Course Description

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| **University:** Academy of the Police Force in Bratislava | |
| **Course Code:** 831 14 VP 7 AJ**:** 832 D 22 PP 4 | **Course Name:** Company LawObchodné právo |
| **Type, Extent and Method of Instruction:**  **Type:** P, C  **Recommended Course Format:** 2 hours of lecturing per week2 hodiny prednášok/ 2 hodiny cvičení týždenne  **Methods:** Attendance Methodprezenčná | |
| **Number of Credits**: 54 | |
| **Recommended Term:** 6th Semester2. semester | |
| **Degree of Study:** 1st Degree2. stupeň | |
| **Pre-requisites:** | |
| **Course Requirements:**  **Continuous Assessment:** Two written tests of 50 points each. The grade distribution is as follows: A - at least 94 points, B - at least 86 points, C - at least 76 points, D - at least 66 points, and E - at least 56 points. A student who earns less than 28 points in one of the written tests will fail to meet the requirements vis-a-vis continuous assessment. A student's admittance to an exam is pre-conditioned by his or her meeting the conditions prescribed for continuous assessment.  **Final Assessment:** Exam „E“ - exam result | |
| **Course Outcome:** The students are expected to acquire advanced knowledge about theoretical aspects of the application and interpretation of company law including inter-disciplinary legal concepts, particularly as regards civil law and *acquis communautaire*. The students will learn about latest changes in legislation regulating companies while a particular emphasis will be laid on a practical approach to legal relations within these entities as well as in their contractual relations. The lectures will focus on areas that are subject to misinterpretation by entrepreneurs as well as specialized literature on a long-term basis. The students will acquire relevant knowledge particularly about concepts that apply to all forms of companies.Absolvovaním predmetu Obchodné právo študent nadobudol všeobecný prehľad o základných obchodnoprávnych inštitútoch, poznatky o právnej ochrane hospodárskej súťaže, prehľad subjektívnych a nesubjektívnych formách podnikania i obchodných záväzkových vzťahoch vrátane praktického zvládnutia zmluvnej typológie podľa Obchodného zákonníka. Zároveň získal relevantné poznatky z procesov konkurzu a reštrukturalizácie a verejného obstarávania i z hľadiska ich bezpečnostného aspektu. | |
| Course Description:   1. Concept, subject-matter and system of commercial law 2. Protection of information in relations concluded under commercial law with respect to the obligation to publish contracts in the central register of contracts 3. Commercial Register and its effectiveness in checks of compliance of companies with their obligations arising from the Commercial Code 4. 'Contract on the performance of a function' in theory and in practice 5. Classification of shares (ownership interest, settlement share, share in the liquidation balance, profit share) and their practical interpretation 6. Acting on behalf of a company prior to its incorporation with regard to European Commission directives pertinent to commercial law, and the ban on competitive conduct taking into consideration relevant case law of the Slovak Supreme Court 7. Internal relations in companies and usual legal uncertainties in commitments between the statutory body and the company, and between the associates 1. Pojem, predmet, pramene obchodného práva 2. Základné inštitúty obchodného práva (podnikanie, podnikateľ, podnik....)   3. Právna ochrana hospodárskej súťaže  4. Subjektívne a nesubjektívne formy podnikania  5. Obchodné záväzkové vzťahy  6. Zmluvná typológia podľa Obchodného zákonníka  7. Konkurz a reštrukturalizácia. Verejné obstarávanie | |
| **Recommended Reading:**  Commercial Code. Translated Legislation. Bratislava: Iura Edition, 2011  Andenas, M., Wooldridge, W.: European Comparative Company Law. Cambridge University Press, 2012, ISBN 978-0-521-84219-8  Mamojka, M.: Legislation governing the limited liability company in the Slovak Republic - current legal complexities with a focus on pertinent case law [1st ed.]. Cracow: European association for security, 2017, ISBN 978-83-61645-26-9  Mamojka, M., and Coll.: Commercial Code. An Extensive Commentary. Vol. 1 (Sections 1 to 260). Žilina: Eurokódex, s.r.o., 2016, ISBN 978-80-8155-065-2 [Mamojka, M. a kolektív: Obchodný zákonník. Veľký komentár. 1. zväzok (§ 1 až § 260). Žilina: Eurokódex, s.r.o., 2016, ISBN 978-80-8155-065-2]  Mamojka, M., and Coll.: Commercial Code. An Extensive Commentary. Vol. 2 (Sections 261 to 775), Žilina : Eurokódex, 2016, ISBN 978-80-8155-067-6 [Mamojka, M. a kolektív: Obchodný zákonník. Veľký komentár. 2. zväzok (§ 261 až § 775). Žilina: Eurokódex, s.r.o., 2016, ISBN 978-80-8155-067-6] | |
| **Knowledge of Language Required to Successfully Complete the Course:** Slovak, Englishslovenský | |
| **Notes:** (odporúčam uvádzať len najnižší počet študentov pre PV a VP (obmedzenú kapacitu len v predmetoch realizovaných v špecifických podmienkach či špeciálnych učebniach). Napr.: Predmet sa poskytuje len ak si ho zapíše najmenej 10 (15?) študentov. | |
| **Course Assessment:**  Total Number of Students Assessed:   |  |  |  |  |  |  | | --- | --- | --- | --- | --- | --- | | A | B | C | D | E | FX | | A | B | C | D | E | FX | |  |  |  |  |  |  | | |
| **Provided by:** prof. JUDr. Mojmír Mamojka, PhD.Prednášky: Doc. JUDr. Milan Šmátrala, CSc.  Cvičenia: Doc. JUDr. Milan Šmátrala, CSc., JUDr. Ing. Štefan Neszméry | |
| **Date of Last Amendment:** March 24th 202315. 1. 2014 | |
| **Approved by:** | |