



APPLIES TO ACADEMIC YEAR 2003/2004

JUR 2132 Contract law

Program

N/A

Responsible for the course

Tore Bråthen

Department

Accounting - Auditing and Law

Term

According to study plan

ECTS Credits

18

Objective

Specified for each section

Prerequisites

None.

Compulsory literature

Martinussen, Roald. 2001. *Kjøpsrett*. 4.utg. Oslo: Cappelen Akademisk forlag.
Martinussen, Roald. 2002. *Forbrukerkjøp*. Oslo: Cappelen Akedemisk forlag.
Gjone, Tor og Erik C. Aagaard. 1998. *Bedriftens personalhåndbok*. 5. utg. Oslo: Universitetsforlaget
Kjelstrup, Carl -Bernhard. 1996. *Liten panterett*. 4th ed. Oslo: Tano Aschehoug.
Bergsåker, Trygve. 2001. *Lærebok i pengekravsrett*. 2nd ed. Vestfossen: T. Bergsåker.

Recommended literature

None.

Course outline

Specified for each section

Computer-based tools

None.

Course structure

Specified for each section

Evaluation

Two five-hour exams conclude the whole course. These two exams are common for all the five sections, the students will be tested in a small practical assignment and in several theoretical questions. The grader will emphasize the student's knowledge, reasoning, methodology, analytical ability and written presentation skills.

Evaluation code(s)

JUR 21321 – written exam that counts 50% of the grade in JUR 2132, 6 ECTS credits.
JUR 21322 – written exam that counts 50% of the grade in JUR2132, 6 ECTS credits.

Aids at the examination

Collection of law-texts, administrative regulations, proposed new legislation.

Makeup exam

To be held at the next ordinary exam given in the course.

Section 1: Monetary claims

Responsible for the course

Tore Bråthen

Objective

The students shall be given a detailed introduction into the legal provisions concerning monetary claims in general.

Compulsory literature

Bergsåker, Trygve. 2001. *Lærebok i pengekravsrett*. 2. ed. Vestfossen: T. Bergsåker.

Monetary claims (monetary obligations)
Performance of monetary claims
Settlement correction
Cancellation of monetary claims due to expiry of the limitation period etc.
Consequences of impaired performance of monetary claims
Claims involving several debtors

Course structure

12 hours of lectures are given, followed by 16 hours of seminars. The lectures will not cover all the topics, students are expected to participate in discussions and do assignments during the seminars.

Section 2: Law of mortgages and pledges

Responsible for the course

Monica Viken

Objective

The students are to be given a thorough introduction into mortgage issues, including the protection accorded by the law and the parties' disposal of the mortgaged object and mortgage claim. They are to gain an understanding of the mortgagee's position in relation to the mortgagor, other acquirers of negotiation documents and creditors. The main emphasis shall be placed on the rules for mortgages that have been established by agreement. The students are to learn about the rules regarding establishment and enforcement of the vendor's fixed charge.

Compulsory literature

Kjelstrup, Carl-Bernhard. 1996. *Liten panterett*. 4th ed. Oslo: Tano Aschehoug.

Course outline

Limitations in the mortgaging right
Establishing mortgage rights
Legal protection rules
Vendor's fixed charge
Disposal of mortgage rights
Mortgagee's position during debt settlement proceedings and in bankruptcy

Course structure

9 hours of lectures are given, followed by 12 hours of seminars. The lectures will not cover all the topics, students are expected to participate in discussions and do assignments during the seminars.

Section 3: The contract of employment

Responsible for the course

Stein Evju

Objective

The students shall gain a thorough insight into legal provisions regulating work conditions and work contracts, based on the company's role as employer.

Compulsory literature

Gjone, Tor and Erik C. Aagaard. 1998. *Bedriftens personalhåndbok*. 5th ed. Oslo:

Universitetsforlaget.

Course structure

18 hours of lectures are given, followed by 20 hours of seminars. Not all topics will be covered in the lectures, students are expected to take part in discussions and do assignments during the seminars.

Section 4: Law of sales:

Responsible for the course

Tore Bråthen and Monica Viken

Prerequisites

No particular prerequisites are required.

Objective

The students shall be given a thorough introduction to the law of sales, with a focus on questions regarding activities as buyer and seller of goods. Emphasis will be placed on practical examples of contract-regulation concerning the situation as buyer and/or seller. The students shall be given a short introduction into their rights as consumer buyer according to the consumer sale act.

Compulsory literature

Martinussen, Roald. 2001. *Kjøpsrett* . 4.utg. Oslo: Cappelen Akademisk forlag

Martinussen, Roald. 2002. *Forbrukerkjøp* . Oslo: Cappelen Akedemisk forlag.

Course outline

- The obligations of seller/buyer in relation to the sales contract
- Breach of contract due to delay
- Assessment of defective performance
- Seller's and buyer's entitlements in a breach of contract
- Consumer sale

Course structure

12 hours of lectures are given, followed by 16 hours of seminars. Not all topics will be covered in the lectures, students are expected to take part in discussions and do assignments during the sem