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Course introduction document: Administrative Law 2

1- Basic information:

Course Name	Administrative Law 2
Course ID	ADM406
Contact Hours (Registered Sessions)	28
Contact Hours (Synchronized Sessions)	10
Mid Term Exam	24
Exam	2
Registered Sessions Work Load	26
Synchronized Session Work Load	34
Credit Hours	5
Course Level	4

2- Courses to be studied immediately before the course

Course	ID
Administrative Law 1	ADM306

3- Objective of the course:

Administrative law governs the administration in terms of organization, activity and control. Because the objective of the administrative law (1) “principles of administrative law” lies in the statement of the organization and structure of the public administration

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(ministries, public authorities and institutions) and the methods of practicing its activity (the method of centralization and administrative decentralization), the goal of administrative law (2) “administrative activity” lies In studying the essence of the administrative activity practiced by the public administration to perform public services and develop society. Public law jurists divide the activity of the public administration into a positive activity represented by the activity carried out by public utilities aimed at fulfilling and satisfying public needs, and into a negative activity represented by the activity of administrative control, where the public administration, through the administrative police, undertakes the task of maintaining public order with its ancient connotations (security public, public health and public serenity) and modern (public morals and general aesthetic splendor). It is worth noting that the administrative law is distinguished from the private law in that it regulates the relations of public persons, that is, public legal persons that have no tangible and real existence. The public employee has a dialectical link to the public job, meaning that there is no job without an employee and no employee without a job. The number of employees and the size of their activity varies according to the economic philosophy and doctrine espoused by the state and the development of the state’s role in society, but we can record in this respect a general observation that the number of employees has increased in all countries according to the increase in the number of people and the multiplicity, diversity and increase in the types of public services it provides to citizens This hand. On the other hand, the activity of the public administration is characterized as an activity that aims to achieve the public interest, and in order to enable it to carry out its activity to pursue the achievement of the public interest in the most complete and complete manner, the legislator has assigned it exceptional powers and privileges. These privileges and powers are embodied by the special means through which it exercises its administrative activity, and these means are

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represented by the administrative decision, which is a manifestation of the expression of the unilateral will of the public administration and the administrative contracts in which the administration is characterized by the fact that it can be guaranteed by exceptional conditions unfamiliar in private law. Finally, we show that the administration's activity can cause harm to citizens, which the comparative administrative judiciary has settled on the necessity of compensating the administration to citizens for these damages. Through the foregoing, we can say that the general objective of studying this course lies in the study of the most important topics of administrative activity, which are embodied by: 1 - public office - administrative control - administrative responsibility - administrative decision - administrative contract

4- ILO – Intended Learning Objectives/Outcomes:

ILO	Intended Learning Objectives/Outcomes
ILO1	<ol style="list-style-type: none"> 1. Introducing the administrative activity of the public administration 2. A statement of the meaning of the two concepts of public office. 3. Explanation of the detailed provisions of the public office 4. Introducing students to the administrative control function of the public job. 5. Management responsibility (on the basis of fault and without fault) 6. Introducing the means of management in carrying out its activities. 7. Explanation of the concept, elements and pillars of the administrative decision. 8. Explanation of the concept, elements and pillars of the administrative contract.
ILO2	<ol style="list-style-type: none"> 1. Introducing the open public job system and its characteristics. 2. Explaining the employee's relationship with the public administration according to the functional system.

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ILO3	<ol style="list-style-type: none"> 1. Definition of the closed public job system and its characteristics. 2. A statement of the employee's relationship with the public administration according to the functional system.
ILO4	<ol style="list-style-type: none"> 1. Explanation of the procedures and conditions for appointing employees in accordance with Syrian law. 2. Methods of selecting employees according to Syrian law. 3. Conditions of workers transferring secondment assignments according to Syrian law. 4. Rights and duties of the two-year-old in accordance with Syrian law. Methods or methods of the end of service of the worker.
ILO5	<ol style="list-style-type: none"> 1. Management practices of administrative control. 2. The limits of the administrative control authority in normal and exceptional circumstances Elements of administrative control (public security, public health, public serenity).
ILO6	<ol style="list-style-type: none"> 1. Explanation of the conditions and elements of liability on the basis of the error. 2. Explanation of the terms and conditions of responsibility on a basis without error.
ILO7	<ol style="list-style-type: none"> 1. Defining an administrative decision. 2. Elements of administrative decision. 3. Types of administrative decision.
ILO8	<ol style="list-style-type: none"> 1. The pillars of the internal decision. 2. External decision pillars. 3. The executive power of the administrative decision.
ILO9	<ol style="list-style-type: none"> 1. Means of knowledge of the administrative decision.

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	2. Implementation of the administrative decision. 3. Lack of administrative decision.
ILO10	1. Defining the administrative contract and distinguishing it from the civil contract. 2. Elements of the administrative contract. 3. Types of administrative contract.
ILO11	1. The theory of emergency conditions in the administrative contract. 2. Prince verb theory. 3. force majeure theory.
ILO12	1. Methods of concluding the administrative contract in accordance with Law 51 of 2004 in Syria. 2. Obligations of the contracting administration. 3. Obligations of the contractor with the administration.

5- Course content

ILO	Course Syllabus	RS	SS	Type	Additional Notes
ILO1	Introducing the open and closed public employment system.	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	Issues in which the open career system is mixed with the closed career system.
ILO2	Explanation of the detailed provisions of	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments	Practical issues in which the student can show the

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	the public position (procedures and conditions of methods of appointment)			<input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	legal ruling. Practical problems The student can distinguish between the conditions of workers
ILO3	Explanation of the detailed provisions of the public job (staff conditions, transfer of assignments, secondment)	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	Practical issues in which the student can show the legal ruling. Practical problems The student can distinguish between the conditions of workers
ILO4	Explanation of the detailed provisions of the public job (rights and duties of employees)	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO5	Explanation of the detailed provisions of the public job (termination of employees)	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling for them
ILO6	Management practice methods for administrative control.	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling for them

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				<input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO7	Limits of administrative control authority in normal and exceptional circumstances	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO8	Limits of administrative control authority in normal and exceptional circumstances	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	.
ILO9	Limits of administrative control authority in normal and exceptional circumstances	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling for them
ILO10	administrative decision	2	4	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	

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ILO11	Administrative Contract (What is an Administrative Contract)	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO12	Administrative contract (methods of concluding and implementing the administrative contract)	2	4	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	Judicial jurisprudence on the aforementioned topics includes the facts and the legal ruling for them.

6- Assessment Criteria (Related to ILOs)

ILO Code	ILO	Intended Results	Assessment Type				
			ISC	PW	Ex	PF2F	Rpt
ILO1	Introducing the open and closed public employment system.	Practical examples and issues	-	-			
ILO2	Explanation of the detailed provisions of the public position (procedures and conditions of methods of appointment).	Practical examples and issues	-	-			
ILO3	Explanation of the detailed provisions of the public position (procedures and	Practical examples and issues		-			

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	conditions of methods (of appointment)						
ILO4	Explanation of the detailed provisions of the public position (procedures and conditions of methods of appointment)	Practical examples and issues					
ILO5	Explanation of the detailed provisions of the public position (procedures and conditions of methods of appointment)	Practical examples and issues	-				
ILO6	Methods of practicing management for administrative control	Practical examples and issues		-			
ILO7	Limits of administrative control authority in normal and exceptional circumstances	Practical examples and issues	-				
ILO8	Elements of administrative control (public security, public health, public serenity)	Practical examples and issues	-				
ILO9	Explanation of the terms and elements of liability on the basis of fault and without error	Practical examples and issues	-				-
ILO10	administrative decision	Practical examples and issues	-				-

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ILO11	Administrative Contract (What is an Administrative Contract)	Practical examples and issues	-				
ILO12	Administrative contract (methods of concluding and implementing the administrative contract)	Practical examples and issues	-	-			

7- Assessment Criteria (Related to ILOs)

Tool name	Description
1. Lawyers' offices	-----
2. Attending court sessions in the State Council	-----
3. Follow up on conferences held by the Ministry of Justice, the Bar Association and the State Council.	-----
4. Legal groups established via social media platforms.	-----
5. Arbitration sessions.	-----
6. Legal clinics	-----

8- Main References

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2. Dr. Abdullah Talbah, Principles of Administrative Law, Part Two, Directorate of

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5. Dr. Tariq Al-Majzoub, Public Administration, Al-Halabi Human Rights Publications, 2005.
6. Dr. Khaled Samara Al-Zoubi, Administrative Decision between Theory and Practice - A Comparative Study - Dar Al-Thaqafa Library for Publishing and Distribution, 1999.
7. Attorney Mesbah Nuri Al-Mahayni, Principles of Administrative Judiciary, Jurisprudence of the Supreme Administrative Court in forty years, 1959-2000.
8. Dr. Majed Ragheb Al-Helou, Administrative Law, University Press, 1987.
9. Brigadier General Subhi Al-Salloum, Explanation of the Basic Law for State Workers, Part One and Part Two, 2005.

9- Additional References

1. Basic Law for State Workers No. 50 of 2004.
2. Law No. 51 of 2004 which includes the system of contracts for public bodies.
3. Lawyers' magazine.
4. Syrian Arab Republic, Ministry of Social Affairs and Labor, Basic Law for State Workers, Group Three, 2005.