Hashimate University
Faculty of Economic and Administrative science
Department of Accounting (Accounting and Commercial Law Program)
Course: Sources of Obligation, Course No: 1802022362
First term

Name of Instructors	Consultation hours	Room	Phone	E-mail
Dr. Haitham Haloush	11.30-12.30 every day	332	4181	H_haloush@hotmail.com

Courses Description

This course embraces an explanation of the concept of obligation, its definition, sources of obligation in the Jordanian Civil Code which includes contract, unilateral disposition (unilateral will), unlawful Act (tort), beneficial act (unjust enrichment) and law. Besides, this course studies the sources of obligation from the perspectives of performance and required guarantees for performance. It also defines the protective measures of such sources of obligation, its characteristics and elements. Finally, this course addresses the means of repudiation of the sources of obligation.

Objectives:

Sources of obligation are crucial elements of the Jordanian civil law which has developed its own particular principles in a number of respects. This module is intended to give students knowledge and understanding of the general principles of the sources of obligation. By the end of the course, students are expected to:

1.Acquire a good understanding of sources of obligation in order to apply the legal knowledge to problems encountered in real life.
2. Explain when and how legal doctrines and rules operate in given fact situations.
3.Being able to engage in a reasonably accurate analysis in areas of sources of obligation.
4.Provide reasonably well-written, pertinent and structured discussions in the field of sources of obligation as opposed to unsupported assertions by making correct use of legal terminology.
5.Show a reasonably sound knowledge of the doctrines and rules of sources of obligation.

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%

Detailed Outline

Week	Contents
Week1	Chapter One: Introduction • The importance of obligations • Elements of obligations • Types of obligations
Week2	Chapter Two: Contracts • Definition of contracts • Types of contracts (nominal contracts, consensual contracts, bilateral and unilateral contracts, countervailing contracts, aleatory contracts, temporal contracts, prospective contracts, conditional contracts, adhesion contracts, valid and void contracts, binding and non-binding contracts)
Week3	• The prerequisites of contracts 1. The formalities of parties' consents in contracts (the expression of consent, the consistency between consents, offer and acceptance) 2. Substantial issues in parties' consent in contracts-defects of consent (legal capacity, duress, deceit and deceit accompanied by injustice, wrongdoing) 3. Subject-matter of contracts 4. Causative factor in contracts
Week4	• Legal effects of contracts 1. the interpretation of contracts 2. contractual responsibility 3. Third party rights in a contractual relationship (universal successor, singular successor, creditors) 4. *Force Majeure* • Termination of contracts 1. consensual termination 2. Judicial termination 3. Termination by a provision of law • *First exam*
Week5	Chapter three: Tort • The definition of tort • Contractual responsibility vs. omissive responsibility • Damages (definition, conditions, causative factor in damages, release of wrongdoer, excessive usage of right in damages)
Week6	• The responsibility towards third party in tort (observant responsibility and subordinate responsibility) • The responsibility towards objects in tort (guardian responsibility) • Tort claims (the claimant, the defendant, the responsibility of proof and compensation) • *Second Exam*
Week7	Chapter four: Unilateral disposition and unjust enrichment and law as sources of obligation • Definition, types, and conditions of unilateral disposition and unjust enrichment and law as sources of obligation • The factual applicability of unilateral disposition and unjust enrichment and law as sources of obligation
Week8	Review Final Exam