

## Subject card

|                                             |                                                                                                                                             |                                                          |                                         |                                     |                        |            |     |
|---------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|-----------------------------------------|-------------------------------------|------------------------|------------|-----|
| Subject name and code                       | Legal argumentation - lecture, PG_00173239                                                                                                  |                                                          |                                         |                                     |                        |            |     |
| Field of study                              | Law                                                                                                                                         |                                                          |                                         |                                     |                        |            |     |
| Date of commencement of studies             | October 2022                                                                                                                                |                                                          | Academic year of realisation of subject |                                     | 2025/2026              |            |     |
| Education level                             | uniform Master's studies                                                                                                                    |                                                          | Subject group                           |                                     | Optional subject group |            |     |
| Mode of study                               | part-time studies                                                                                                                           |                                                          | Mode of delivery                        |                                     | at the university      |            |     |
| Year of study                               | 4                                                                                                                                           |                                                          | Language of instruction                 |                                     | Polish<br>Polish       |            |     |
| Semester of study                           | 7                                                                                                                                           |                                                          | ECTS credits                            |                                     | 2.0                    |            |     |
| Learning profile                            | academic                                                                                                                                    |                                                          | Assessment form                         |                                     | credit                 |            |     |
| Conducting unit                             | Faculty of Law and Administration -> Rector                                                                                                 |                                                          |                                         |                                     |                        |            |     |
| Name and surname of lecturer (lecturers)    | Subject supervisor                                                                                                                          |                                                          | dr hab. Maciej Wojciechowski            |                                     |                        |            |     |
|                                             | Teachers                                                                                                                                    |                                                          |                                         |                                     |                        |            |     |
| Lesson types                                | Lesson type                                                                                                                                 | Lecture                                                  | Tutorial                                | Laboratory                          | Project                | Seminar    | SUM |
|                                             | Number of study hours                                                                                                                       | 10.0                                                     | 0.0                                     | 0.0                                 | 0.0                    | 0.0        | 10  |
|                                             | E-learning hours included: 0.0                                                                                                              |                                                          |                                         |                                     |                        |            |     |
| Learning activity and number of study hours | Learning activity                                                                                                                           | Participation in didactic classes included in study plan |                                         | Participation in consultation hours |                        | Self-study | SUM |
|                                             | Number of study hours                                                                                                                       | 10                                                       |                                         | 0.0                                 |                        | 40.0       | 50  |
| Subject objectives                          | The aim is to develop the ability to analyse factual ways of justifying different types of statements and to create your own justifications |                                                          |                                         |                                     |                        |            |     |

| Learning outcomes | Course outcome                                                                                                                                                                                                                        | Subject outcome                                   | Method of verification                                                         |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|--------------------------------------------------------------------------------|
|                   | [PRAWOJ5_UW02] The graduate utilizes theoretical knowledge in legal science and the connected academic disciplines to analyze and interpret complex legal issues                                                                      | ability to write at least part of a court opinion | [SU3] text preparation/written work<br>[SU6] demonstration of practical skills |
|                   | [PRAWOJ5_UW01] He/she has advanced skills in observation and interpretation of social phenomena, analyzes their connections with various areas, activity of legal science and the related disciplines                                 | does not concern                                  | [SU3] text preparation/written work                                            |
|                   | [PRAWOJ5_KK02] He/she is aware of the necessity to widen professional competences and qualifications, to improve skills, is able to indicate the direction of own development and education independently in widened and deepened way | does not concern                                  | [SK3] text preparation/written work                                            |
|                   | [PRAWOJ5_KK01] The graduate is deeply aware of the level of his/her knowledge and skills, and also understands the need of lifelong learning                                                                                          | does not concern                                  | [SK3] text preparation/written work                                            |
|                   | [PRAWOJ5_UU12] He/she acquires knowledge efficiently and develops his/her professional skills using various sources (in native and foreign language) and modern technologies                                                          | does not concern                                  | [SU3] text preparation/written work                                            |
|                   | [PRAWOJ5_UO11] He/she can work well in a team and can coordinate the team's work when solving legal problems, interpreting legal acts, and preparing written or oral opinions on a matter.                                            | does not concern                                  | [SU3] text preparation/written work                                            |
|                   | [PRAWOJ5_KO04] The graduate is ready to prepare own projects connected with the creation, application and interpretation of legal regulations, including projects co-financed by the European Union's funds                           | does not concern                                  | [SK3] text preparation/written work                                            |
|                   | [PRAWOJ5_KO03] He/she is prepared for active participation in groups, organizations and institutions connected with law, is also able to communicate with specialists and non-specialists in the field of law                         | does not concern                                  | [SK3] text preparation/written work                                            |
|                   | [PRAWOJ5_WG08] He/she has deepened knowledge of sources of Polish law, its changes and processes of law formation                                                                                                                     | does not concern                                  | [SW3] text preparation/written work                                            |
|                   | [PRAWOJ5_WG07] The graduate knows methods and tools, including techniques of data and information acquisition, as well as research methods appropriate for the field of study and the related disciplines                             | does not concern                                  | [SW3] text preparation/written work                                            |
|                   | [PRAWOJ5_WG06] He/she has systematic knowledge about the man as the subject establishing social structures and principles of their operation and about the man as the individual operating in these structures                        | does not concern                                  | [SW3] text preparation/written work                                            |
|                   | [PRAWOJ5_WG05] The graduate demonstrates systematic knowledge about the types of legal relations and the governing regularities                                                                                                       | does not concern                                  | [SW3] text preparation/written work                                            |
|                   | [PRAWOJ5_UK09] He/she demonstrates wide skills in preparing speeches in the field of law in Polish and foreign language                                                                                                               | does not concern                                  | [SU3] text preparation/written work                                            |

|  | Course outcome                                                                                                                                                                                                                                                                                                                                                         | Subject outcome                                     | Method of verification                  |
|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------|-----------------------------------------|
|  | [PRAWOJ5_UK08] The graduate has wide skills to prepare written works connected with the work of a lawyer in Polish and foreign language                                                                                                                                                                                                                                | ability to write at least part of a court reasoning | [SU3] text preparation/written work     |
|  | [PRAWOJ5_UW07] He/she has the skills in understanding and analyzing social phenomena and utilizing this analysis in his/her professional work.                                                                                                                                                                                                                         | does not concern                                    | [SU3] text preparation/written work     |
|  | [PRAWOJ5_WG04] He/she knows the system of Polish law, mutual connections within the system and connections of Polish law with the European Union law and international law                                                                                                                                                                                             | does not concern                                    | [SW3] text preparation/written work     |
|  | [PRAWOJ5_WG01] The graduate demonstrates deepened and systematic knowledge about the character of legal science, its place in the system of sciences and mutual relations.                                                                                                                                                                                             | does not concern                                    | [SW3] text preparation/written work     |
|  | [PRAWOJ5_WG02] He/she knows wide terminology and concepts in the scope of law and connected disciplines                                                                                                                                                                                                                                                                | does not concern                                    | [SW3] text preparation/written work     |
|  | [PRAWOJ5_WG03] He/she demonstrates deepened knowledge about the political system in Poland, about individual authorities with particular consideration of legislative authority and the judiciary,                                                                                                                                                                     | does not concern                                    | [SW3] text preparation/written work     |
|  | [PRAWOJ5_WK10] He/she understands and knows the basic concepts and principles of industrial property protection and copyright law, as well as understands the need for proper protection of intellectual property and managing its resources                                                                                                                           | does not concern                                    | [SW3] text preparation/written work     |
|  | [PRAWOJ5_WK11] The graduate has deepened knowledge of the principles of creating and developing basic forms of individual entrepreneurship.                                                                                                                                                                                                                            | does not concern                                    | [SW3] text preparation/written work     |
|  | [PRAWOJ5_KR06] He/she behaves in ethical and professional way, follows the principles of ethics                                                                                                                                                                                                                                                                        | does not concern                                    | [SK3] text preparation/written work     |
|  | [PRAWOJ5_KR07] The graduate is ready to take up professional challenges, takes up efforts and is persistent in the implementation of individual and group activities in the creation, application or interpretation of legal regulations and related sciences                                                                                                          | does not concern                                    | [SK2] presentation/project/paper/report |
|  | [PRAWOJ5_UW03] The graduate demonstrates deepened skills of using complex theoretical points of view to analyze, interpret and plan strategies of legal activities; solves concrete problems connected with the creation, application and interpretation of legal regulations, anticipates the course of their solution and predicts the effects of planned activities | does not concern                                    | [SU3] text preparation/written work     |
|  | [PRAWOJ5_UW06] The graduate is able to assess the usefulness of typical procedures and good practice in the implementation of tasks connected with various spheres connected with law and related fields                                                                                                                                                               | does not concern                                    | [SU3] text preparation/written work     |

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|                                 | Course outcome                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Subject outcome                                                                                                                                                                                                                                                                                                                                                                                            | Method of verification              |
|                                 | [PRAWOJ5_KR05] He/she prepares responsibly to his/her work; can determine priorities in work and plan work appropriately                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | does not concern                                                                                                                                                                                                                                                                                                                                                                                           | [SK3] text preparation/written work |
|                                 | [PRAWOJ5_UW05] He/she can observe and analyze moral, ethical and legal dilemmas in professional work                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | does not concern                                                                                                                                                                                                                                                                                                                                                                                           | [SU3] text preparation/written work |
|                                 | [PRAWOJ5_WK13] He/she has advanced knowledge of the functioning of professional self-governments in legal professions, is familiar with the principles of judges' and prosecutors' professions, and has knowledge of the organization of the judiciary in Poland.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | does not concern                                                                                                                                                                                                                                                                                                                                                                                           | [SW3] text preparation/written work |
|                                 | [PRAWOJ5_WK12] He/she has knowledge of occupational health and safety in public administration institutions                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | does not concern                                                                                                                                                                                                                                                                                                                                                                                           | [SW3] text preparation/written work |
|                                 | [PRAWOJ5_WG09] He/she demonstrates deepened and systematic knowledge about the processes of changes of political systems and of individual authorities, as well as the consequences of these changes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | does not concern                                                                                                                                                                                                                                                                                                                                                                                           | [SW3] text preparation/written work |
|                                 | [PRAWOJ5_UW04] He/she efficiently observes and analyzes moral, ethical and legal dilemmas in professional work                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | does not concern                                                                                                                                                                                                                                                                                                                                                                                           | [SU3] text preparation/written work |
| Subject contents                | Programme content:<br>Meetings 1 to 5:<br>Law as an interpretative fact - the importance of argumentation for legal practice and philosophy of law<br>Aspects of the argumentative approach - presentation of the main theories of argumentation (Aristotle, Ch. Perelman, R. Alexy,<br>Concepts of argumentative statement, argument, standardisation of argument - exercises<br>The relationship between premises and conclusion in deductive arguments - exercises<br>The relationship between premises and conclusion in non-deductive arguments - exercises<br>Recognition of traditional arguments min: ad hominem, ad verecundiam, a contrario, a fortiori, per analogiam<br>Meetings from 6 to the end:<br>Analysing selected court decisions in terms of argumentation ( group work, exercises, discussion)<br>Consideration of the answer to the question: Can everything be justified? |                                                                                                                                                                                                                                                                                                                                                                                                            |                                     |
| Prerequisites and co-requisites |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                                                                                                                                                                                                                                                                                                                                            |                                     |
| Assessment methods and criteria | Subject passing criteria                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Passing threshold                                                                                                                                                                                                                                                                                                                                                                                          | Percentage of the final grade       |
|                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 50.0%                                                                                                                                                                                                                                                                                                                                                                                                      | 50.0%                               |
|                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 50.0%                                                                                                                                                                                                                                                                                                                                                                                                      | 50.0%                               |
| Recommended reading             | Basic literature                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | T. Hołówka, <i>Kultura logiczna w przykładach</i> , Warszawa 2006<br><br>T. Hołówka, <i>Błędy, spory, argumenty: szkice z logiki stosowanej</i> , Warszawa 1998<br><br>J. Stelmach, B. Brożek, <i>Metody prawnicze</i> , Zakamycze 2007<br><br>J. Jabłońska Bonca, <i>Prawnik a sztuka negocjacji i retoryki</i> , Warszawa 2002<br><br>J. Zajadło, <i>Po co prawnikom filozofia prawa</i> , Warszawa 2008 |                                     |

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|                                                                | Supplementary literature       | <p>T. Hołówka, <i>Kultura logiczna w przykładach</i>, Warszawa 2006</p> <p>T. Hołówka, <i>Błędy, spory, argumenty: szkice z logiki stosowanej</i>, Warszawa 1998</p> <p>J. Stelmach, B. Brożek, <i>Metody prawnicze</i>, Zakamycze 2007</p> <p>J. Jabłońska Bonca, <i>Prawnik a sztuka negocjacji i retoryki</i>, Warszawa 2002</p> <p>J. Zajadło, <i>Po co prawnikom filozofia prawa</i>, Warszawa 2008</p> |
|                                                                | eResources addresses           |                                                                                                                                                                                                                                                                                                                                                                                                              |
| Example issues/<br>example questions/<br>tasks being completed | please asses a given reasoning |                                                                                                                                                                                                                                                                                                                                                                                                              |
| Work placement                                                 | Not applicable                 |                                                                                                                                                                                                                                                                                                                                                                                                              |

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