

**Faculty of Law / - LEGAL SCIENCES - / Hereditary Law**

<b>Course:</b>	Hereditary Law			
<b>Course ID</b>	<b>Course status</b>	<b>Semester</b>	<b>ECTS credits</b>	<b>Lessons</b> (Lessons+Exercises+Laboratory)
453	Mandatory	3	6	4+1+0
<b>Programs</b>	- LEGAL SCIENCES -			
<b>Prerequisites</b>	No			
<b>Aims</b>	Course goals: Introducing students to the basic concepts and categories of inheritance law			
<b>Learning outcomes</b>	<p>After the student passes this exam he/she will be able to: define and explain the structure and institutes of inheritance law (principles of inheritance law, subjective inheritance law, testamentary inheritance, inheritance by law, necessary inheritance law, inheritance contract agreement), explain the field of application of legal rules and the hypothesis for the application of specific legal institutes of inheritance law, explain why by law there are foreseen hypothesis for the establishment of inheritance law relations. explain why in some life situations specific institutes of inheritance law are being used, correctly interpret regulations which arrange the matter of inheritance law, solving the problem of legal gaps, develop drafts for testaments, drafts for notary records, brief summaries and other legal acts, determine which legal rules are relevant for the solving of a concrete case, use legal rules on concrete life situation, analyze legal sources and legal rules which arrange the matter of inheritance law, connect legal rules which arrange specific institutes of inheritance law, property law, family law and law of obligations, analyze concrete factual state and in this way differentiate important from unimportant facts because of correct use of legal rules. connect relevant facts with legal rules and based on that determine what authority belongs to bearers of inheritance law, and to others, connect relevant facts with legal rules and based on that determine what authority belongs heirs, legatees, creditor of the testator and to others, critically consider the position of the member in the inheritance procedure, and evaluate what are the advantages and disadvantages of each of these persons in the litigation, prepare the material for the solving of a concrete case, complete a scientific work, compare different legal institutes of inheritance law which are at disposal for the solving of a concrete case, suggest the optimal way of accomplishing subjective civil rights in the field of inheritance law, conclude what the consequences are when applying specific institutes of inheritance law, evaluate and question validity of specific institutes of inheritance law, find relevant legal sources, research jurisprudence, express his/her own opinion about applying legal rules on concrete cases, formulate brief summary which serves for the accomplishment and protection of subjective rights, contracts and other legal acts, develop testament draft, write scientific paper, participate in a team during the solving of a case.</p>			
<b>Lecturer / Teaching assistant</b>	Doc. dr Draginja Vuksanović Stanković			
<b>Methodology</b>	Lectures, exercises, seminar papers, consultations and debate classes			
<b>Plan and program of work</b>				
Preparing week	Preparation and registration of the semester			
I week lectures	Preparation and semester registration Elements of inheritance and Inheritance law. The principles, sources and prerequisites.			
I week exercises				
II week lectures	Intestate succession. Systems in comparative and national law.			
II week exercises				
III week lectures	Systems of group distribution of relatives. Order of succession . Right of representation and accretion			
III week exercises				
IV week lectures	Consequences of adoption for inheritance. Comparative law.			
IV week exercises				
V week lectures	Legal status of surviving spouse as a heir. Comparative law. State as a heir			
V week exercises				
VI week lectures	I Colloquium			
VI week exercises				
VII week lectures	Forced inheritance, compulsory portion, Protection of compulsory portion			
VII week exercises				

VIII week lectures	Heirs entitled to portion of inheritance. Legal nature of compulsory portion.					
VIII week exercises						
IX week lectures	Testate succession. Notion and legal nature of testament (will).					
IX week exercises						
X week lectures	Types of will. Revocation of testament. Contracts in Inheritance law.					
X week exercises						
XI week lectures	Inheritance proceedings. Separation of objects from the decedents estate.					
XI week exercises						
XII week lectures	Responsibility for decedents debts.					
XII week exercises						
XIII week lectures	Final exam					
XIII week exercises						
XIV week lectures	Verification of the semester and registration of the grades					
XIV week exercises						
XV week lectures	Additional classes and makeup exam					
XV week exercises						
<b>Student workload</b>	Weekly 6 credits x 40/30 = 8 hours and 38 minutes Structure: 4 hours of lectures 1 hour of exercises 3 hours 38 minutes of independent work (preparation for exercise, for colloquium, homework assignments), including consultation In semester Teaching and the final exam: (8 hours and 38 minutes) x16= 134 hours and 8 minutes Necessary preparations (administration, registration, verification) before the beginning of the semester: 2x8 hours and 38 minuta= 17 hours and 16 minuta Total hours for the course: 6x30 hours=180 hours Additional work for exam preparation in the make-up examination period, including the exam taking 0-25 Load structure: 134 hours and 8 minutes (teaching) + 17 hours and 16 minutes (preparation) + 25 hours (bywork )					
<b>Per week</b>			<b>Per semester</b>			
<b>6 credits x 40/30=8 hours and 0 minuts</b> 4 sat(a) theoretical classes 0 sat(a) practical classes 1 excercises <b>3 hour(s) i 0 minuts</b> of independent work, including consultations			Classes and final exam: <b>8 hour(s) i 0 minuts x 16 =128 hour(s) i 0 minuts</b> Necessary preparation before the beginning of the semester (administration, registration, certification): <b>8 hour(s) i 0 minuts x 2 =16 hour(s) i 0 minuts</b> Total workload for the subject: <b>6 x 30=180 hour(s)</b> Additional work for exam preparation in the preparing exam period, including taking the remedial exam from 0 to 30 hours (remaining time from the first two items to the total load for the item) <b>36 hour(s) i 0 minuts</b> Workload structure: <b>128 hour(s) i 0 minuts (cources), 16 hour(s) i 0 minuts (preparation), 36 hour(s) i 0 minuts (additional work)</b>			
<b>Student obligations</b>			Student obligations during classes: Students are required to attend lectures and to take qolloquium.			
<b>Consultations</b>						
<b>Literature</b>			Literatura: Osnovi Nasljednog Prava Crne Gore i Srbije , Ljiljana Kadić , Oliver Antić, Podgorica 2012 godine Nasledno pravo, Oliver Antić, Beograd ,2007 godina Nasledno pravo, Borislav Blagojević, Beograd Nasledno pravo, Gavella Belaj, Zegreb 2008 Nasledno pravo u Jugoslaviji, Slavko Marković, Beograd Nasledno pravo, Nataša Stojanović, Niš 2011 Priručnik za nasledno pravo, O. Antić, D. Đurđević Handbook on the Law of Wills-Atkinson T. E. Successions, Tome IV, 2 edition, Marcel Planiol et Georges Ripert			
<b>Examination methods</b>			The forms of knowledge assessment, evaluation and proportion exercises: Exercises maximum 5 points Seminar maximum 5 points Colloquium maximum 40 points Final exam maximum 50 points Grade depending on the total number of points: E (50-59), D (60-69), C (70-79), B (80-89), A (90-100)			
<b>Special remarks</b>			No			
<b>Comment</b>						
<b>Grade:</b>	F	E	D	C	B	A

<b>Number of points</b>	less than 50 points	greater than or equal to 50 points and less than 60 points	greater than or equal to 60 points and less than 70 points	greater than or equal to 70 points and less than 80 points	greater than or equal to 80 points and less than 90 points	greater than or equal to 90 points
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