

Program: Doctoral Academic Studies			
Course title: CIVIL SERVANT LAW AND CIVIL SERVANT ETHICS			
Teachers: Prof. Dr. Dobrosav Milovanović			
Course status: Optional course – Labour Law narrow scientific field			
Number of ECTS: 10			
Requirements: /			
Aims of the course: The aim of this course is to enable students to acquire in-depth knowledge about basic concepts, principles and institutes of civil servant law, with an insight into the most important theoretical issues and concepts of the relationship between the state and civil servants and civil servants ethics. At the same time, the student must be trained for understanding the relationship between the general and the special employment relationship regimes and the possibilities for their approach, as well as critical analysis and synthesis of ideas in the field of regulating the civil servant relationship.			
Course result: The course trains students to critically reflect on the regulation of employment relationship of civil servants in a wider social and political context, with an insight into contemporary theoretical knowledge of basic concepts of civil servant law and key aspects of a special regime of employment relationship.			
Course content: Since any idea of the standardization of a civil servant is incomprehensible if it is not embedded in a broader context, which includes the state as an employer and the concept and types of civil servants, the course first analyzes these terms, after which an insight is realized into the most important theoretical questions and conception of relations between state and civil servants. The second part of the course content consists of the main aspects of civil servants' employment relationship, which are studied in the context of differences between general and special employment relationship regimes and the basic aspects of civil service ethics. Therefore, the contents of the course include the following units: The state as employer; Function and service; Person in the service of the state authority; The concept of civil servant; Employment relationship of civil servants – the subject of Labour or Administrative Law; Establishment of civil servant relationship; Spoils system and merit system; Legal nature of the act establishing a civil servant's employment relationship; Subordination; Professionalism; Civil Servant ethics; Salaries; Promotion; Disciplinary liability; Termination of employment; The nature of the relationship between the state and civil servant; Civil servants in an appointed positions and the High Civil Service Council; Legal regime of employment relationship of civil servants in comparative law; Labor protection of "whistleblowers"; Code of Conduct for Civil Servants.			
Literature: Branko Lubarda, <i>Radno pravo</i> , Beograd, 2012; Aleksandar Baltić, <i>Opšta teorija o pojmu javnog službenika, s naročitim obzirom na jugoslovensko službeničko zakonodavstvo i Krivični zakonik</i> , Beograd, 1939; Ivo Krbek, <i>Lica u državnoj službi</i> , Zagreb, 1948; Ivo Borković, <i>Službeničko pravo</i> , Zagreb, 1999; Milan Vlatković, <i>Službeničko pravo</i> , Banja Luka, 2009; Dragaš Đ. Denković, <i>Vršenje državne službe i odgovornost za štetu prouzrokovanu građanima</i> , Beograd, 2011; Radoje Brković (ur.), <i>Zbornik radova „Radni odnos državnih službenika“</i> , Kragujevac, 2006; Zorica Vukašinić Radojčić, <i>Evropski standardi pravnog položaja državnih službenika</i> , Beograd, 2010; Dobrosav Milovanović, J. Ničić, Marko Davinić, <i>Stručno usavršavanje državnih službenika u Republici Srbiji</i> , Beograd, 2011; Aleksandar Baltić, „Pravna priroda akta postavljenja“, <i>Anali Pravnog fakulteta u Beogradu</i> , br. 1/55; Borivoje Šunderić, „Priroda akata kojima se uspostavlja službenički odnos“, <i>Radno i socijalno pravo</i> , br. 1-6/2005, str. 26-45; Branko Lubarda, „Pravni položaj državnih službenika“, <i>Pravni život</i> , br. 11/2006, str. 575-589; Branko Lubarda, „Visoki službenički savet“, <i>Pravni život</i> , br. 3-4/2006, str. 39-45; Branko Lubarda, „Državni službenici na položaju i Visoki službenički savet“, <i>Radno i socijalno pravo</i> , br. 1-6/ 2006, str. 53-64; Branko Lubarda, „Kodeks profesionalnog i etičkog ponašanja kao izvor (radnog) prava“, <i>Pravo i privreda</i> , br. 5-8/2009, str. 649-661; Branko Lubarda, „Posebna zaštita zaposlenog uzbunjivača: evropsko, uporedno i domaće pravo i praksa“, <i>Pravni život</i> , br. 11/2011, str. 435-450; Francis Delpérée, <i>L'élaboration du droit disciplinaire de la fonction publique</i> , Librairie générale de droit et de jurisprudence, Paris, 1969; Gillian S Morris, „ Employment in Public Services: The Case for Special Treatment “, <i>Oxford Journal for Legal Studies</i> , br. 2/2000, str. 167-183; Alexandre Barège, <i>L'éthique et le rapport de travail</i> , Paris, 2008.			
Number of lectures – active classes	Theoretical classes: 75	Practical classes :	
Instruction method: Lectures and consultations.			
Grading system (maximum number of points 100)			
Pre-exam obligations	Points	Final Exam	Points
Activities during lectures	30	Oral exam	70
Activities during practical classes			
Tests			
Seminar classes			