

Syrian Arab Republic	 الجامعة الافتراضية السورية SYRIAN VIRTUAL UNIVERSITY	الجمهورية العربية السورية
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Course Description: Bankruptcy

1- Basic Information:

Course Name	Bankruptcy
Course ID	BanyA813
Contact Hours (Synchronized Sessions)	28
Hours of communication with the teacher outside of simultaneous sessions	10
Contact Hours (Registered Sessions)	24
Exam	2
Registered Sessions Work Load	26
Synchronized Session Work Load	34
Credit Hours	5
Course Level	6

2- Pre-Requisites Courses:

Course	ID
Completion of 185 Credit Hours	-----

3- Purpose of the course:

The course aims to clarify the concept of bankruptcy by defining it and explaining its characteristics and distinguishing between the systems of commercial bankruptcy and civil insolvency, as well as clarifying the importance of the declaration of bankruptcy, as well as studying its substantive and formal conditions.

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Then we move on to talking about the trustees of the bankruptcy, through a statement of the persons responsible for it, in addition to presenting its procedures, and the bankruptcy of companies is also discussed.

Then move on to studying the effects of the issuance of the bankruptcy declaration ruling, for all the concerned parties.

After that, the end of the bankruptcy is discussed, and the study of crimes related to bankruptcy is also discussed, and then we talk about commercial rehabilitation, through a statement of its cases and presentation of its procedures.

Finally, clarifying the concept of bankruptcy protection, explaining its procedures, and examining the consequences thereof and its expiry.

4- Intended Learning Outcomes (ILO):

Code	Intended Learning Outcomes
ILO1	1. Introducing the bankruptcy system. 2. Defining the characteristics of the bankruptcy system. 3. Being able to distinguish between commercial bankruptcy and civil insolvency. 4. Statement of the importance of the bankruptcy system.
ILO2	1. Introducing the student to the terms of bankruptcy. 2. Determine the two objective conditions for the bankruptcy. 3. Determine the formal requirement for the bankruptcy.
ILO3	1. Introduce the student to the persons in charge of the bankruptcy. 2. Determining the functions of bankruptcy trustees. 3. Learn about bankruptcy procedures.
ILO4	1. Introduce the student to the procedures of the bankruptcy of companies. 2. Learn about the effects of the bankruptcy of companies. 3. Familiarize yourself with the provisions related to bankruptcy of companies.

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ILO5	<ol style="list-style-type: none"> 1. Learn about the effects of bankruptcy related to the bankrupt's money. 2. Recognize the effects of bankruptcy related to the person of the bankrupt.
ILO6	<ol style="list-style-type: none"> 1. Define the concept of creditors mass. 2. Recognize the effects of bankruptcy for creditors. 3. Determining the range of debts covered by the termination of the term. 4. Determining the range of debts covered by the suspension of interest.
ILO7	<ol style="list-style-type: none"> 1. Define the concept of a period of uncertainty. 2. Recognize the debtor's behavior in a period of uncertainty. 3. Knowing the ruling on the debtor's actions during the period of uncertainty. 4. Familiarize yourself with the ruling on the debtor's actions prior to the period of suspicion.
ILO8	<ol style="list-style-type: none"> 1. Statement of the effects of bankruptcy for the creditors whose rights entail the receivables of multiple debtors. 2. Determining the effects of bankruptcy for creditors who have a right of mortgage or a special lien. 3. Determining the effects of bankruptcy for the creditors who have the right to recover their money from the bankruptcy. 4. Learn about the right to imprisonment and the right to rescind binding contracts for two parties due to bankruptcy.
ILO9	<ol style="list-style-type: none"> 1. Introduce the student to bankruptcy solutions. 2. Defining the concept of simple reconciliation and its effects. 3. Statement of the concept of creditors union and its effects.

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ILO10	1. Introduce the student to the crimes committed by the bankrupt. 2. Determining the elements of the crime of fraudulent bankruptcy. 3. Determining the elements of the crime of tort bankruptcy. 4. Introduce the student to the crimes committed by a non-bankrupt.
ILO11	1. Define the concept of re-consideration of the bankrupt. 2. Statement of reconsideration cases. 3. Learn about re-consideration procedures. 4. Statement of the effects of re-consideration of the bankrupt.
ILO12	1. Define the concept of bankruptcy composition. 2. Familiarize yourself with the procedures for preventive bankruptcy composition. 3. Determining the effects of the bankruptcy composition. 4. Statement of cases of expiration of the bankruptcy composition.

5- The content of the course:

ILO	Course Syllabus	RS	SS	Type	Additional Notes
ILO1	What is Bankruptcy	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	
ILO2	Conditions of Bankruptcy Registration	2	3	<input type="checkbox"/> Exercises <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars	A practical case dealing with how to achieve the terms of bankruptcy

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				<input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO3	Bankruptcy Agents and Procedures	2	3	<input type="checkbox"/> <u>Exercises</u> <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO4	Companies Bankruptcy	2	3	<input type="checkbox"/> Exercises <input type="checkbox"/> <u>Assignments</u> <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	A practical case dealing with actual applications for the bankruptcy of some companies
ILO5	The Effects of Bankruptcy Registration for the Bankrupt	2	2	<input type="checkbox"/> <u>Exercises</u> <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO6	The Effects of Bankruptcy Registration for the Creditors of Bankrupt	2	2	<input type="checkbox"/> <u>Exercises</u> <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	

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ILO7	The Effects of Bankruptcy Registration for the Bankrupt's Actions Prior to the Bankruptcy Registration	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> <u>Assignments</u> <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	A practical case dealing with clarification of what is meant by the period of uncertainty
ILO8	The Effects of Bankruptcy Registration for Private Rights Holders	2	2	<input type="checkbox"/> <u>Exercises</u> <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO9	End of Bankruptcy	2	3	<input type="checkbox"/> Exercises <input type="checkbox"/> <u>Assignments</u> <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	A practical case dealing with one of the most important solutions to which the bankruptcy ends
ILO10	Bankruptcy Crimes	2	2	<input type="checkbox"/> <u>Exercises</u> <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO11	Commercial Rehabilitation	2	2	<input type="checkbox"/> <u>Exercises</u> <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars	

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				<input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO12	Bankruptcy Conciliation	2	2	<input type="checkbox"/> Exercises <input type="checkbox"/> <u>Assignments</u> <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	A practical case dealing with applications for some traders to obtain a preventive composition from bankruptcy

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	PF 2F	Rpt
ILO1	Knowing the concept of bankruptcy, and distinguishing it from civil insolvency	The student knows bankruptcy and explains its most important characteristics					
		The student explains the importance of commercial bankruptcy, and distinguishes it from civil insolvency	✓	✓			
ILO2	Know the conditions that must be met for the bankruptcy	The student explains the two objective conditions for the bankruptcy	✓	✓	✓		
		The student explains the					

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		content of the bankruptcy declaration ruling, and shows its most important characteristics					
ILO3	Knowing the persons in charge of the bankruptcy, and understanding its procedures	The student explains the role of the judiciary in the bankruptcy, and shows the functions of its attorney	✓	✓	✓		
		The student explains the procedures that the bankruptcy goes through					
ILO4	Knowing the procedures for the bankruptcy of companies and the consequences thereof	The student explains the procedures followed to declare the company's bankruptcy					
		The student explains the effects of the company's bankruptcy	✓	✓	✓		✓
ILO5	Knowing the effects of the bankruptcy on the person of the bankrupt and his money	The student shows the effects of bankruptcy related to the bankrupt's money	✓	✓	✓		
		The student explains the effects of bankruptcy related to the person of the bankrupt					
ILO6	Knowing how the creditors bloc is formed, and its	The student explains the components of the creditors block	✓	✓	✓		✓

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	important implications	The student explains the effects of the bankruptcy related to the bankrupt's creditors					
ILO7	Knowing the basis of the period of suspicion and the ruling on the actions of the bankrupt during it	The student explains the concept and scope of the period of uncertainty	✓	✓			
		The student shows the fate of the actions of the bankrupt during the period of uncertainty					
ILO8	Knowing the effects of the merchant's bankruptcy on his creditors of private rights	The student defines what is meant by private rights holders	✓	✓	✓		
		The student explains how the owners of private rights collect their dues from the bankruptcy of their debtor					
ILO9	Knowing how the bankruptcy ends and its most important solutions	The student explains the solutions to which the bankruptcy ends	✓	✓	✓		
		The student explains how to distribute the bankruptcy funds among the creditors in order to fulfill their rights					
ILO10	Knowing the crimes related to bankruptcy	The student explains the crimes of the bankrupt	✓	✓	✓		

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		The student presents crimes committed by non-bankrupt persons					
ILO11	Knowing the provisions for rehabilitation of the bankrupt	The student explains the cases of re-consideration					
		The student explains the procedures for rehabilitation of the bankrupt and the opposition therein	✓	✓	✓		
ILO12	Knowing the concept of protective peace and its effects	The student knows the protective peace and explains its conditions					
		The student presents the protective conciliation procedures and its effects	✓	✓	✓		
		The student explains the cases of expiration of the protective peace					

7- Practice Tools:

Tool Name	Description
1- Lawyers' offices	-----
2- Enforcement departments in the courts	-----

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8- Main References:

1. سعيد يوسف البستاني، أحكام الإفلاس والصلح الواقي في التشريعات العربية، منشورات الحلبي الحقوقية، بيروت، لبنان، 2007.
2. سميحة القليوبي، أحكام الإفلاس، دار النهضة العربية، مصر، 2011.
3. علي البارودي، الأوراق التجارية والإفلاس وفقاً لأحكام قانون التجارة رقم 17 لعام 1999، دار المطبوعات الجامعية، الإسكندرية، 2002.
4. محمد بهجت عبد الله قايد، عمليات البنوك والإفلاس، الطبعة الثانية، دار النهضة العربية، القاهرة، 2000.
5. مصطفى كمال طه، أصول القانون التجاري، منشورات الحلبي الحقوقية، لبنان، 2006.
6. مصطفى كمال طه ووائل أنور بندق، أصول الإفلاس، دار الفكر الجامعي، الإسكندرية، 2005.
7. هيثم الطاس، شروط إفلاس الشركات المساهمة المغفلة، مجلة جامعة البعث، العدد 79، حمص، سورية، 2017.

9- Additional References:

1. إدوار عيد، أحكام الإفلاس وتوقف المصارف عن الدفع، الجزء الأول، شهر الإفلاس – آثاره - إجراءاته، مطبعة باخوس وشرتوني، بيروت، 1972.
2. جاك يوسف الحكيم، الحقوق التجارية، ج2، منشورات جامعة دمشق، 1970.
3. وجيه جميل خاطر، نظرية فترة الريبة في الإفلاس، الطبعة الأولى، بيروت، 1973.