

Program: Undergraduate Academic Studies			
Course title: INTRODUCTION TO PHILOSOPHY OF LAW			
Teachers: Dr. Jasminka Hasanbegović, Full Professor; Dr. Bojan Spaić, Assistant Professor			
Course status: Mandatory			
Number of ECTS: 3			
Requirements: None			
Aims of the course Introducing students to basic problems of philosophy of law; developing a wider outlook on the phenomena of law and state; analyzing those phenomena not only as constituted by legal norms and force, but also as profoundly societal, political and moral entities; development of critical modes of thinking by reviewing and discussing the most important philosophical outlooks on law and state; studying the basic values of law.			
Course result Students obtain basic philosophical knowledge about the law and the state, master basic terminology and basic concepts of philosophy of law, develop critical modes of thinking about the phenomena of state and of law.			
Course content History of legal philosophy: a) Antiquity: The idea of justice in statutes and in courts – from mythos to logos; Sophists; Classical teachings – Plato and Aristotle; Epicurus and the Stoics; Cicero; b) Middle ages: Early Christian thought; Patristics – Augustine of Hippo; Scholasticism – Thomas Aquinas. c) New age: Beginnings in the Renaissance, reformation and counterreformation; Rational natural law; Constitutionalism and revolutionary natural law; German idealism; d) Modern age: Philosophy of positive law; Law, phenomenology and existentialism; Topics and the new rhetoric, Marxist criticism of law. Philosophical approaches to law: Being and value; Concept of law; Value of law; Purpose of law; Validity of law; Form and matter of law through history; Law, morality and custom; Legal values (justice, fairness, legal certainty, purposefulness, equality, freedom, solidarity); Power, force and law; Religions, political ideologies, political parties, legal consciousness, legal culture and law; The issue of the best form of government; Law as a life form and alternative life forms; Aesthetics of Law, Logic of law and legal science; The language of law and legal discourse; Law and literature. Philosophical approaches to legal concepts: Legal system and legal order (creation of law, supervision and punishment, legal change, legal transplants); Norms and legal norms; Will and decision; Subject-object relation in law; Person and legal person; Identity (individual, collective, institutional); Legal relation; Legality, constitutionality; Legal states; Legal processes; Sanctions; Grace, pardon and amnesty; Public and private law; Property; Contract; Marriage; Church, state and law; International law.			
Literature Mandatory and additional literature in English, German, French, Italian or Spanish will be determined in accordance with the candidate's knowledge of foreign languages, and his country of origin.			
Number of lectures active classes	Theoretical classes 30	Practical classes None	
Instruction method: Lectures			
Grading system (maximum number of points 100)			
Pre-exam obligations	Points	Final exam	Points
Seminar work	20	Oral exam	60
Activities in lectures	20		