

UČNI NAČRT PREDMETA / COURSE SYLLABUS

Predmet:	Uvod v civilno procesno pravo
Course title:	Introduction to Civil Procedure

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Pravo in management infrastrukture in nepremičnin – 1. stopnja		2	1
Law and Management of Infrastructure and Real Estate – 1st degree		2	1

Vrsta predmeta / Course type obvezni / mandatory

Univerzitetna koda predmeta / University course code:

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
45	0	35	0	0	95	7

Nosilec predmeta / Lecturer: izr. prof. dr. Nana Weber / Assoc. Prof. Dr. Nana Weber

Jeziki / Languages:

Predavanja / Lectures:	Slovenski jezik /Slovenian
Vaje / Tutorial:	slovenski jezik /Slovenian

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:

Pogoj za vključitev v delo je vpis v 2. letnik študija.

Vsaj 80% prisotnost na predavanjih in vajah.

Prerequisites:

Enrollment in the 2nd year of study.

At least 80% attendance at lectures and tutorials.

Vsebina: _____

Content (Syllabus outline): _____

V okviru predmeta se študentke in študente seznanijo s temeljnimi načeli in instituti civilnega procesnega prava. Obravnavana so naslednja temeljna področja:

- Splošni pojmi civilnega pravnega postopka.
- Temeljna načela.
- Procesne predpostavke.
- Procesni subjekti.
- Procesna dejanja.
- Dokazovanje.
- Postopek na prvi stopnji.
- Pravnomočnost.
- Pravna sredstva.
- Posebni postopki.
- Nepravdni postopek.
- Izvršilni postopek.

Within the course, students are introduced to the basic principles and institutes of civil procedural law. The following basic areas are addressed:

- General notions of Civil Procedure.
- Basic principles.
- Procedural prerequisites.
- Courts and parties.
- Procedural acts.
- Evidence.
- Proceedings in the first instance courts.
- Res iudicata.
- Appeals.
- Special proceedings.
- Non-contentious procedure.
- Enforcement procedure.

Temeljna literatura in viri / Readings:

UDE, Lojze: *Civilno procesno pravo*, Uradni list Republike Slovenije, Ljubljana 2002.

Zakon o pravnem postopku (Uradni list RS, št. 73/07 – uradno prečiščeno besedilo, 45/08 in nasl. – ZPP).

Contentious Civil Procedure Act, Official Gazette of RS, no. 73/07- officially consolidated text and next

GALIČ, Aleš: *Civil Procedure in Slovenia*, Wolters Kluwer, 2020.

Cilji in kompetence:

Študenti/ke bodo pridobili naslednje predmetno specifične kompetence:

Predmet je uvajalni ter študentkam in študentom omogoči osnovni vpogled v civilne sodne postopke (pravdni, nepravdni, izvršilni).

Cilj predmeta je, da se študentke in študentje seznanijo s temeljnimi načeli in instituti civilnega procesnega prava in vsakega od civilnih sodnih postopkov, s poudarkom na civilnem pravnem postopku. Študentke in študentje tako pridobijo ustrezno in zanje

Objectives and competences:

Students will gain the following subjects specific competences:

The course is introductory and provides students with a basic insight into civil court proceedings (litigation, non-contentious procedure, enforcement procedure).

The aim of the course is that students get acquainted with the basic principles and institutes of civil procedural law and of civil court proceedings, with an emphasis on civil litigation. Students thus acquire relevant and useful

uporabno znanje o temeljnih prvinah in pojmih civilnih sodnih postopkov, hkrati pa se seznanijo tudi z uporabo tega znanja na konkretnih življenjskih primerih.

Študenti/ke bodo pridobili naslednje splošne kompetence:

Temeljno znanje, ki naj bi ga študent pridobil po uspešno opravljenih obveznostih pri predmetu, je sestavljeno iz poznavanja splošnih institutov civilnega procesnega prava in njihove uporabe v konkretnih primerih. Določena znanja in veščine, ki so sicer osnovna, v določenem obsegu že omogočajo uporabo v konkretnih življenjskih primerih.

Študentkam in študentom bo v učnem procesu omogočeno aktivno sodelovanje. Tako bodo lahko razvijali lastne sposobnosti razmišljanja in raziskovanja ter analiziranja ustrezne literature in sodne prakse.

knowledge about the basic elements and concepts of civil litigation, and at the same time get acquainted with the application of this knowledge to concrete cases.

Students will gain the following general competences:

The basic knowledge that student should acquire after successfully completed course consists of knowledge of the general institutes of civil procedural law and their application in concrete cases. The knowledge and skills, which are still basic, already enable the use in concrete cases to a certain degree.

Students will be able to actively participate in the learning process. So they will be able to develop their own skills of thinking and researching, as well as analysing relevant literature and case law.

Predvideni študijski rezultati:

Znanje in razumevanje:

– Seznanitev študentov z osnovnimi pojmi in temeljnimi instituti civilnega procesnega prava.

Intended learning outcomes:

Knowledge and understanding:

– Introducing to the basic concepts and institutes of civil procedural law.

Metode poučevanja in učenja:

Oblike dela:

- Frontalna oblika poučevanja
- Delo v manjših skupinah oz. v dvojicah
- Samostojno delo študentov
- e-učenje
- drugo (vpišite) _____

Metode (načini) dela:

- Razlaga
- Razgovor/ diskusija/debata
- Delo z besedilom
- Proučevanje primera
- Igra vlog

Learning and teaching methods:

Types of learning/teaching:

- Frontal teaching
- Work in smaller groups or pair work
- Independent students work
- e-learning
- other _____

Teaching methods:

- Explanation
- Conversation/discussion/debate
- Work with texts
- Case studies
- Role-play

<input checked="" type="checkbox"/> Druge vrste nastopov študentov
<input checked="" type="checkbox"/> Reševanje nalog
<input type="checkbox"/> Študijski obiski podjetij ipd.)
<input type="checkbox"/> Vključevanje gostov iz prakse
<input type="checkbox"/> Udeležba na okrogli mizi, na konferenci

<input checked="" type="checkbox"/> Different presentation
<input checked="" type="checkbox"/> Solving exercises
<input type="checkbox"/> Field work (e.g. company visits)
<input type="checkbox"/> Inviting guests from companies
<input type="checkbox"/> Attending round table and conference

Delež (v %) /

Načini ocenjevanja:

Weight (in %)

Assessment:

Pisni ali ustni izpit	90%	Type (examination, oral, coursework, project): Written or oral examination
Udeležba na glavni obravnavi in poročilo	10%	Attendance at court hearing and report

Reference nosilca / Lecturer's references:

Nana Weber je izredna profesorica za civilno in gospodarsko pravo na Evropski pravni fakulteti, docentka za delovno pravo na MLC Fakulteti za management in pravo Ljubljana in docentka za poslovne vede na B2 Visoki šoli za poslovne vede. Leta 2003 je diplomirala na Pravni fakulteti v Ljubljani. Tam je s podiplomskim študijem nadaljevala in leta 2010 magistrirala na področju civilnega in gospodarskega in leta 2013 doktorirala na področju civilnega prava. Leta 2010 je diplomirala še na Akademiji za glasbo (profesorica glasbe).

Poklicno pot v pravu je začela v sodstvu in na različnih stopnjah sodišč, nato je delala na državnem pravobranilstvu, v odvetniški pisarni in v kabinetu ministra za javno upravo. Leta 2016 je začela samostojno pot in do nedavnega delovala kot odvetnica. Sedaj vodi družbo Weber N., pravna svetovanja, analize in mediacije, d.o.o.

Izkušnje mediatorke v Mediacijskem centru Ljubljana, pri Odvetniški zbornici Slovenije in Ministrstvu za delo družino, socialne zadeve in enake možnosti ter izvajalke izvensodnega reševanja potrošniških sporov pri Ministrstvu za gospodarski razvoj in tehnologijo so botrovale odločitvi, da pomaga reševati spore na neformalen način v okviru lastnega podjetja.

Je tudi članica državne izpitne komisije za pravniški državni izpit (področje civilnega materialnega in procesnega prava) in zborovodja Mešanega pevskega zbora Nove Univerze.

Na redni bazi piše strokovne in znanstvene članke iz različnih pravnih področij. Med drugim je ena od avtoric Družinskega zakonika (Uradni list, 2019), avtorica uvodnih pojasnil Družinskega zakonika (GV Založba, Lexpera, 2018), in avtorica zbirke Vprašanja in odgovori iz delovnega prava (GV

Založba, Lexpera), v okviru katere so doslej izšle knjige Prenehanje pogodbe o zaposlitvi (2020), Ko delavca ni na delu (Dopust, regres in druge odsotnosti z dela (2021)) in Prejemki iz delovnega razmerja (2023). Je tudi avtorica uvodnih pojasnil k Zakonu o sodnih taksah (ZST-1); Odvetniška tarifa; Notarska tarifa: (neuradna prečiščena besedila) - Uradni list Republike Slovenije 2022, in avtorica Zakona o sodnih taksah (ZST-1) z uvodnimi pojasnili - Lexpera, GV založba, 2023.

* * *

Nana Weber is associate professor for civil and corporate law at the European Faculty of Law New University, assistant professor for labour law and assistant professor for business sciences at Ljubljana School of Business. She graduated from the University of Ljubljana Faculty of Law, in 2003. She continued her postgraduate course in the same University and received a Master's degree of Science in 2010 (Civil and Commercial Law), and Doctor's degree of Science in 2013 (Civil Law). In 2010 she graduated in Music Pedagogy at the Musical Arts in 2010 (Professor of Music).

Her professional legal career began at different levels of the court, then she worked at the State's Attorney Office, as a lawyer and at the Ministry of Public Administration. She went freelance in 2016 and until recently worked as a lawyer. She now runs Weber N., Legal Consulting, Analysis and Mediation, d.o.o.

Her experience as a mediator at the Ljubljana Mediation Centre, the Bar Association of Slovenia and the Ministry of Labour, Family, Social Affairs and Equal Opportunities, and as a provider of out-of-court dispute resolution for consumer disputes at the Ministry of Economic Development and Technology, led to her decision to help resolve disputes in an informal way within her own company.

She is also a member of the State Examination Board for the State Lawyers' Examination (civil substantive and procedural law) and choirmaster of the mixed choir at New University.

On a regular basis she writes professional and scientific articles. Among other things, she is one of the authors of the Family Code (Uradni list 2019), the author of the introductory explanations of the Family Code (GV Založba, Lexpera, 2018) and author of professional collection Labour Law Questions and Answers (GV Založba, Lexpera), in which so books Termination of employment contract (2020), When the worker is not at work (Annual leave, payment for annual leave, and other absences from work) (2021)) and Employment Benefits (2023) were published. She is also the author of the Introductory Explanatory Notes to the Law on Court Fees (ZST-1); Lawyer's Tariff; Notary's Tariff: (Unofficial Consolidated Texts) - Official Gazette of the Republic of Slovenia 2022, and the author of the Law on Court Fees (ZST-1) with Introductory Explanatory Notes - Lexpera, GV založba, 2023.

