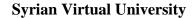
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Defining document: Execution procedures

Background:

The name of the course	Execution procedures
course code	CIV702
Hours of simultaneous sessions	28
Hours of communication with the teacher outside of simultaneous sessions	10
Recorded session hours	24
Exam hours	2
Hours of study effort corresponding to recorded sessions	16
Hours of study effort corresponding to simultaneous sessions	34
Number of hours approved	5
Together the rapporteur.	6

1- Prerequisite Courses:

code	course
Civil procedures	CIP 601

2- Purpose of the course:

The course aims to introduce the competent authority for forced execution in civil and commercial articles, and also aims to introduce general and specific provisions for execution. The course includes the methods of execution, its procedures and parties,



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in order to give the right holder his right, and distribution of the quotient of execution among the creditors participating in the execution procedures, in the event that they are several.

It clarifies the nature of the work of the judge who supervises the execution and is called the chief of execution, and he is a judge of primitive degree whose qualitative competence is to execution of executive writs and to give orders to carry out all legal procedures that lead their execution in order to give the right holder his right.

The course also includes the execution procedures on the real estate, starting with the seizure of the real estate through the announcement of its sale, then the procedures for selling it through public auction, and distribution of the quotient of execution among the creditors participating in the execution procedures on it.

3- Desired educational outcomes(ILO - Intended Learning Objectives/Outcomes):



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Icon	Desired educational outcomes					
ILO	Intended Learning Objectives/Outcomes					
	1- Knowledge of the competent judicial authority for forced execution.					
	2- Understand the concept of the executive problem.					
ILO1	3- Familiarity with the specific competence of the chief executive.					
	4- Understand the nature of the chief executive decisions.					
	5- Knowing the rules of the local jurisdiction of the Execution Department.					
	1- Knowing the substantive conditions of the right in question.					
ILO2	2- Knowledge of the formal conditions for execution.					
ILO2	3- Understand the purpose of the executive notice.					
	4- Knowing the concept of cancellation of the executive file and its effects.					
	1- Knowing the concept of executive writ.					
	2- Knowing the types of executive writs.					
н оз	3- Determining the normal time for the execution of judgments.					
ILO3	4- Knowing the provisions of expedited entry into force.					
	5- Familiarity with the execution of other writs that the law gives the force					
	of execution.					
	1-Knowing the cases and provisions of the conservatory seizure.					
	2- Differentiating between conservatory seizure and executive seizure in					
ILO4	terms of the competent court and in terms of effects.					
	3- Knowing the cases and provisions of executive imprisonment.					
	4- Knowing the provisions of the travel ban.					



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	1-Determining the property that cannot be executed, and understanding the					
ILO5	justifications for deviating from the general rule.					
	2- Familiarity with the provisions of conservatory seizure.					
	3-Differentiating between public and private cases of conservatory seizure.					
	4- Knowing the methods of appealing the decision of conservatory seizure.					
	1- Knowing the procedures for distraint in the hands of the debtor.					
	2- The necessity of executive distraint so that the sale procedures can					
ILO6	begin.					
	3- Knowing the procedures for selling movables.					
	4- Knowing the special procedures for selling some high value movables.					
	1- Knowing the procedures for seizing what the debtor has with others.					
	2- Knowing the types of money that can be seized with others.					
ILO7	3- Understand the concept of others in these procedures.					
ILO7	4- Knowing the obligations of the third person, which is others.					
	5- Knowing the legal penalties imposed on others in the event of breach of					
	their legal obligations.					
	1- Familiarity with the issue of creditors' agreement on the distribution of					
	the quotient of execution.					
ILO8	2- Knowing the procedures for distributing the quotient of execution.					
	3- Knowing the order imposed by law for distributing the quotient of					
	execution.					



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ILO9 ILO9 1 - Knowing the execution procedures on the real estate. 2 - Knowing the procedures for real estate seizure. 3 - Knowing the procedures for taking possession of the real estate. 4 - Knowing the introductory procedures for selling the real estate. 1 - Knowing the list of conditions of sale. 2 - Familiarity with the contents of this list. 3 - Knowing the procedures for objecting to it. 4 - Knowing the time when this list becomes final. 1 - Familiarity with the procedures for selling the seized real estate by executive seizure. 2 - Knowing the procedures for announcing the sale of the real estate. 3 - Knowing the concept and procedures of public auction. 4 - Knowing the cases in which a second selling session is scheduled. 5 - Knowing the time when the first referral decision is issued.		4- Differentiating between the creditors in fulfilling their rights in view of the								
ILO9 2- Knowing the procedures for real estate seizure. 3- Knowing the procedures for taking possession of the real estate. 4- Knowing the introductory procedures for selling the real estate. 1- Knowing the list of conditions of sale. 2- Familiarity with the contents of this list. 3- Knowing the procedures for objecting to it. 4- Knowing the time when this list becomes final. 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.		procedural and objective reasons for preference.								
ILO10 3- Knowing the procedures for taking possession of the real estate. 4- Knowing the introductory procedures for selling the real estate. 1- Knowing the list of conditions of sale. 2- Familiarity with the contents of this list. 3- Knowing the procedures for objecting to it. 4- Knowing the time when this list becomes final. 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.		1- Knowing the execution procedures on the real estate.								
3- Knowing the procedures for taking possession of the real estate. 4- Knowing the introductory procedures for selling the real estate. 1- Knowing the list of conditions of sale. 2- Familiarity with the contents of this list. 3- Knowing the procedures for objecting to it. 4- Knowing the time when this list becomes final. 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.	11 00	2- Knowing the procedures for real estate seizure.								
ILO10 1 - Knowing the list of conditions of sale. 2 - Familiarity with the contents of this list. 3 - Knowing the procedures for objecting to it. 4 - Knowing the time when this list becomes final. 1 - Familiarity with the procedures for selling the seized real estate by executive seizure. 2 - Knowing the procedures for announcing the sale of the real estate. 3 - Knowing the concept and procedures of public auction. 4 - Knowing the cases in which a second selling session is scheduled.	ILO9	3- Knowing the procedures for taking possession of the real estate.								
2- Familiarity with the contents of this list. 3- Knowing the procedures for objecting to it. 4- Knowing the time when this list becomes final. 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.		4- Knowing the introductory procedures for selling the real estate.								
3- Knowing the procedures for objecting to it. 4- Knowing the time when this list becomes final. 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.										
3- Knowing the procedures for objecting to it. 4- Knowing the time when this list becomes final. 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.	II ()10	2- Familiarity with the contents of this list.								
ILO11 1-Familiarity with the procedures for selling the seized real estate by executive seizure. 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.	ILOIU	3- Knowing the procedures for objecting to it.								
ILO11 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.		4- Knowing the time when this list becomes final.								
ILO11 2- Knowing the procedures for announcing the sale of the real estate. 3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.		1-Familiarity with the procedures for selling the seized real estate by								
3- Knowing the concept and procedures of public auction. 4- Knowing the cases in which a second selling session is scheduled.		executive seizure.								
3- Knowing the concept and procedures of public auction.4- Knowing the cases in which a second selling session is scheduled.	II ()11	2- Knowing the procedures for announcing the sale of the real estate.								
	iLOII	3- Knowing the concept and procedures of public auction.								
5- Knowing the time when the first referral decision is issued.		4- Knowing the cases in which a second selling session is scheduled.								
		5- Knowing the time when the first referral decision is issued.								
1- Familiarity with the provisions of peremptory referral.		1- Familiarity with the provisions of peremptory referral.								
2- Knowing the effects of peremptory referral decision, especially at the		2- Knowing the effects of peremptory referral decision, especially at the								
ILO12 time of transfer of ownership of the real estate to the assignee.	ILO12	time of transfer of ownership of the real estate to the assignee.								
3- Knowing the provisions relating to the sale of real estate in the case of		3- Knowing the provisions relating to the sale of real estate in the case of								
common ownership.		common ownership.								



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- 4- Knowing the provisions relating to the sale of real estate in order to repay the insured debts.
- 5- Familiarity with the provisions of the real estate entitlement lawsuit.

6- The content of the course

Educationa l outcomes	Theoretical section with notes and explanations if any	Recorde d watches	Simultaneou s hours	Task patterns	Practical section with notes and explanations if any
ILO1	Determinatio n of the competent authority for forced execution in civil and commercial articles	2	3	□ Exercises (TD) □ Functions □ Workshops □ Projects □ Experience s □ Other	Practical issues clarifying that the execution department is a court and not an administrativ e body.
ILO2	Procedures general of forced execution	2	2	 □ Exercises (TD) □ Functions □ Workshops □ Projects □ Experience 	Practical issues that explain to the student



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				s Other	the parties to the executive file, and the conditions that must be met by them.
ILO3	The concept of judgment as executive writ	2	3	☐ Exercises (TD) ☐ Functions ☐ Workshops ☐ Projects ☐ Experience s ☐ Other	Giving practical examples to the student through which the difference between the executive power of the judgment becomes clear.



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					Examp	les of
					cases	of
					expedi	ted
					entry	into
					force.	
					Giving	
					examp	les to
					disting	uish
					betwee	en
	Executive writs			TamariN (TD)	judgme	ents
	without			Functions	and	other
ILO4	judgments	2	2	Workshops Projects	execut	ive
				Experience	writs,	such
				s Other	as	the
					marria	ge
					deed	and
					the	formal
					contrac	ct.
	The methods			Exercises (TD)	Giving	
ILO5	of forced	2	3	Functions	practic	al
11.03	execution	_	3	Workshops	issues	about
	OXOGUIOI1			Projects Experience		



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				s Other	conservatory
					seizure and
					executive
					seizure, and
					clarifying the
					difference
					between
					them.
					Clarify the
	The concept of	2			idea of
	executive				executive
	imprisonment			$ \begin{array}{c c} $	imprisonmen
	as an exception		3	☐ Functions	t as an
ILO6	to the general			□ Workshops□ Projects	exceptional
	rule in			☐ Experience	means of
	execution			S Other	putting
					pressure on
					the debtor's
					body.
	Procedures for			☐ <u>Exercises</u> (TD)	Practical
ILO7	conservatory	2	2	☐ Functions	issues
	2311331 14131 3			□ Workshops	



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	seizure and			Projects Experience	clarifying the	е
	methods of			S	competent	
	appeal related			Other	court fo	r
	to this seizure				placing the	е
					conservatory	y
					seizure, and	d
					the methods	s
					of appealing	g
					the decisions	s
					related to	o
					this seizure.	
	Seizure of			Exercises (TD)	Explanatory	
ILO8	what the	2	2	Functions	issues fo	r
	debtor owes			Workshops Projects	this tripartite	е
	to others			Experience	seizure.	
				S Other		
	Explanation of			Exercises (TD)	Clarify the	е
ILO9	the concept of			Functions	procedures	
	distributing the	2	2	Workshops Projects	for	
	quotient of			Experience	distributing	
	execution in the			S Other	the quotien	ıt



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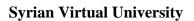
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			<u>.</u>		
	event of multiple creditors				of execution through practical examples.
ILO10	Execution procedures on the real estate	2	2	 □ Exercises (TD) □ Functions □ Workshops □ Projects □ Experience s □ Other 	A detailed explanation of the real estate seizure procedures, and an explanation of the difference between the legal texts and the practical reality in this regard.
ILO11	Sale	2	2	□ Exercises	Determining



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	procedures of real estate by public auction			(TD) □ Functions □ Workshops □ Projects □ Experience s □ Other	the stage at which the ownership of the real estate sold by public auction is transferred through a practical
ILO12	Special provisions for the sale of real estate	2	2	☐ Exercises (TD) ☐ Functions ☐ Workshops ☐ Projects ☐ Experience s ☐ Other	matter. Determining the special cases stipulated by law for the sale of real estate by public auction.

7- Calendar criteria:

ILO Calendar style	
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Code			Interact in concurre nt sessions	Practica 1	Exam s	Presentatio ns and interviews	Report s
ILO1	Knowledge of the competent authority for forced execution	Realizing that the execution department is an execution court, not an administrativ e body.	_	-			
ILO2	Knowledge of the parties of executive file	Determining the conditions related to the parties to the executive file.	_	-			
ILO3	Knowledge of the	Distinguishin		-			



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Π	222224 -4	
	concept of executive	g judgments
		as the
	writ	strongest
		type of
		executive
		writs
		Determining
		the normal
		time for
	Understand	execution,
		and the time
	the	
	differences	for
ILO4	between the	execution
	types of	the
	executive	provisions
	writs	covered by
		the
		expedited
		entry into
		force
TT 0.5	Knowledge	Distinguishin
ILO5	of the	



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	various methods of forced execution	g execution by means of seizure from execution in kind, and from execution by means of				
		imprisonmen t				
ILO6	Define the concept of executive imprisonme nt	Determining the cases of executive imprisonmen t and its purpose		_		
ILO7	Familiarity with the provisions for conservator	Knowing the legal nature of this seizure and	_			



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	y seizure	the			
		procedures			
		for imposed			
		it			
ILO8	Knowledge of distribution procedures of the quotient of	Determining the legal stages for distributing the quotient	_		
	execution	of execution			
	Knowing	Determining			
	the	the time at			
	execution	which the			
	procedures	ownership			
	on real	of the			
ILO9	estate,	property is	_		-
	including	transferred			
	seizure,	to the buyer			
	possession	by public			
	and sale	auction			
ILO1	Knowledge	Familiarity	_		-



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0	of public	with all
	auction	stages of
	procedures	auction and
		the
		possibility of
l		postponing
		the sale
1		Determine
	Knowledge	the period
	of	after which
ILO1	procedures	the real
1	for delivery	estate
	of real	should be
	estate	delivered to
		the buyer
	Knowledge	Familiarity
	of	with the
II 01	procedures for selling	procedures
ILO1 2	real estate	for selling
	by public	the real
	auction in	estate to
	special	



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cases	remove the			
	common,			
	and to repay			
	the insured			
	debts			

8- Practical department tools and laboratories:

The name of the tool	Description
1- Lawyers' offices	
2- Attending court hearings at the Judicial Palace	
3- Follow-up of conferences conducted by the Ministry of Justice and the Bar Association	
4- The legal groups created through social media platforms.	
5-Arbitration sessions.	
6- Legal clinics	



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