
2. Philosophy, Law and Society ( a multi- disciplinary approach )
3. The Nature of Law
4. For a truly realistic theory of Law
5. Philosophy of Tort Law
6. American Legal Realism

LECTURES: -

Learning purpose: Presentation of a philosophical approach to law; natural and statutory law. Selected old and contemporary philosophical schools (legal perspective)

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On completion of the study programme the graduate will gain:

Knowledge: Differentiation of philosophical schools in the light of legal norms; pedigree of rules laid down in law

Skills: The ability to indicate individual ways of the existence of law in the contemporary perspective

Social Competencies: Searching for new possibilities of enriching knowledge, personal development

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Basic literature:

1. Pound, R., & DeRosa, M. L. (2017). *An introduction to the philosophy of law*. Routledge.
2. Soper, P. (2013). A theory of law. In *A Theory of Law*. Harvard University Press.
3. Patterson, D. (2010). *A companion to philosophy of law and legal theory* (p. 448). D. M. Patterson (Ed.). Chichester: Wiley-Blackwell.
4. Kelsen, H., & Trevino, A. J. (2017). *General theory of law & state*. Routledge.



Supplementary literature:

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1. Paulson, S. L. (1992). The Neo-Kantian Dimension of Kelsen's Pure Theory of Law. *Oxford J. Legal Stud.*, 12, 311.
  2. Litowitz, D. E. (1997). *Postmodern philosophy and law*. University Press of Kansas.
  3. Klatt, M. (2012). Robert Alexy's philosophy of law as system. *Matthias Klatt*, 1-26.
  4. Wacks, R. (2014). *Philosophy of law: a very short introduction* (Vol. 147). Oxford University Press.
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The allocated number of ECTS points consists of:

Contact hours with an academic teacher: 1.5 hour every second week

Student's independent work: analysing the chosen legal texts