



# UNIVERSITY OF NIŠ

**Course Unit Descriptor**

**Faculty**

Faculty of Law

## GENERAL INFORMATION

Study program	Post-graduate (LLD degree) Academic Law Study Program
Study Module (if applicable)	
Course title	Theory of State and Law
Level of study	<input checked="" type="checkbox"/> Doctoral
Type of course	<input checked="" type="checkbox"/> Elective
Semester	<input checked="" type="checkbox"/> Autumn
Year of study	1 <sup>st</sup> year of doctoral studies
Number of ECTS allocated	12
Name of lecturer/lecturers	Prof. Marko Trajković, LL.D.
Teaching mode	<input checked="" type="checkbox"/> Lectures

## PURPOSE AND OVERVIEW (max. 5 sentences)

Course objectives are: to acquire theoretical knowledge about the state and law, structure and essence of state and law; to introduce students to the basic legal theory concepts and standpoints on the state and law, to familiarize them with the fundamental and special research methods, approaches and processes for studying the legal theory principles and institutes, and to acquire relevant competences and legal reasoning skills in the interpretation of legal norms and their application. Course purpose is: to understanding the origin and essence of the state and the law, to understand the origin and essence of the natural law theory about the state and law, and the positive law theory about the state and law; to understand the origin and essence of the social and legal order; to understand the origin and essence of the legal system; to understand the basic legal concepts (normative and dogmatic concept of law).

## SYLLABUS (brief outline and summary of topics, max. 10 sentences)

**Outline:** The natural law theory of the state and law. The utopian theories of state and law. The culturalist theory of law. The origin of the legal theory of the state. Sociological theories of state and law. Political theory of the state. Normative and analytical theory of law. Integral theory of state and law. Theories about the relationship between the state and the law.

**Topics:** Plato's theory about the law, Aristotle rationalist theory, St. Thomas Aquinas and faith, Contract legal theory about the state, Kant and Hegel, Gustav Radbruch and Arthur Kaufmann, Value Theory of Law.

**LANGUAGE OF INSTRUCTION**Serbian (complete course)**ASSESSMENT METHODS AND CRITERIA**

<b>Pre exam duties</b>	<b>Points 30</b>	<b>Final exam</b>	<b>Points 60</b>
<b>Activity during lectures</b>	<b>0-30</b>	<b>Written examination</b>	
<b>Practical teaching</b>		<b>Oral examination</b>	<b>60</b>
<b>Teaching colloquia</b>	<b>0-10</b>	<b>OVERALL SUM</b>	<b>100</b>

\*Final examination mark is formed in accordance with the Institutional documents