



APPLIES TO ACADEMIC YEAR 2005/2006

JUR 2300 Law I

Program

Bachelor in Business Law (2. year)

Responsible for the course

Bjørn Stordrange, Tore Bråthen

Department

Accounting - Auditing and Law

Term

According to study plan

ECTS Credits

18

The course consists of five sections. Objective, literature, course outline and course structure are listed for each section.

Objective

Specified for each section.

Prerequisites

No particular prerequisites are required.

Compulsory literature

Books:

Boe, Erik. 1996. Innføring i juss: Juridisk tenkning og rettskildelære. Oslo: Tano Aschehoug
Eide, Erling og Endre Stavang. 2001. Rettsøkonomi: analyse for privatrett og miljørett. Oslo: Cappelen akademisk forlag

Helset, Per og Bjørn Stordrange. 1998. Norsk statsforfatningsrett. Oslo: Ad Notam Gyldendal
Hov, Jo. 2002. Avtaleslutning og ugyldighet: kontraktsrett b.1. 3. utg. Oslo: Papinian. (Unntatt kap 15, 18, 19 og 20)

Sejersted, Fredrik ... [et al.]. 2004. EØS-rett. 2. utg. Oslo: Universitetsforl.. De øvrige deler av boken forutsettes lest, uten at disse temaene blir gitt til skriftlig eksamen

Recommended literature

Course outline

Specified for each section.

Computer-based tools

Computer-based tools are not required.

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 23001 - 5-hour written exam which accounts for 50% of the grade in JUR 2300, 18 ECTS credits.

JUR 23002 - 5-hour written exam which accounts for 50% of the grade in JUR 2300, 18 ECTS credits.

Aids at the examination

The Norwegian code of laws, relevant regulations and drafts of new legislation.

Inger Hamre og Helge Stemshaug (red.): EU- og EØS-relevante tekster

Makeup exam

A re-sit is held at the next scheduled exam in the course.

Section 1: Introduction to the legal system, including constitutional law and legal procedures

Responsible for the course:

Bjørn Stordrange

Prerequisites

No particular prerequisites are required.

Objective

The students shall gain an understanding of the structure of the legal system, which includes the legislative process, transferred law-making, the relationship between the highest government bodies, and a description of the various functions of the government bodies. The students will learn about basic legal procedure issues in order to interpret statutes and contracts, sources of law will also be studied. More emphasis will be placed on procedural issues in private law than in public law, i.e. contract interpretation etc. will be stressed more than statutory interpretation.

Compulsory literature

Helset, Per og Bjørn Stordrange. 1998. *Norsk statsforfatningsrett*. Oslo: Ad Notam Gyldendal.
Boe, Erik. 1996. *Innføring i juss: Juridisk tenkning og rettskildelære*. Oslo: Tano Aschehoug.

Course outline

- Basic features of constitutional law and governmental tasks and instruments
- Authority of the Storting
- Authority of the government and the governmental administration
- The courts of law and their functions
- Basic features of administrative law
- About the law
- About learning law
- Sources of law, interpretation results, resolving conflicts over rules and variations between sources of law.

Course structure

The course consists of 18 hours of lectures and 20 hours of seminars. Not all topics will be discussed during the lectures. Students are expected to take an active part in discussions and assignments during these seminar

Section 2: Conclusion of contract and breach of contract

Responsible for the course

Bjørn Stordrange

Prerequisites

No particular prerequisites are required.

Objective

The students are to gain an understanding of the contract conclusion process, based on the contract act and methods for concluding contracts that are not directly regulated by the contract act. They will also learn about the consequences of non-fulfilment of the contract.

Compulsory literature

Hov, Jo. 2002. *Avtaleslutning og ugyldighet: Kontraktsrett I*. 3. utg. Oslo: Papinian. Except chapter 15, 18, 19 og 20

Course outline

- Conclusion of contracts according to the contract act system
- Conclusion of contracts by other models
- Power and representation
- Interpretation and completion of contracts
- Nullity and modification

Course structure

12 hours of lectures are given, not all topics are covered during the lectures. 16 hours of seminar will be given after the lectures. The students are expected to take part in discussions and do assignments during the seminars.

Section 3: EU and EEA law

Responsible for the course

Bjørn Stordrange

Objective

This section will place Norway and the Norwegian legal rules in an international context and will discuss the Norwegian legal system in relation to international commitments, including the dualistic principle. Considerable emphasis is placed on European Community and European Economic Area laws and their significance for Norwegian business, and on institutional aspects of the EU/EEA collaboration.

Prerequisites

No particular prerequisites are required.

Compulsory literature

Sejersted, Fredrik, et al. 2004. *EØS-rett*. Oslo : Universitetsforl. Selected parts are required reading. Students are expected to have read the remaining part of the book, although these topics will not be given at the written exam.

Course outline

- Historical background for the EU collaboration
- Main features of European Community law and the EEA agreement
- Institutions in the EU and the EEA
- Sources of law and interpretation of EU/EEA law
- The four civil liberties in EU and EEA law

Course structure

9 hours of lectures are given, not all topics will be covered during the lectures. 12 hours of seminars will be given after the lectures in which students will participate in discussions and solving assignments.

Section 4: Economic analysis of law**Responsible for the course:**

Tore Bråthen

Objective

Students will gain advanced knowledge of general economic analysis of law, the course particularly emphasizes the interfaces between economic analysis and the content and application of legal rules.

Prerequisites

Nor particular prerequisites are required.

Compulsory literature

Eide, Erling og Stavang, Endre 2001 *Rettsøkonomi : analyse for privatrett og miljørett*. Oslo: Cappelen akademisk forlag

Course outline

- Introduction to economic analysis of law with links to legal realism
- The connection to legal procedures
- Contract law with an emphasis on rational expectations
- Limited company law with an emphasis on an effective decision-making structure

Course structure

The course consists of 9 hours of lectures and 12 hours of seminars. Not all topics will be discussed during the lectures. Students are expected to take an active part in discussions and assignments during the seminar, which will be based on both theory and practical examples. To illustrate the practical relevance, case law and other public documents/case methods will be employed.