

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

1- Basic Information:

Course Name	Civil Law 2
Course ID	CIV306
Contact Hours (Synchronized Sessions)	28
Contact Hours with the tutor outside the Synchronized Sessions	10
Contact Hours (Registered Sessions)	24
Exam	2
Registered Sessions Work Load	24
Synchronized Session Work Load	36
Credit Hours	5
Course Level	6

2- Pre-Requisites:

Course	ID
Civil Law 1	CIV206

3- Summary

Study the sources in three sources, namely, project, civil liability, unreasonable enrichment, and law. These sources were regulated in the Civil Code by Legislative Decree No. 84 dated May 18, 1949 and implemented as of June 15, 1949.

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Building on the basis of the error, building the basis of the error, defense and basic position. This responsibility requires the availability of three pillars, namely, error, damage and causation.

Then we discussed the responsibility of the person responsible for supervision and its conditions, the responsibility of the subordinate for the actions of the subordinate and its terms and conditions, the responsibility arising from things, their three types, and the conditions for each of them.

Then we moved to the study of the general rule in enrichment without a reason, where we dealt with the pillars of enrichment without a reason, and its provisions, as we dealt with the payment of the undeserved, by explaining its terms and provisions, as well as we dealt with the virtue by explaining the pillars of virtue and its provisions.

Finally, we moved to the study of law as a direct source of commitment.

3- Intended Learning Outcomes (ILO)

Code	Intended Learning Outcomes
ILO1	1- Know the meaning of responsibility. 2- Know the types of responsibility. 3- Knowing the importance of distinguishing between contractual liability and tort liability. 4- Knowing the basis of tort liability. 5- Knowing the distinction between subjective theory and objective theory.
ILO2	1- Know the types of errors. 2- Knowing the importance of distinguishing between degrees of error. 3- Knowing the origin and the exception in the responsibility of the non-

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	discriminator. 4- Knowing the reasons for justification and their impact on civil liability.
ILO3	1- Knowing the terms of the damage. 2- Know the types of damage. 3- The concept of causation and its characteristics. 4- Knowing the ways to deny causation.
ILO4	1- Knowing the parties to the liability lawsuit. 2- Knowing the cause and subject of the liability lawsuit. 3- Knowing how to prove a liability claim. 4- Distinguishing between the limitation periods for a liability claim.
ILO5	1- Recognize the compensation images. 2- Knowing the rules for estimating compensation. 3- Knowing the agreements amending the provisions of liability. 4- Distinguishing between liability insurance and liability exemption.
ILO6	1- Knowing the conditions for establishing the responsibility of the supervisory authority. 2- Knowing the basis of the responsibility of the supervisor. 3- Knowing how to pay the supervisory responsibility. 4- Knowing the cases that enable the supervisor to have recourse against the person subject to his control.
ILO7	1- Knowing the conditions for the responsibility of the subordinate. 2- Knowing the provisions of the subordinate's responsibility.
ILO8	1- Know what is meant by the responsibility of the animal keeper. 2- Knowing what is meant by the responsibility of the building guard.

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	3- Knowing the meaning of responsibility for guarding things that need special care and mechanical machines. 4- Knowing the hypothetical error that can be proven to the contrary and the error that cannot be proven otherwise.
ILO9	1- Knowing the pillars of enrichment without a reason. 2- Distinguishing the types of enrichment. 3- Knowing the advantages of the enrichment lawsuit in Syrian law.
ILO10	1- Knowing the terms of payment of the undeserved. 2- Knowing the provisions for unpaid payments.
ILO11	1- Understand the pillars of virtue. 2- Knowing the rules of virtue.
ILO12	1- Knowing the narrow and broad meaning of the law. 2- Recognizing the law as a direct source of commitment.

4- Course Syllabus

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

ILO	Course Syllabus	RS	SS	Type	Additional Notes
ILO 1	The concept of civil responsibility.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Examples in which responsibility is distinguished from other responsibilities.

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ILO 2	Tort liability for personal error.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Practical issues the student can identify the pillars of error, the reasons for justification and their impact on civil liability.
ILO 3	causal connection Damage and.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Practical issues through which the student can know the conditions and types of damage, and ways to deny the causal relationship.
ILO 4	Liability claim.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Practical examples showing the parties to the case, its proof and its limitation.
ILO 5	Compensation.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices	Practical issues through which the student can know the forms of compensation and how to estimate it.

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				☐ Others	
ILO 6	The responsibility of the supervisor.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Examples through which the student can know the conditions for establishing the responsibility of the supervisor and how to pay it.
ILO 7	The subordinate's responsibility for the subordinate's actions.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Examples through which the student can know the conditions for establishing the responsibility of the subordinate for the actions of the subordinate and the provisions of this responsibility.
ILO 8	Responsibility arising from things.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Projects and jobs through which the student can distinguish between the types of responsibility arising from things and between an error that can be proven to the contrary and an error that cannot be proven otherwise.
ILO 9	The general rule of unreasonable enrichment.	2	2	☐ Exercises ☐ Assignments ☐ Seminars	Examples through which the student can learn the provisions of enrichment without reason.

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				☐ Projects ☐ Practices ☐ Others	
ILO 10	Undue payment.	2	2	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Examples through which the student can know the terms and conditions of payment of the undeserved.
ILO 11	Leftovers	2	4	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Practical issues through which the student can know the pillars of virtue and its provisions.
ILO 12	Law	2	4	☐ Exercises ☐ Assignments ☐ Seminars ☐ Projects ☐ Practices ☐ Others	Examples in which the student recognizes the law as a direct source of obligation.

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5- Assessment Criteria (Related to ILOs)

Criteria for evaluation and coverage of outcomes: It helps in defining the activities that the student will undertake to cover the outcomes. Noting that the evaluation criteria must all be covered by the student as a condition for covering outcomes and thus for success.

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	Distinguish civil liability from other types of liability and know the divisions of civil liability.	Practical issues through which the student can know the types of civil liability and distinguish them from each other	*	*			
ILO2	Knowing the pillars of error and the reasons for justification and their impact on civil liability.	Practical issues through which the student can know the reasons for justification and its impact on civil liability	*	*			
ILO3	Knowing the damage and	Practical problems		*			

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	the causal relationship between the error and the damage	through which the student can distinguish between types of damage					
ILO4	Knowing the parties to the case, proving it and limiting the case	Practical examples					
ILO5	Know the forms and scope of compensation and liability agreements.	Practical examples	*				
ILO6	Knowing the conditions for establishing the responsibility of the person responsible for supervision, its basis, how to pay it, and how the supervisor can return to the person under his control.	Illustrative problems and examples		*			
ILO7	Terms and conditions for the subordinate liability.	Examples from reality	*				
ILO8	Know the responsibility of the animal guard, the responsibility of the building guard, and the	Illustrative problems and examples	*				

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	responsibility for guarding objects that need special care and mechanical machinery.						
ILO9	Knowledge of enrichment for no reason, and its provisions.	Examples from reality	*				*
ILO10	Know the terms and conditions of unpaid payment.	Illustrative problems and examples	*				*
ILO11	Definition of virtue, and knowledge of its pillars, and provisions.	Examples from reality	*				
ILO12	Clarifying the meaning of the law as a direct source of commitment and its provisions.	Illustrations	*	*			

6- Tools and laboratories of the practical department:

Tool Name	Description
non	-----

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7- Main References

- 1- Ibrahim Al-Desouki Abu Al-Layl: Civil Liability and Unreasonable Enrichment, A Study of Involuntary Sources of Obligation According to the Kuwaiti Civil Law, 1995.
- 2- Ahmed Heshmat Abu Steit, Theory of Commitment in the New Civil Law, Book One, Sources of Commitment, second edition, Egypt Press, 1954.
- 3- Ahmed Saad: Sources of Commitment, Part 1, Cairo University Center for Open Education, 1999.
- 4- Anwar Sultan: The Summary on the General Theory of Commitment, Sources of Commitment, 1998, University Press.
- 5- Jalal Muhammad Ibrahim, Returning among the Multiple Officials, A Comparative Study between Kuwaiti and Egyptian Laws and French Law, Kuwait 92-93.
- 6- Hammoud Ghazal, Dr. Abdul Karim Zlam, Introduction to the Science of Law, Directorate of University Books and Publications, University of Aleppo, 2008.
- 7- Muhammad Waheed Al-Din Siwar, Explanation of Civil Law, The General Theory of Obligation, Part One, Sources of Obligation, 2, Involuntary Sources, (illegal work, enrichment without cause, Law), 1976.
- 8- Muhammad Waheed Al-Din Siwar: Explanation of Civil Law, General Theory of Obligation, Sources of Obligation, Part 1, Riyadh Press, Damascus, 1981.
- 9- Muhammad Shukri Sorour, The Problem of Compensating the Damage Caused by an Unspecified Person Among a Specific Group of Persons, Cairo, 1983, and Hassan Abdel Rahman Quddus, Involuntary Sources of Obligation.
- 10- Mansour Mustafa Mansour: Involuntary Sources of Obligation, 1980-1981.
- 11- Mustafa El-Gammal, The General Theory of Obligations, University House, 1987.
- 12- Abd al-Razzaq al-Sanhouri: The mediator in explaining the new civil law, commitment

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theory in general, sources of commitment, Arab Heritage Revival House, Beirut, Lebanon, part 1.

- 13- Suleiman Mark: The Origins of Obligations, Part One, Sources of Commitment, Egyptian Universities Publishing House, Cairo, 1960.
- 14- Suleiman Mark: Summary of the Origins of Obligations, Cairo, 1961, Press of the Arab Bayan Committee.
- 15- Shafeeq Tohme and Adeeb Istanbul, the Syrian civil legalization.
- 16- Khalid Jamal Ahmed Hassan, The General Theory of Obligations in Bahraini Civil Law, University of Bahrain Press, 2002.
- 17- Aubry et Rau, Code civil français, c 6
- 18- Com. 19 juin 1951, D. 1951, 717, note G. Ripert; Com. 14 févr. 1973, D. 1973, 562, note G. Viney; v. Aussi Chamébry, 24 nov. 1980, JCP 1982,II, 19777, note J.-C. Detharre, in F.Terré, Ph. Lequette, Y. Simler, y. Lequette: Droit civil, les obligations, 5 éd, Précis Dalloz, 1993.
- 19- F.Terré, Ph. Lequette, Y. Simler, y. Lequette: Droit civil, les obligations, 5 éd, Précis Dalloz, 1993.
- 20- Marteau: La notion de la causalité dans la responsabilité civile, Th, Aix, 1914.
- 21- V. Bull. Civ, II, n 155, Resp. Civ. et assur, 1995 , cité in Viney. G, Jourdain.
- 22- V. Civ. 2, 17 oct. 1979, JCP, 1979, IV, p. 383; et aussi Angers, 16 mai 1977, D, 1978, IR, p. 206 cité in Viney. G, Jourdain.
- 23- V. Viney. G, Jourdain. P: : Traité de droit civil, sous la direction de Jacques Ghestin, Les conditions de la responsabilité, 2 éd, DELTA, 1998.