

MINISTRY OF EDUCATION AND SCIENCE OF UKRAINE
VASYL STEFANYK PRIKARPATIAN NATIONAL UNIVERSITY

Educational and Scientific Law Institute

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THEORY OF THE STATE AND LAW

**(methodical instructions for preparing for seminar classes of full-time students)
Educational and professional program "International and European law"**

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The methodological guidelines were developed on the basis of the curriculum of the Educational and Scientific Law Institute of Vasyl Stefanyk Precarpathian National University and appointed to conduct seminar classes on the "Theory of State and Law" course.

These methodological guidelines contain recommendations for the preparation of each of the topics of the special course, literature and legal acts, tasks for seminar classes, tasks, a list of control questions and other scientific sources that will contribute to the in-depth study and mastering of the relevant topics.

Methodological guidelines for the discipline "Theory of the state and law" are intended for students who study it, masters, graduate students and university teachers.

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Introduction

The goal of the educational discipline "Theory of the state and law" is to master the system of modern theoretical knowledge about the general laws of the emergence, functioning and development of the state and law (state-legal reality), the most general genetic, attributive, structural-substance and functional properties of state-legal phenomena.

The main goals of studying the discipline "Theory of the state and law" are the students' acquisition of knowledge and understanding of the content of state-legal phenomena, the formation of skills and abilities to analyse the legal system and the legislation system. According to the requirements of the educational and professional program, students must master the following competencies:

General competences:

Ability to abstract thinking, analysis and synthesis.

Ability to apply knowledge in practical situations.

Knowledge and understanding of the subject area and understanding of professional activity.

The ability to realize one's rights and responsibilities as a member of society, to realize the values of a civil (free democratic) society and the need for its sustainable development, the rule of law, the rights and freedoms of a person and a citizen in Ukraine.

Professional competences:

The ability to apply knowledge of the basics of the theory and philosophy of law, knowledge and understanding of the structure of the legal profession and its role in society.

Knowledge and understanding of the retrospective of the formation of domestic, European and international state legal institutions.

Respect for human honour and dignity as the highest social value in Ukraine and the world, understanding of their legal nature.

The ability to determine appropriate and acceptable facts for legal analysis, which are of national or international importance.

Ability to analyse global, interstate, state, regional and local legal issues, form and justify legal positions on this matter.

Predicted learning outcomes

In the process of study, it is planned to achieve the following results:

To carry out an analysis of social processes in the context of the analysed problem and to demonstrate one's own vision of ways to solve it.

Conduct collection and integrated analysis of materials from various sources.

Give a brief conclusion regarding individual factual circumstances (data) with sufficient justification.

Use a variety of information sources to fully and comprehensively establish certain circumstances.

It is accessible and understandable to convey material on a certain issue to the respondent.

Explain the nature of certain events and processes with an understanding of the professional and social context.

Freely use available information technologies and databases for professional activities.

Demonstrate the necessary knowledge and understanding of the essence and content of state-legal phenomena.

Plans for seminars and practical classes

from the academic discipline

"Theory of the state and law"

I semester

Topic 1. Theory of the state and law as a science and educational discipline

(2 hours)

Keywords: social sciences, jurisprudence (legal science), theory of state and law (general theory of law and state), emergence of theory of state and law, subject of theory of state and law, structure of theory of state and law, functions of theory of state and law, methodology of legal sciences, methodology of the theory of state and law, methods of scientific research.

Questions for discussion:

1. Legal science: concept, object, subject, functions.
2. System (structure) of legal science. General characteristics of certain groups of sciences in the system of jurisprudence.
3. Theory of the state and law as a social science. The concept, subject and structure of the theory of the state and law. Characteristic features of the theory of the state and law.
4. The emergence of the theory of the state and law and the historical stages of its development.
5. Functions of the theory of the state and law.
6. Concept of methodology and method of theory of state and law. Research methods of state-legal phenomena. Classification of methods of knowledge of state and legal reality.
7. Relationship and interaction of the theory of the state and law with other social sciences. The place of the theory of state and law in the system of legal science.

8. Theory of the state and law as an educational discipline. Correlation of the theory of the state and law as a science and as an educational discipline.

Topic 2. Origin of the state (2 hours)

Keywords: emergence of the state, causes of the emergence of the state, conditions of the emergence of the state, theories (concepts) of the emergence of the state, patriarchal theory of the emergence of the state, theological theory of the emergence of the state, contractual theory of the emergence of the state, psychological theory of the emergence of the state, theory of violence, socio-economic theory of the emergence of the state.

Questions for discussion:

1. General laws of the emergence of the state. The main reasons and conditions for the emergence of the state.
2. Peculiarities of the origin of the state in different countries of the world. The European way of the origin of the state. The Asian way of the origin of the state.
3. General characteristics of theories (concepts) of the emergence of the state.
4. Patriarchal theory of the emergence of the state.
5. Theological theory of the emergence of the state.
6. The contractual theory of the emergence of the state.
7. Psychological theory of the emergence of the state.
8. Theory of violence.
9. Socio-economic (historical-materialist) theory of the emergence of the state.
10. Features of the emergence of states in the modern era. Factors affecting the emergence of modern states.

Topic 3. Concept and essence of the state (2 hours)

Keywords: genesis of the state, genesis of the concept of "state", state, political (state) power, signs of the state, state sovereignty, popular sovereignty, national sovereignty, social essence of the state, social purpose of the state.

Questions for discussion:

1. Historical evolution of the concept of the state. The main approaches to understanding the state: a historical perspective. Modern definition of the concept of the state.
2. Signs that distinguish the state from other similar phenomena.
3. Political (state) power. Concept of public political power. Specific features of state power. Legitimacy and legality of state power.
4. Concepts and signs of the state. State sovereignty as its central feature. Concepts, signs, structure and types of state sovereignty. Correlation of the concepts of "state sovereignty", "people's sovereignty" and "national sovereignty".
5. The social essence of the state. Class and general social aspects in the social essence of the state.
6. Social mission of the state.

Topic 4. Historical typology of states (2 hours)

Keywords: typology of states, formational approach, civilizational approach, slave state, feudal state, bourgeois state, socialist state, modern state.

Questions for discussion:

1. Typology of states: concepts, criteria, approaches.
2. General characteristics of modern approaches to the historical typology of states.
3. Formational approach to the historical typology of states.
4. Civilizational approach to the historical typology of states.
5. The concept of the historical type of the state and its historical varieties.
6. Slavery state.

7. Feudal state.
8. Bourgeois state.
9. Socialist state.
10. Modern state: general characteristics. Transitional type of state.

Topic 5. Form of the state (4 hours)

Keywords: form of state, form of state government, monarchy, republic, form of state system, unitary state, federation, confederation, empire, union, form of state regime, democratic state regime, totalitarian state regime, authoritarian state regime, form of state in Ukraine.

Questions for discussion:

Part 1

1. Concepts and elements of the state form. The form of the state as a set of basic parameters characterizing the state.
2. General characteristics of forms of state government.
3. Concepts, signs, types of monarchy. Evolution of the monarchical form of government. Historical varieties of monarchies. Types of modern monarchies.
4. Absolute (unlimited) and despotic monarchy.
5. Constitutional (limited) monarchy. Dualistic monarchy. Parliamentary monarchy.
6. Republic: concepts, signs, types.
7. Modern varieties of the republic. Presidential republic. Parliamentary republic. Mixed republics.

Part 2

8. General characteristics of the form of the state system. Classification of forms of government.
9. Unitary state: concepts, signs and types.
10. Federation: concepts and features.
11. Confederation: concepts and signs.
12. Empire and union as historical varieties of forms of government.

13. Concept of state regime. Classification of state regimes.

14. Democratic state regime: concepts, signs, types. Liberal-democratic state regime: concepts, signs, types. Conservative-democratic state regime: concepts, signs, types. Radical democratic state regime: concepts, signs, types.

15. Concepts, signs and types of non-democratic regimes. Totalitarian state regime: concepts, signs, types. Authoritarian state regime: concepts, signs, types. Historical varieties of the state regime.

16. The current state and problems of the state form in Ukraine.

Topic 6. Functions of the state (2 hours)

Keywords: functions, functions of social institutions, functions of the state, internal functions of the state, political function, economic function, social function, cultural function, external functions of the state, defence function of the state, function of international cooperation, forms of implementation of state functions, legal forms of implementation of state functions , organizational forms of implementation of state functions, methods of implementation of state functions.

Questions for discussion:

1. The concept and content of state functions. Evolution of state functions.

2. The relationship between the essence of the state and its functions. Factors determining the directions of state activity and the content of its functions.

3. Classification of state functions.

4. The concept and general characteristics of the internal functions of the modern state. Political, economic, social, cultural, financial, environmental, law enforcement and other internal functions of the state.

5. Concept and general characteristics of the external functions of the modern state. Functions of state defence, maintenance of world order, international cooperation and integration into the world economy as the main external functions of the state.

6. Concepts and signs of forms of implementation of state functions.

7. Concepts and types of legal forms of implementation of state functions.

8. Concepts and varieties of organizational forms of implementation of state functions.

9. Methods of implementation of state functions.

Topic 7. State mechanism and apparatus (2 hours)

Keywords: state mechanism, structure of the state mechanism, state apparatus, structure of the state apparatus, state body, state body of legislative power, state body of executive power, state body of judicial power, law enforcement body, body of local self-government.

Questions for discussion:

1. Concepts, features and structure of the state mechanism.
2. The concept, legal nature and purpose of the state apparatus.
3. Correlation of the concepts "state mechanism" and "state apparatus".
4. Structure of the state apparatus.
5. Principles of organization and activity of the state apparatus.
6. Concepts and signs of a state body.
7. Classification of state bodies.
8. Peculiarities of the state apparatus of Ukraine.
9. System of state bodies of Ukraine.
10. The current state and prospects for the development of the state apparatus of Ukraine.

Topic 8. State and civil society (2 hours)

Keywords: society, civil society, state, structure of society, structure of civil society, idea of civil society, concept of civil society, factors of formation of civil society, civil society in a democratic state, civil society in a totalitarian state, civil society in an authoritarian state.

Questions for discussion:

1. Historical prerequisites for the formation of civil society.

2. Formation and development of the idea and concept of civil society. Factors of formation of civil society.

3. Concept, structure and essence of civil society.

4. The relationship between the state and civil society.

5. Relationship and interaction of the democratic state and civil society.

6. Interconnection and interaction of the authoritarian state and civil society.

7. Civil society and the totalitarian state.

8. State and prospects of civil society development in Ukraine.

Topic 9. The state in the political system of society (2 hours)

Keywords: society, spheres of social life, politics, relationship between law and politics, political system of society, structure of political system of society, types of political system of society, functions of political system of society, state as an element of political system of society, association of citizens, political parties, NGOs.

Questions for discussion:

1. Concepts, signs and structure of the political system of society.

2. Types and functions of the political system of society.

3. General patterns of development of the political system of society.

4. The place and role of the state in the political system of society.

5. The main directions of improvement of the political system of Ukraine.

6. The place and role of citizen associations (political parties and public organizations) in the political system of Ukraine.

Topic 10. State and person. Legal status of a person (2 hours)

Keywords: person, person, individual, citizen, legal status of a person, rights of a person, freedom of a person, duties of a person, guarantees of the legal status of a person, interaction between the state and the person.

Questions for discussion:

1. State and person. Correlation of the concepts "man", "person", "citizen".

Legal relationship between a person and the state.

2. Legal status of a person. The concept, content and principles of the legal status of a person.
3. Legal status and actual situation of the person. The structure of the legal status of a person.
4. Concept and system of individual rights and freedoms. Classification of human and citizen rights and freedoms.
5. Historical development of human and citizen rights and freedoms. International legal regulation of human rights in society.
6. Concepts and signs of the duties of a person and a citizen.
7. Classification of human and citizen duties.
8. Concepts, signs and types of guarantees of human and citizen rights and freedoms.
9. National and international legal guarantees of a person's legal status.

Topic 11. The rule of law (2 hours)

Keywords: the rule of law, the concept of the rule of law, the liberal model of the rule of law, the social model of the rule of law, the socialist model of the rule of law, the social state, the relationship between the rule of law and the social state, the relationship between the rule of law and civil society, the prospects for the development of the rule of law.

Questions for discussion:

1. General characteristics of the concept of the rule of law. The concept, essence and meaning of the concept of the rule of law.
2. The main stages of the development of the idea and concept of the rule of law
3. Liberal, social and socialist models of the legal state.
4. Concept and essence of the rule of law.
5. Main features and principles of the rule of law.
6. Correlation between the concepts of "legal state" and "social state".
7. Rule of law and civil society.

8. Directions of formation of the legal state in Ukraine.

Topic 12. Origin and historical development of law (2 hours)

Keywords: law, genesis of law, causes of law, conditions of law, stages of law development, primitive law, early customary law, theories (concepts) of law.

Questions for discussion:

1. The main reasons and conditions for the emergence of the right. The relative independence of the historical process of the emergence and development of law and its stages.

2. Primary law and its forms. Customs, traditions and taboos as regulators of behaviour in primitive society. Transformation of social regulators of behaviour of primitive society into law.

3. Signs that distinguish the norms of law from the rules of behaviour in primitive society.

4. Early customary law as an active factor of state formation.

5. The role of the state in the process of formation and development of law.

6. Correlation of law, law and state coercion.

7. The main legal sources of the formation of law in different peoples of the world.

8. Ways of emergence of law. Theories (concepts) of the emergence of law.

Topic 13. Genesis, concept, essence, value and general functionality of law (4 hours)

Keywords: law, understanding of law, types of understanding of law, theory of natural law, legal positivism, normativism, sociological understanding of law, psychological concept of law, historical school of law, Marxist theory of law, integrative understanding of law, essence of law, functions of law, general social functions of law, special (special legal) functions of law, interaction of law and the state, relationship between law and economy, relationship between law and politics.

Questions for discussion:

Part 1

1. Concepts and types of legal understanding. General characteristics of the main theories of law and approaches to legal understanding. The reasons for the diversity of approaches to legal understanding.
2. Jusnaturalism (natural-law direction) and multivariate concepts of natural law.
3. Legal positivism.
4. Normativist theory of law.
5. Sociological understanding of law and its varieties.
6. Psychological concept of law.
7. Historical school of law.
8. Marxist theory of law.
9. The problem of creating a universal concept of law and an integrative approach to legal understanding.

Part 2

10. Concepts and essential features of law. Concepts and signs of positive law. The essence of law.
11. Regulatory and value aspects of law. The value of law and its dimensions. Characteristics of the main aspects of the value of law (law and justice; law and equality; law and freedom; law and order; law and responsibility).
12. Concepts and signs of the functions of law. Classification of legal functions.
13. General social functions of law.
14. Basic special (special legal) functions of law. Regulatory function of law. The protective function of law. Non-basic special legal functions of law.
15. Relationship and interaction of law and the state. Spheres and methods of state influence on law. Ways of influence of law on the state.
16. Law and economy: main aspects of the relationship.
17. Relationship between law and politics.

18. Relative independence of modern law.

II semester

Topic 14. Law in the system of social norms (2 hours)

Keywords: normative regulation, technical norms, social norms, customs, traditions, religious norms, moral norms, political norms, corporate norms, legal norms.

Questions for discussion:

1. Concepts and elements of normative regulation.
2. Correlation of technical and social norms in the regulation of social relations. Classification of social norms.
3. Customs and traditions as regulators of behaviour in primitive society.
4. Moral norms in the system of social norms.
5. Political norms in the system of social regulators.
6. Corporate norms as a type of social norms.
7. Ways of emergence of law. Forms of the existence of law in primitive states.
8. Relationship of law and morality in the regulation of social relations.

Topic 15. Rules of law (2 hours)

Keywords: legal norm, classification of legal norms, regulatory norms, protective norms, norms of substantive law, norms of procedural law, hypothesis, disposition, sanction, article of a regulatory legal act.

Questions for discussion:

1. Concepts and signs of legal norms.
- 2 Classification of legal norms.
- 3 The structure of legal norms: concepts and elements.
4. Concepts, signs and classification of the hypothesis of a legal norm.
5. Concepts, signs and classification of the disposition of a legal norm.
6. Concepts, signs and classification of the sanction of a legal norm.

7. Correlation between the rule of law and the article of the normative legal act.

Topic 16. Legal system (2 hours)

Keywords: legal system, legal structure, elements of the legal system, branch of law, sub-branch of law, institute of law, legislation, legislative system.

Questions for discussion:

- 1 Concept of legal system, its structural elements.
- 2 Subject and method of legal regulation (criteria of industry division).
- 3 Concepts, signs and classification of branches of law.
- 4 Concepts, signs and types of sub-branches of law.
5. Concepts, signs and classification of law institutions.
6. The legal system, its relationship with the legal system.

Topic 17. Sources (forms) of law. Normative and legal acts. The effect of normative legal acts in time, space and among persons (4 hours)

Keywords: source (form) of law, legal custom, legal precedent, normative-legal contract, normative-legal act, legal doctrine, legal ideas, law, subordinate normative-legal act, effect of normative-legal acts.

Questions for discussion:

Part 1

1. Concepts and signs of the form (source) of law.
2. Types of forms (sources) of law.
3. Forms of law used in Ukraine.
4. Legal custom as a source of law.
5. Concepts, signs and types of legal precedent.
6. Concepts, signs and types of normative-legal contract.
7. Alternative approaches to understanding the sources (forms) of law.

Part 2

8. Concepts and signs of a normative legal act.
9. Types of normative legal acts. Legal acts in Ukraine.
10. Law: concepts, signs. Types of laws.
11. Concepts, types and system of subordinate legal acts of state bodies of Ukraine.
12. Basic provisions determining the effect of regulatory legal acts in space.
13. Peculiarities of the effect of normative legal acts on the number of persons.

Topic 18. Law-making and law-making activity (2 hours)

Keywords: law-making, law-making, law-making activity, types of law-making, stages of law-making, norm-making, law-making activity, legislative technique, rules of legislative technique, subordinate law-making.

Questions for discussion:

1. Concepts and signs of law-making. Law-making activity.
2. Principles and functions of law-making.
3. Types of law-making.
4. Stages of law-making.
5. Concepts and signs of rule-making. The relationship between law-making and norm-making.
6. Concepts and features of law-making. Subjects of law-making activity.
7. Stages of law-making activity.
8. Concept and functions of legislative technique. Structure of legislative technique.
9. Rules, methods and means of legislative technique.
10. Sub-legal law-making and rule-making activity in Ukraine: concepts and features.

Topic 19. Systematization of normative legal acts (2 hours)

Keywords: systematization of legislation, incorporation, codification, consolidation, code of laws, accounting of legislation.

Questions for discussion:

1. Concepts, signs and purpose of systematization of regulatory and legal acts.
2. General characteristics of forms of systematization of normative legal acts.
3. Concepts, signs and types of incorporation of normative legal acts.
4. Concepts, signs and types of codification of normative legal acts.
5. Difference between incorporation and codification of legal acts.
6. Consolidation as a form of systematization of normative legal acts.
7. Code of laws as a special systematization of normative legal acts.
8. Accounting of normative legal acts.

Topic 20. Legal relations (2 hours)

Keywords: legal relations, types of legal relations, structure of legal relations, subjects of legal relations, legal capacity, legal capacity, tortious capacity, objects of legal relations, content of legal relations, legal facts.

Questions for discussion:

1. Concepts and signs of legal relations. Correlation of law, legal norms and legal relations.
2. Classification of legal relations.
3. Structure of legal relations: subjects. objects, content.
4. Subjects of legal relations: concepts and types.
5. Legal capacity, legal capacity and tortious capacity of subjects of legal relations.
6. Objects of legal relations: concepts and types.
7. Content of legal relations: legal and factual. Subjective rights and legal obligations.
8. Legal facts: concepts and classification.
9. Functions of legal facts. Problems of selection and qualification of legal facts.

Topic 21. Legal awareness and legal culture (2 hours)

Keywords: legal awareness, types of legal awareness, social legal awareness, collective legal awareness, individual legal awareness, legal ideology, legal psychology, legal culture, legal education, legal education, legal awareness deformation, legal nihilism.

Questions for discussion:

1. Concepts, signs and types of legal awareness.
2. Levels of legal awareness. Legal psychology and legal ideology.
3. Correlation of legal awareness and law.
4. Concepts, characteristic features of the legal culture of society and man.
5. The main ways of forming and improving legal culture.
6. Forms, methods and mechanism of legal education.
7. Deformations of legal awareness and their varieties.
8. Concepts, causes, forms of manifestation and measures to overcome legal nihilism.

Topic 22. Legal behaviour (2 hours)

Keywords: legal behaviour, types of legal behaviour, lawful behaviour, marginal behaviour, conformist behaviour, ordinary behaviour, socially active (principled) behaviour, illegal behaviour, offense, composition of offense, crime, misdemeanour.

Questions for discussion:

1. Concepts, signs and types of legal behaviour.
2. Concepts and signs of lawful behaviour.
3. Criteria for the classification of lawful behaviour.
4. The main types of lawful behaviour: marginal, conformist, ordinary, socially active (principled).
5. Concept and signs of an offense as illegal behaviour.
6. Classification of offenses. Crimes and misdemeanours.
7. Causes and conditions of occurrence of offenses. Ways to overcome them.

Topic 23. Legal responsibility (2 hours)

Keywords: responsibility, legal responsibility, principles of legal responsibility, functions of legal responsibility, constitutional-legal responsibility, administrative responsibility, civil-legal responsibility, disciplinary responsibility, material responsibility, criminal responsibility.

Questions for discussion:

1. Concept and signs of legal responsibility.
2. Principles and functions of legal responsibility.
3. Grounds for legal liability and exemption from it.
4. Stages of legal responsibility.
5. Classification of legal responsibility.
6. Constitutional and legal responsibility.
7. Administrative responsibility.
8. Civil liability.
9. Disciplinary and material responsibility.
10. Peculiarities of criminal liability.

Topic 24. Interpretation of legal norms (2 hours)

Keywords: interpretation, interpretation (interpretation) of legal norms, types of interpretation of legal norms, methods of interpreting legal norms, act of interpretation of a legal norm (interpretative legal act), official interpretation of legal norms.

Questions for discussion:

1. Concept and necessity of interpretation of legal norms.
2. Types of interpretation of legal norms.
3. The role of the Constitutional Court of Ukraine in the interpretation of the norms of the Constitution of Ukraine.
4. Ways of interpreting legal norms.
5. Interpretive legal acts: concepts and signs.
6. Types of interpretative legal acts.

Topic 25. Implementation of legal norms. Application of legal norms
(4 hours)

Keywords: implementation, implementation of legal norms, forms of implementation of legal norms, use, execution, observance (observance), application of legal norms, law enforcement act, gaps in the law, analogy of law, analogy of law.

Questions for discussion:

Part 1

1. The concept and features of the implementation of legal norms.
2. General characteristics of the main forms of implementation of legal norms.
3. Concepts and features of the use of legal norms.
4. The concept and essence of the implementation of legal norms.
5. The concept and general characteristics of compliance (compliance) with legal norms.
6. Correlation between the implementation of legal norms and lawful behaviour.

Part 2

7. Concept and necessity of application of legal norms. Peculiarities of application as a separate form of law enforcement
8. Basic requirements for the correct application of legal norms.
9. Stages of application of legal norms.
10. Law enforcement acts: concepts and types.
11. Difference from regulatory and interpretative legal acts.
12. Gaps in the law: essence, causes, and ways of elimination.
13. Application of legal norms in cases of gaps in the law. Analogy of law and analogy of law.

Topic 26. Legality and law and order (2 hours)

Keywords: legality, principles of legality, requirements of legality, guarantees of legality, law and order, principles of law and order, functions of law and order, discipline, state discipline.

Questions for discussion:

1. Concept and general characteristics of legality.
- 2 Basic principles of legality.
- 3 Requirements of legality and its guarantees.
- 4 Concepts and signs of law and order. Types of law and order.
- 5 Functions and principles of law and order.
- 6 Concept and general characteristics of state discipline.

Topic 27. Legal regulation and legal influence (2 hours)

Keywords: legal influence, legal regulation, subject of legal regulation, limits of legal regulation, types of legal regulation, methods of legal regulation, types of legal regulation, stages of legal regulation, mechanism of legal regulation.

Questions for discussion:

1. Concepts and signs of legal influence.
2. Concepts and features of legal regulation.
3. Correlation of legal influence and legal regulation.
4. Subject and limits of legal regulation.
5. Types, methods, types of legal regulation.
6. Stages and mechanism of legal regulation.

Topic 28. Legal families and modern legal systems (4 hours)

Keywords: comparative jurisprudence (legal comparativistics), legal family, legal system, legal system, convergence of legal systems, divergence of legal systems, Romano-Germanic legal family, Anglo-Saxon legal family, legal family of religious law, Jewish law, canon law, Muslim law, Hindu law, the legal family of traditional law.

Questions for discussion:

Part 1

1. Comparative jurisprudence (legal comparativistics) as a science and educational discipline: general characteristics.
2. Object, subject and methodology of comparative jurisprudence.
3. The structure of legal comparativistics.
4. Concepts, signs and classification of modern legal families.
5. Concept and general characteristics of the legal system.
6. Correlation of the concepts "legal family", "legal system" and "legal system".

Part 2

7. The concept and general characteristics of the Romano-Germanic legal family.
8. Features of the Anglo-Saxon legal family (common law family).
9. Concept, essence and features of the legal family of religious law.
10. General characteristics of the legal family of traditional law.
11. Convergence and divergence phenomena of legal families and modern legal systems.
12. Trends in the development of the legal system of Ukraine.

List of sources, recommended for study of course topics

Basic literature

1. Загальна теорія держави і права: Підруч. для студ. юрид. спец. вищ. навч. закл. / [М. В. Цвік та ін.]; За ред. М. В. Цвіка, О. В. Петришина; Нац. юрид. акад. України ім. Ярослава Мудрого. – Х.: Право, 2010. – 583 с.
2. Скаун О. Ф. Теорія права і держави: підручник / Харк. нац. ун-т внутр. справ. – 4-те вид., доповн. і переробл. – К.: Прав. єдність, 2014. – 524 с.
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