Hashemite University
Faculty of Economic and Administrative Sciences
Department of Accounting (Accounting and Commercial Law Progr
Course: Introduction to Law, Course No: 1802022261
Second Semester 2003/2004

Name of Instructors	Consultation hours	Room	Phone	E-mail
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Courses Description

This course consists of two parts. The first part is considered as a general introduction to the study of legal sciences where it studies the general theory of law and right. The general theory of law embraces the definition, origin, characteristics, basis of the legal rule; it also discusses the relationship between the legal rules and rules of custom and religion, branches, sources, interpretation and the scope of application. The general theory of right embraces the definition, types, elements, objects, uses and means of protection. The second part studies the general principles of commercial law its origin, development, characteristics, commercial activities, merchants and their duties, commercial premise and its elements, commercial contracts namely: commercial (mortgage) pledge, carriage contract, and commercial agency and brokerage contracts.

Objectives:

This subject is specially designed for students who study Economic and Administrative Sciences. This course aims at introducing students to the fundamental principles of the theory of law and right and principles of commercial law giving the undergraduates the necessary background in the general theory of law and right as general introduction to the study of legal sciences and leading principles of commercial law as applied to business for their professional developments.

This general objective will be achieved through the following sub objectives:

1. Providing an introduction to the Theory of Law and Right recognized in countries follow the Civil Legal System.
2. Preparing students to understand the meaning of Law and its relation with other sciences.
3. Identifying the general legal rules and its relations with the socials and religious rules.
4. Identifying the sources of law in general and the sources of the Jordanian Commerce Law.
5. Acquiring a good understanding of the branches of law
6. Acquiring a good background for all advanced topics of law where students become familiar with such topics.
7. Outlining the structure of the Jordanian courts system.
8. Enabling the students to familiarize themselves with all aspects of commercial law establishing a background in commercial laws.
9. Applying the legal knowledge to the solution of the sorts of problems encountered in trade.

Assessment

You will be assessed on the following criteria:

Criteria	Assessment
• First test	20%
• Second test	20%
• Participation & homework	10%

• Final exam	50%
Total	100%

Note: The following activities will be assessed at the end of the semester in order to determine your final score on participation and homework: Homework and miscellaneous other items (collected randomly), class attendance and class participation.

Detailed Outline

Week	Contents
Week 1	**First Part: General Theory of Law and Right.** **Chapter One: The Legal System** Definitions of Law, Law and Justice, Law and Morality, Law and other Social Science. Principal Legal System: Roman Law, Civil Law, Islamic Law, Common Law
Week 2	**Chapter Two: Classification of Law** • Natural and Positive Law • Public Law, Public International Law. Constitutional Law, Administrative Law, Criminal Law, Law of Criminal Procedure. • Private Law: Civil Law. Commercial Law, Maritime Law, Air Law, . Labor Law, The Law of Civil Procedure, Private International Law.
Week 3	**Chapter Three: Sources of Law** : • Legislation, Equity, Judicial Precedent, Legal Opinion, Legislation, Custom. • Courts System In Jordan **Chapter Four: Persons and their Status,** • Meaning and Scope of Legal Personality, Kinds of Legal Persons: Natural Legal Persons, Artificial legal persons.
Week 4	**Chapter Five: Theory of Right** 1- Analysis of right: Rights and Duties 2- The classification of Rights: Public and Private Rights, Real and Personal Rights, Personal and Proprietary Rights, Positive and Negative Rights, Perfect and Imperfect Rights.
Week 5	**The second part: Business Laws** **Introduction (definition and scope).** The Origin and Historical Development. The relationship between Commercial Law and Civil Law. The Sources of Commercial Law. The Commercial Activities and its types. The Distinction between Commercial activities and Civil activities. The consequences resulted from the distinction between commercial activities and civil activities.
Week 6	**Commercial Activities:** The Inland Commercial Activities by the virtue of its nature. The Marine Commercial Activities. The Mixed Commercial Activities. The Trader, ♀(A) An Individual Trader. (B). The Artificial Trader. The Capacity of the Individual Trader and Artificial Trader.
Week 7	**The Duties and Obligations of the Trader**: 1. Holding Commercial Books: The advantages of holding Commercial Books. The mandatory Books (Daybook, Correspondence book, and Count and Balance Sheet book). **2.** The Registration in the Commerce Register: Persons who are subjects to registration at Comme Register , Procedures of registration. Advantages and Effects of registration. Penalty for Trad who do not register. **First Exam**
Week 8	3. Holding A Trade Name • The elements of the trade name of an individual trader, • The elements of the trade name of corporations. • The difference between trade name and trade mark and trade symbol, - The legal protection for the trade name under the Jordanian Laws. **The Business Premises** • The tangible elements (Goods, Equipments, machines and Tools, etc,) • The intangible elements (Customer contacts, Goodwill, trade name, trade symbol, trademarks& patents.
Week 9	**The Commercial Contracts** • General provisions. Kinds of commercial contracts.
Week 10	**Commercial Mortgage Contract** • Definition and conditions • The mortgage of tangible assets and the transfer of the possession. • The mortgage of intangible assets and the transfer of the possession, (debts, cheques, shares, bonds, etc,)
Week 11	• The means of proving the commercial mortgage and the mechanism of exchanging the mortgaged article. • The execution on the mortgaged article. The termination of commercial mortgage

Week 12	**Carriage Contracts**: General Provisions, Contract of carriage of things. Contract of carriage of persons. Second Exam
Week 13	**Commercial Agency** • Importance of commercial agency, advantages, definition, Duties and rights of agent. Duties and rights of principal. Termination of commercial agency contract
Week 14	**Brokerage Contract**: Importance and advantages of brokerage, Definition, Effects of brokerage contract, Rights and duties of broker. Termination of brokerage contract
Week 15	Sources of Obligations/Personal Rights Contract, Unilateral Disposition, Torts, The Beneficial Act and The Law
Week 16	Review an Final Exam