

Syrian Arab Republic	 الجامعة الافتراضية السورية SYRIAN VIRTUAL UNIVERSITY	الجمهورية العربية السورية
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Course Description: General Penal Law 2

1- Basic Information:

Course Name	General Penal Law 2
Course ID	CRI202
Contact Hours (Registered Sessions)	24
Contact Hours (Synchronized Sessions)	28
Mid Term Exam	-
Exam	2
Registered Sessions Work Load	26
Synchronized Session Work Load	44
Credit Hours	5
Course Level	4

2- Pre-Requisites:

Course	ID
General Penal Code 1	CRI101

3- Course General Objectives:

The course aims at introducing the basic principles of punishment theory, defining the character of the person in the crime, studying the provisions of the penal contribution, the provisions of penal responsibility and its impediments in terms of its nature and elements, the theory of legality and its legal structure. Getting to know the philosophy


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of punishment and measures and the development of the concepts of individualizing punishment, as well as knowledge of the basic principles of penal responsibility and its impediments.

The study of the theory of penal responsibility and punishment makes an essential contribution to the legal formation of the student, and prepares him to be an experienced legal man capable of understanding penal legislation and applying it properly.

Therefore, this rapporteur must take note of the rules that the judge must be aware of when considering the criminal case and before passing judgment on the defendant and applying the penalty set forth for this crime in the criminalization text. They are the following:


Determining the capacity of the person convicted of the crime whether he was a perpetrator, accomplice, meddler, instigator, or concealment of its effects. And to verify the fulfillment of the two conditions of criminal responsibility, which are awareness (reason, awareness or discrimination) and freedom of choice. Verify that the act committed by the person is not justified by one of the reasons for justification. It is also important to seek to apply the concepts of the individualization of punishment. Individualization requires a return to the personality of the person convicted of the crime to search whether he benefits from local or extenuating legal excuses, and whether he benefits from extenuating reasons that are assessed by the judge. Individualization also requires the application of aggravating reasons for the penalty, if any, such as repetition, habitual criminality and a combination of crimes. Individualization may sometimes require a stay of execution, suspension of the

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enforceable judgment, or consideration of cases of forgiveness of the injured party. Finally, the judge must verify that the penalty has not been waived by prescription, or that it is covered by the general amnesty.

4- Intended Learning Outcomes (ILO):

Code	Intended Learning Outcomes
ILO1	The character of the person in the crime. Provisions of the actor and partner
ILO2	The provisions of the instigator, the intruder and the hidden.
ILO3	The concept of criminal responsibility and impediments to punishment based on lack of awareness: error, minors, insanity, drunkenness, and drug poisoning
ILO4	Impediments to Criminal Responsibility Based on Absence of Freedom of Choice: Force Majeure (Coercion and Necessity)
ILO5	The concept of legality theory and the reasons for justification: the exercise of the right and legitimate defense
ILO6	Reasons for justification: the passing of the law, the performance of duty, and the consent of the victim.
ILO7	Punishment theory and precautionary and corrective measures.
ILO8	Reducing the penalty (excusing and extenuating excuses).
ILO9	Aggravating the penalty (aggravating reasons).
ILO10	suspension of punishment.
ILO11	Expiration of the penalty (death and Prescription)
ILO12	Expiry of sentence (pardon and rehabilitation)

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5- Course Syllabus (24 hours of total Recorded Sessions, 28 hours of total synchronized sessions)

- **RS**: Recorded Sessions; **SS**: Synchronized Sessions;

ILO	Course Syllabus	RS	SS	Type	Additional Notes
ILO1	Defining the contribution to the crime, and explaining the material and moral unit that gathers the efforts of the contributors to it. Explanation of the provisions of the actor, material and moral, and the provisions of the partner and his punishment.	2	2	<u>Exercises</u> <u>(TD)</u> Assignments Seminars Projects Practices Others	Issues that require a statement of the role of the actor and the partner in them.
ILO2	Explanation of the provisions of interference in the crime, incitement and concealment in terms of elements, responsibility and punishment.	2	3	<u>Exercises</u> <u>(TD)</u> Assignments Seminars Projects Practices Others	Practical issues about the role of the intruder, the instigator and the concealed one in which the student can clarify the legal ruling
ILO3	Defining criminal responsibility and clarifying its	2	3	<u>Exercises</u> <u>(TD)</u>	Practical issues about error,

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	two conditions: awareness and freedom of choice. Explanation of the provisions of the prohibitions of punishment based on the absence of awareness, namely material error, insanity, minors, drunkenness and drug poisoning.			Assignments Seminars Projects Others	shortcoming and insanity in which the student can clarify the legal ruling.
ILO4	Clarifying the provisions of force majeure as an impediment to punishment based on the absence of freedom of choice. Explanation of the terms and conditions of both types of coercion (physical and moral) and the state of necessity.	2	2	<u>Exercises</u> <u>(TD)</u> Assignments Seminars Projects Practices Others	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling thereon.
ILO5	Explanation of the theory of legitimacy in terms of philosophy and cases A statement of the provisions of the justification reason	2	3	<u>Exercises</u> <u>(TD)</u> Assignments Seminars	Judicial jurisprudence on the aforementioned topics includes the facts and the legal

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	related to the cases of exercising the right and legitimate defense in terms of definition and conditions.			Projects Practices Others	ruling thereon.
ILO6	Provisions for the performance of duty and the satisfaction of the victim. Introducing the applications of licensing the law (medicine, discipline and playing sports)	2	2	<u>Exercises</u> <u>(TD)</u> Assignments Seminars Projects Practices Others	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling thereon.
ILO7	Explanation of the concept of punishment, its characteristics and types of punishments in Syrian law Introducing precautionary measures and their types, and corrective measures and their types	2	3	<u>Exercises</u> <u>(TD)</u> Assignments Seminars Projects Practices Others	
ILO8	The basic principles of the theory of mitigation of punishment.	2	2	<u>Exercises</u> <u>(TD)</u>	Judicial jurisprudence on the aforementioned

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	Definition and provisions of local and extenuating excuses and estimated extenuating reasons.			Assignments Seminars Projects Practices Others	topics includes the facts and the legal ruling thereon.
ILO9	Clarifying the types of aggravating causes, and explaining the provisions of repetition and habitual crime and the combination of crimes (physical and moral).	2	2	<u>Exercises</u> (TD) Assignments Seminars Projects Practices Others	Practical issues about repetition and the combination of crimes that the student can clarify the legal ruling.
ILO10	An explanation of the suspension of the penalty, an explanation of the terms and conditions for the suspension of execution, the suspension of the enforceable judgment, and the forgiveness of the victim.	2	2	<u>Exercises</u> (TD) Assignments Seminars Projects Practices Others	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling thereon.
ILO11	Reasons for expiration of the penalty, explanation of the effect of the death of the	2	2	<u>Exercises</u> (TD) Assignments	Practical issues about the prescription in

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	convict on penalties and measures, and explanation of prescription on the penalty			Seminars Projects Practices Others	which the student can clarify the legal ruling.
ILO12	Study general amnesty and special amnesty in terms of definition, conditions and effects. Statement of the terms and conditions for legal and judicial rehabilitation.	2	2	<u>Exercises (TD)</u> Assignments Seminars Projects Practices Others	Practical issues about amnesty and rehabilitation in which the student can indicate the legal ruling

6- Assessment Criteria (Related to ILOs)

ISC	Interactive Synchronized Collaboration	Ex	Exams	Rpt	Reports
PF2F	Presentations and Face-to-Face Assessments	PW	Practice Work		

ILO Code	ILO	Intended Results	Assessment Type				
			ISC	PW	Ex	PF2F	Rpt
ILO1	At the end of the unit the student should be able to: • Knowledge of the basic principles in the theory of	• Distinguishing between participation in crime and dual-	√	√	√		

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	contribution to crime. • Distinguishing between the subject and the partner, and between the material subject and the moral subject. • Understand the partner's cases and punishment.	actor crimes • Analyzing the criminal facts and deducing the role of the actor and the partner.					
ILO2	At the end of the unit the student should be able to: • Knowledge of the basic principles of incitement, interference and concealment in terms of elements and punishment. • Clarifying the difference between cases of interference and incitement, and between interference and concealment.	• Formulation of presumed facts that include the roles of contributors to the crime • Analyzing the criminal facts and deducing the role of each of the interfering, inciting and concealing	√	√	√		
ILO3	At the end of the unit the student should be able to: • Knowing and understanding	• Analysis of criminal facts based on	√	√	√		

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	<p>the basic principles of criminal responsibility in terms of concept and elements.</p> <ul style="list-style-type: none"> • Distinguishing between awareness and freedom of choice as two components of criminal responsibility. • Absorbing cases of impediments to punishment based on lack of awareness. 	<p>material error, insanity, minors, drunkenness and drug poisoning.</p> <ul style="list-style-type: none"> • Giving practical examples of essential and non-essential errors and distinguishing between them. 					
ILO4	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowing and understanding the basic principles of impediments to punishment based on the absence of freedom of choice represented by force majeure. • Distinguishing between physical coercion and moral coercion, and between moral 	<ul style="list-style-type: none"> • Explanation and analysis of criminal facts based on coercion, both physical and moral • Explanation and analysis of criminal facts based on the 	√	√	√		

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	coercion and the state of necessity.	case of necessity.					
ILO5	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowing and understanding the basic principles in the theory of legality based on the existence of reasons that require justifying actions that appear in the form of a crime. And insight into the justification of the bug. • Understand the rules set by the legislator for reasons of justification, which makes it clear to the legislative policies in criminalization and punishment. • Knowing and understanding the basic principles in the exercise of the right, and legitimate defense, in terms of concept and conditions. 	<ul style="list-style-type: none"> • Distinguishing between reasons for justification and impediments to punishment. • Analysis of the facts related to the exercise of the right and legitimate defense and its proper application in practice. • Discussing judicial rulings related to legitimate defense 	√	√	√		

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ILO6	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Understand the basic principles and conditions of each of the performance of duty, the satisfaction of the victim, and the approval of the law. • Distinguishing between the case of necessity and dire necessity. • Distinguishing between the implementation of the legal text and the implementation of the legitimate order. 	<ul style="list-style-type: none"> • Analysis of criminal facts related to medical treatment, sports, discipline, duty, and victim satisfaction. • Drafting hypothetical issues related to medical conditions, discipline, and implementation of the legal text 	√	√	√		
ILO7	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowing and understanding the basic principles in the theory of punishment and measure in terms of definition 	<p>Explain what the punishment is</p> <p>Distinguish between penalties of all</p>	√		√		

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	<p>and characteristics.</p> <ul style="list-style-type: none"> • Understand the legal provisions of penalties and measures of all kinds, and distinguish between them. • Distinguishing between corrective and precautionary measures. 	<p>kinds</p> <p>Explanation of the concepts and foundations of precautionary and corrective measures</p>					
ILO8	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowledge and understanding of the basic principles in the theory of mitigation of punishment. • Distinguishing between extenuating excuses and discretionary extenuating reasons. 	<p>Analysis of the facts related to the excuse of excitement and honorable motivation and dementia.</p> <p>Understand and apply the role of the judge in relation to discretionary mitigating causes</p>	√	√	√		

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ILO9	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowledge and understanding of the basic principles in the theory of aggravation of punishment. • Distinguishing between repetition and habitual criminality. • Distinguishing between the material crimes meeting and the moral crimes meeting. • Applying the knowledge that the student has learned to issues related to crimes, and calculating the periods of punishments after aggravation. 	<p>Apply the knowledge that the student has learned to issues in the combination of crimes, and calculate the periods of punishments after aggravation.</p>	√	√	√		
ILO10	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • The nature and philosophy of suspending punishment in Syrian law • Knowledge and 	<p>Apply the knowledge you have learned in matters relating to stay of execution,</p>	√	√	√		

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	<p>understanding of the basic principles of suspension of punishment.</p> <ul style="list-style-type: none"> • Understand the basic principles and conditions of stay of execution, conditional release, and pardon of the injured party. 	<p>parole, and forgiveness of the victim.</p>					
ILO11	<p>At the end of the unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowing and understanding the basic principles of serving a sentence. • Calculation of prescription periods • Distinguish between the suspension of the statute of limitations and the interruption of the prescription • Understand the impact of death on money-related penalties and their impact on penalties related to a person. 	<p>Analyze the facts of the statute of limitations.</p> <p>Apply the knowledge you have learned in calculating the limitation period.</p>	√	√	√		

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ILO12	At the end of the unit the student should be able to:	Apply the knowledge learned by the student in calculating the period of judicial and legal rehabilitation.	√	√	√		
	<ul style="list-style-type: none"> • Knowing and understanding the basic principles of forgiveness theory in terms of conditions and effects • Knowing and understanding the basic principles of rehabilitation in terms of conditions and effects • Distinguishing between general amnesty and special amnesty • Distinguishing between legal rehabilitation and judicial rehabilitation. 						

7- Practice Tools:

Tool Name	Description
1- Judicial jurisprudence groups.	-----
2- Scientific legal conferences.	-----
3- Legal groups established through social media platforms.	-----

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