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**Federal State Autonomous Educational Institution of Higher Education
PEOPLES' FRIENDSHIP UNIVERSITY OF RUSSIA
RUDN University**

LAW INSTITUTE

educational division (faculty/institute/academy) as higher education programme developer

COURSE SYLLABUS

PHILOSOPHY OF LAW: FUNDAMENTAL COURSE

course title

Recommended by the Didactic Council for the Education Field of:

40.03.01 JURISPRUDENCE

field of studies / speciality code and title

The course instruction is implemented within the professional education programme of higher education:

BACHELOR OF LAWS (LLB)

higher education programme profile/specialisation title

1. COURSE GOAL(s)

The goal of the course «Philosophy of Law: Fundamental Course» is to familiarize the students with the categorical apparatus that allows, to describe the basic issues of philosophy of law, to introduce various approaches to philosophical interpreting of law, classical and contemporary doctrines of law suggested by famous philosophers, to give an idea about the philosophical interpretation of basic legal concepts. The course is based on doctrinal works on philosophy of law by well-known classical and modern authors.

2. REQUIREMENTS FOR LEARNING OUTCOMES

Mastering the course is aimed at the Bachelor's students' formation of the following competences (part of competences):

Table 2.1. List of target competences (parts of competences)

Competence code	Competence descriptor	Competence formation indicators (within this course)
GPC-1	GPC-1. Can analyze the main patterns of formation, implementation and development of law.	GPC-1.1. Knows the basics of the history of law, its nature and patterns; GPC-1.2. Uses legal methodology in order to analyze the main patterns of formation, implementation and development of law; GPC-1.3. Formulates and explains their position to complete professional tasks using relevant legal information.
GPC-4	GPC-4. Can interpret legal norms in a professional way.	GPC-4.1. Understands the nature and significance of legal norms and their interpretation in the legal profession; GPC-4.2. Has mastered the skills to apply various methods of interpreting laws, identify conflicts of laws and gaps in legal regulation; GPC-4.3. Masters the skills of presenting the results of legal interpretation and using them in implementation of law.
GPC-5	GPC-5. Can use their speaking and writing skills in a cohesive, well-reasoned and logical way with a uniform and correct use of professional legal terminology.	GPC-5.1. Has mastered the main methods of formal logic and tactical methods of legal argumentation to express their oral and written position on a specific legal problem; GPC-5.2. Uses their speaking and writing skills in a cohesive, well-reasoned and logical way to set out the facts and circumstances, states their legal position; GPC-5.3. Correctly uses legal terminology in professional communication.

3. COURSE IN HIGHER EDUCATION PROGRAMME STRUCTURE

The course refers to the core component of (B1) block of the higher educational programme curriculum.

Within the higher education programme students also master other (modules) and / or internships that contribute to the achievement of the expected learning outcomes as results of the course study.

Table 3.1. The list of the higher education programme components/disciplines that contribute to the achievement of the expected learning outcomes as the course study results

Competence code	Competence descriptor	Previous courses/modules, internships*	Subsequent courses/modules, internships*
GPC-1	GPC-1. Can analyze the main patterns of formation, implementation and development of law.	Theory of State and Law	History of State and Law of Foreign Countries History of Russian State and Law Roman Law
GPC-4	GPC-4. Can interpret legal norms in a professional way.	Foundations of Economics and Management Information Technologies in Legal Practice (Fundamentals of Legal Tech) Law and Neuroscience Computer Science Logic for Lawyers	Law and Neuroscience Comparative Law Studies Comparative Constitutional Law and Justice Comparative Administrative Law and Justice Comparative Criminal Comparing Legal Techniques Comparative Civil and Commercial Law Comparative Criminal Procedure Comparative Civil Procedure Comparative Financial and Tax Law
GPC-5	GPC-5. Can use their speaking and writing skills in a cohesive, well-reasoned and logical way with a uniform and correct use of professional legal terminology.	Theory of State and Law	Civil and Arbitration Procedure Criminal Procedure and Forensic Science International Private Law

* To be filled in according to the competence matrix of the higher education programme.

4. COURSE WORKLOAD AND ACADEMIC ACTIVITIES

The total workload of the course is 3 credits (108 academic hours).

Table 4.1. Types of academic activities during the periods of higher education programme mastering (**full-time training**) *

Type of academic activities	Total academic hours	Semesters/training modules			
		1/1	1/2	1/3	1/4
<i>Classroom learning, academic hours</i>	40		40		
including:					
Lectures (LC)	16		16		
Lab work (LW)					
Seminars (workshops/tutorials) (S)	16		16		
<i>Self-studies</i>	49		49		

Type of academic activities		Total academic hours	Semesters/training modules			
			1/1	1/2	1/3	1/4
<i>Evaluation and assessment (exam/passing/failing grade)</i>		27		27		
Course workload	academic hours	108		108		
	credits	3		3		

5. COURSE CONTENTS

Table 5.1. Course contents and academic activities types

Course module title	Course module contents (topics)	Academic activities types
1. Introduction to the Philosophy of Law.	Philosophy of law as a branch of philosophy and jurisprudence. Philosophical methods of law interpretation. The system of philosophy of law: epistemology of law; ontology of law; axiology of law. Classical and non-classical scientific paradigms. The basic philosophical approaches towards understanding law.	LC / S
2. Legal Positivism.	Philosophical basis for legal positivism (A. Comte). Different ways for distinguishing law as a system of norms from other systems of norms. Classical legal positivism (J. Bentham, J. Austin). Modern legal positivism (H. Kelsen, H.L.A. Hart). Exclusive and inclusive legal positivism. Scandinavian and American legal realism. Psychological concept of law by L.I. Petrażycki.	LC / S
3. Natural Law Theory.	Epistemology of Natural Law Theory: metaphysics as the method of knowing the law. Ontology of Natural Law Theory: dualism of natural law and positive law. Axiology of Natural Law Theory: Overlap Thesis – there is a necessary relation between the concepts of law and morality. Natural law’s concepts of equity. Plurality of Natural Law’s concepts: Classical Naturalism and the Revived Natural Law.	LC / S
4. Human Rights.	Positivist concepts of human rights. Ideology of natural rights. Classifications of human rights. Generations of human rights (K. Vasak). Status negativus, status positivus, status activus (G. Jellinek). Human rights protection.	LC / S

* - to be filled in only for **full**-time training: LC - lectures; LW - lab work; S - seminars.

6. CLASSROOM EQUIPMENT AND TECHNOLOGY SUPPORT REQUIREMENTS

Table 6.1. Classroom equipment and technology support requirements

Type of academic activities	Classroom equipment	Specialised educational / laboratory equipment, software, and materials for course study (if necessary)
Lecture	A lecture hall for lecture-type classes, equipped with a set of specialised furniture; board (screen) and technical means of multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Lab work	A classroom for laboratory work, individual consultations, current and mid-term assessment; equipped with a set of specialised furniture and machinery.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Seminars	A classroom for conducting seminars, group and individual consultations, current and mid-term assessment; equipped with a set of specialised furniture and technical means for multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Computer Lab	A classroom for conducting classes, group and individual consultations, current and mid-term assessment, equipped with personal computers (in the amount of 30 pcs), a board (screen) and technical means of multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Self-studies	A classroom for independent work of students (can be used for seminars and consultations), equipped with a set of specialised furniture and computers with access to the electronic information and educational environment.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Courtroom	A classroom for court hearing simulation equipped with a set of specialized furniture; a set of devices including portable multimedia projector, laptop, projection screen, stable wireless Internet connection.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome

* It is necessary to specify a classroom for self-study of students

7. RESOURCES RECOMMENDED FOR COURSE STUDY

Main reading (sources):

1. Mulvie, A. (2021). Philosophy and theories of learning and their application In book: Learning and Development for a Multigenerational Workforce, DOI: 10.4324/9780429293481-7
2. Baard, V., & Dumay, J. (2020). To Intervene – Integrating Philosophy and Theory In book: Interventionist Research in Accounting, DOI: 10.4324/9781351262644-6

3. General Theory of Law and State, Volume 1. Front Cover. Hans Kelsen. Transaction Publishers, 1945 - International law - 516 pages.

4. HLA Hart, Leslie Green, Joseph Raz, Penelope A. Bulloch. The Concept of Law (Clarendon Law Series). Oxford University Press; 3rd edition (December 29, 2012) ISBN-13 : 978-0199644704

5. Philosophy of law: textbook / A.A. Golovina, M.V. Zaloilo, D.A. Pashentsev and others; resp. ed. N.N. Chernogor, O.Yu. Rybakov; Institute of Legislation and Comparative Law under the Government of the Russian Federation. - Moscow: Statute, 2018. - 224 p. - Bibliography. in book. - ISBN 978-5-9909636-3-4; The same [Electronic resource]. - URL: <http://biblioclub.ru/index.php?page=book&id=497359>

Additional (optional) reading (sources):

1. Berman Harold J. Western Tradition of Law: Formation Era / G.D. Berman. - M.: Publishing House of Moscow University, 1994. - 591 p.

2. Kerimov, D. (2001). The methodology of law. Subject, functions, problems of philosophy of law. Avanta, 560p.

3. Kotsyubra, M. (2012). The relationship between philosophy and the general theory of law: history and modernity. Philosophy of law and the general theory of law, №1, 107 p.

4. Mulvie, A. (2021). Philosophy and theories of learning and their application In book: Learning and Development for a Multigenerational Workforce, DOI: 10.4324/9780429293481-7

5. Nersesiants, V. (1999). Problems of the general theory of law and the state. NORMA - INFRA-M, 83

Internet-(based) sources:

1. Electronic libraries with access for RUDN students

- RUDN Electronic Library System (RUDN ELS) <http://lib.rudn.ru/MegaPro/Web>

- EL "University Library Online" <http://www.biblioclub.ru>

- EL "Yurayt" <http://www.biblio-online.ru>

- EL "Student Consultant" www.studentlibrary.ru

- EL "Lan" <http://e.lanbook.com/>

- EL "Trinity Bridge"

2. Databases and search engines:

- electronic foundation of legal and normative-technical documentation

<http://docs.cntd.ru/>

- Yandex search engine <https://www.yandex.ru/>

- Google search engine <https://www.google.ru/>

- Scopus abstract database <http://www.elsevierscience.ru/products/scopus>

*Training toolkit for self- studies to master the course *:*

* The training toolkit for self- studies to master the course is placed on the course page in the university telecommunication training and information system under the set procedure.

8. ASSESSMENT TOOLKIT AND GRADING SYSTEM* FOR EVALUATION OF STUDENTS' COMPETENCES LEVEL UPON COURSE COMPLETION

The assessment toolkit and the grading system* to evaluate the competences formation level (competences in part) upon the course study completion are specified in the Appendix to the course syllabus.

* The assessment toolkit and the grading system are formed on the basis of the requirements of the relevant local normative act of RUDN University (regulations / order).

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