



# POLYTECHNIC OF MEĐIMURJE IN ČAKOVEC

## COURSE SYLLABUS

ACADEMIC YEAR: 2020/2021

### 1. GENERAL COURSE INFORMATION

<b>1.1 Course name</b>	Fundamentals of law in construction			
<b>1.2 Study program/s</b>	Undergraduate professional study Sustainable Development (Ecoengineering)			
<b>1.3 Course status (O,E)</b>	E	<b>1.6 Mode of instruction (number of hours)</b>	<b>Lectures</b>	15
<b>1.4 Course code</b>			<b>Exercises</b>	30
<b>1.5 Course abbreviation</b>	FLC		<b>Seminars</b>	
<b>1.6 Semester</b>	VI.		<b>E-learning</b>	
<b>1.7 ECTS</b>	4	<b>1.7 Place and time of instruction</b>	The premises of the Polytechnic of Međimurje in Čakovec, according to the schedule published on the website.	

### 2. TEACHING STAFF

<b>2.1 Course leader/s-title</b>	Magdalena Zeko, v.pred.	<b>contact</b>	mzeco@mev.hr
		<b>contact</b>	
<b>2.2 Assistant/s- title</b>		<b>contact</b>	
		<b>contact</b>	
<b>2.3 Instruction held by- title</b>		<b>contact</b>	

### 3. COURSE DESCRIPTION

<b>3.1 Course goals</b>	The aim of the course Basics of Law in Construction is to acquaint students with the basic concepts, problems and legal regulation of legal issues in construction. In addition, students will be introduced to the basics of administrative and civil law as well as the basics of construction public and construction private law.
<b>3.2 Prerequisites</b>	Attendance at lectures and exercises required.
<b>3.3 Course outcomes</b>	It is expected that the student after completing the course Fundamentals of Law in Construction will be able to: <ol style="list-style-type: none"> <li>1. Distinguish the concepts of construction public and construction private law.</li> <li>2. Evaluate the spatial planning information system and spatial monitoring documents and spatial planning documents.</li> <li>3. Present the project development process, explain the construction process and connect its individual stages with the documentation required for their implementation, categorize the supervision process.</li> <li>4. Valorize the basic institutes of real and obligatory law that are applied in the relations of private construction law.</li> </ol>
<b>3.4 Course content</b>	In the course, students will learn how to distinguish and correctly use legal terminology in construction law, apply legal sources in construction law. The process of project development will be presented, the construction process will be explained and its individual stages will be connected with the documentation required for their implementation, and the supervision process will be categorized. The basic institutes of real and obligatory law that are applied in the relations of private construction law will be presented.

<b>3.5 Types of coursework</b>	x	Lectures	x	Exercises		Blended e-learning	x	Individual activities		Laboratory																																																								
		Seminars and workshops		Distant learning		Field classes		Multimedia and network		Mentorship																																																								
		Other																																																																
<b>3.6 Language of instruction</b>																																																																		
<b>3.7 Monitoring students' work (enter the number of ECTS credits for each activity so that the total number of ECTS credits is equal to the total ECTS value of the course, 1 ECTS = 30 hours)</b>	1,5	Class attendance	0,25	Seminars		Essay																																																												
	0,25	Class activity		Project		Report/paper																																																												
	1,5	Midterm exams		Practical task		Continuous knowledge check																																																												
	1,5	Written exam		Experimental work																																																														
	1,0	Oral exam		Research																																																														
<b>3.8 Assessment and evaluation of students' work during classes and at the final exam</b>	<table border="1"> <thead> <tr> <th>Activity specification</th> <th>Percent %</th> <th>Points</th> </tr> </thead> <tbody> <tr> <td colspan="3" style="text-align: center;">Assessment during instruction</td> </tr> <tr> <td>Attendance</td> <td>5%</td> <td>5</td> </tr> <tr> <td>Class activity</td> <td>5%</td> <td>5</td> </tr> <tr> <td>Seminar/ project/ essay</td> <td>20%</td> <td>20</td> </tr> <tr> <td>Midterm exam 1</td> <td>35%</td> <td>35</td> </tr> <tr> <td>Midterm exam 2</td> <td>35%</td> <td>35</td> </tr> <tr> <td colspan="3" style="text-align: center;"><i>Exam assessment for the students who failed to fulfill all the obligatory requirements during the semester</i></td> </tr> <tr> <td>Written exam</td> <td>70%</td> <td>70</td> </tr> <tr> <td>Oral exam</td> <td>30%</td> <td>30</td> </tr> <tr> <td><b>Total:</b></td> <td><b>100%</b></td> <td><b>100</b></td> </tr> </tbody> </table>										Activity specification	Percent %	Points	Assessment during instruction			Attendance	5%	5	Class activity	5%	5	Seminar/ project/ essay	20%	20	Midterm exam 1	35%	35	Midterm exam 2	35%	35	<i>Exam assessment for the students who failed to fulfill all the obligatory requirements during the semester</i>			Written exam	70%	70	Oral exam	30%	30	<b>Total:</b>	<b>100%</b>	<b>100</b>																							
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<b>3.9 Assessment criteria – analysis per learning outcomes</b>	<table border="1"> <thead> <tr> <th colspan="7">Ways of evaluating learning outcomes</th> </tr> <tr> <th></th> <th>Attendance</th> <th>Activity</th> <th>Mid-term exam 1</th> <th>Mid-term exam 2</th> <th>Practical work</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>Outcome 1</td> <td></td> <td></td> <td>20</td> <td></td> <td></td> <td>20</td> </tr> <tr> <td>Outcome 2</td> <td></td> <td></td> <td>20</td> <td></td> <td></td> <td>20</td> </tr> <tr> <td>Outcome 3</td> <td></td> <td></td> <td></td> <td>20</td> <td></td> <td>20</td> </tr> <tr> <td>Outcome 4</td> <td></td> <td></td> <td></td> <td>20</td> <td></td> <td>20</td> </tr> <tr> <td>Outcome not-related</td> <td>5</td> <td>5</td> <td></td> <td></td> <td>10</td> <td>20</td> </tr> <tr> <td><b>Total</b></td> <td><b>5</b></td> <td><b>5</b></td> <td><b>40</b></td> <td><b>40</b></td> <td><b>10</b></td> <td><b>100</b></td> </tr> </tbody> </table> <p>Grading of outcomes (in order to pass the mid-term exam/exam the student must achieve at least 50% points for each learning outcome)</p> <p>Points      Grade  89 – 100    excellent (5)  76 – 88     very good (4)  63 – 75     good (3)  50 – 62     pass (2)  0 – 49      fail (1)</p>										Ways of evaluating learning outcomes								Attendance	Activity	Mid-term exam 1	Mid-term exam 2	Practical work	Total	Outcome 1			20			20	Outcome 2			20			20	Outcome 3				20		20	Outcome 4				20		20	Outcome not-related	5	5			10	20	<b>Total</b>	<b>5</b>	<b>5</b>	<b>40</b>	<b>40</b>	<b>10</b>	<b>100</b>
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	<b>3.10 Specific features related with taking the course</b>	<p>If a student collects 50% of the points of each outcome, he / she directly takes the oral exam.</p> <p>If a student does not achieve a sufficient number of points on the midterm exam, he / she cannot take the next midterm exam.</p> <p>Once won points in intermediate exams for each learning outcome are no longer deleted.</p>																																																																

	<p>A student cannot access the exam period if he / she has not submitted a seminar paper. The seminar paper is submitted within the agreed deadline, and certainly before the exam deadline.</p> <p>The final grade is obtained in the oral part of the exam.</p>										
<b>3.11 Students obligations</b>	<p>Full-time students are required to attend at least 70% of the total number of hours of lectures and exercises in order to exercise the right to take the exam. Part-time students are required to attend at least 30% of the total number of hours of lectures and exercises in order to exercise the right to take the exam. If the student has not fulfilled all the obligations set by the course, he is obliged to attend the lectures again and meet the conditions for taking the exam.</p> <p>Attendance can be offset by online tuition, organised webinars and added assignments given by teachers. One lesson lasts 45 minutes, and several hours form a teaching unit. Absence from one teaching unit is counted as one absence. Delays and apologies are recorded separately. In that case, if the student missed more than 50% of classes, and has a justifiable reason/apology, the request should be submitted to the Department Council, which then decides on the justification of student absences with the obligatory opinion of the course leader.</p>										
<b>3.12 Written assignments</b>	<p>Seminar papers must be computer written and may have a maximum of 12 text cards (Times New Roman, font 12) (determined depending on ECTS credits) from introduction to conclusion, together with pictures, appendices to tables, etc. Seminar papers must have an adequate title page page, content, bookmarked pages and literature. The seminar paper should be divided into chapters and contain a list of references and a list of figures and tables and graphs and finally a summary / conclusion in the size of 250 words. The student guarantees the authenticity of the work with his signature.</p>										
<b>3.13 Required reading</b>	<table border="1"> <tr> <td>1.</td> <td>Davor Rajčić i Saša Nikšić (2008). Uvod u građevinsko pravo, Hrvatska sveučilišna naklada, Zagora-Zagorje, Zagreb.</td> </tr> <tr> <td>2.</td> <td>Zakon o gradnji. NN 153/13,20/17, 39/19, 1252/19.</td> </tr> <tr> <td>3.</td> <td>Zakon o prostornom uređenju. NN 153/13, 65/17, 114/18, 39/19, 98/19.</td> </tr> <tr> <td>4.</td> <td>Zakon o obveznim odnosima. NN 35/05,41/08,125/11,78/15, 29/18.</td> </tr> <tr> <td></td> <td></td> </tr> </table>	1.	Davor Rajčić i Saša Nikšić (2008). Uvod u građevinsko pravo, Hrvatska sveučilišna naklada, Zagora-Zagorje, Zagreb.	2.	Zakon o gradnji. NN 153/13,20/17, 39/19, 1252/19.	3.	Zakon o prostornom uređenju. NN 153/13, 65/17, 114/18, 39/19, 98/19.	4.	Zakon o obveznim odnosima. NN 35/05,41/08,125/11,78/15, 29/18.		
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<b>3.14 Additional reading</b>	<table border="1"> <tr> <td>1.</td> <td>Zakon o vlasništvu i drugim stvarnim pravima. NN 91/96, 68/98, 137/99, 22/00, 73/00, 129/00, 114/01, 79/06, 141/06, 146/08, 38/09, 153/09, 143/12, 152/14.</td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> </table>	1.	Zakon o vlasništvu i drugim stvarnim pravima. NN 91/96, 68/98, 137/99, 22/00, 73/00, 129/00, 114/01, 79/06, 141/06, 146/08, 38/09, 153/09, 143/12, 152/14.								
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<b>4 ADDITIONAL COURSE INFORMATION</b>											
<b>4.1 Quality control</b>	<p>The quality of the program, teaching process, teaching skills and level of mastery of the material will be established by conducting a written evaluation based on questionnaires, and in other standardised ways and in accordance with the by-laws of the Polytechnic of Međimurje in Čakovec.</p>										
<b>4.2 Contact the teacher</b>	<p>Students can contact the teacher during the office hours and during classes, while for short questions and explanations they can contact him/her any day during working hours by coming in person or by landline. It is also possible to ask questions by e-mail, which will be answered in 48 hours at the latest. It is desirable for students to come as often as possible for any possible questions during the teacher's office hours.</p>										

<b>4.3 Information about the course</b>	It is the obligation of each student to be regularly informed about the course. All notifications about the classes or possible postponement of classes will be posted on the bulletin board and on the website of the Polytechnic at least 24 hours in advance.
<b>4.4 Course contribution to the study program</b>	<p>Knowledge of the functioning of enterprises in a market economy and the appropriate legal forms and norms.</p> <p>Procedures and regulations in environmental protection in the field of construction, mechanical engineering, wood, textile industry, etc.</p>

**5. ANALYSIS OF COURSE TOPICS (the number of hours is equal to the number of lectures and exercises of the course)**

<b>LECTURES</b>				
<b>Hours</b>	<b>Topic and description</b>	<b>Method</b>	<b>Learning outcomes</b>	<b>Course outcome</b>
1.	Defining and determining construction public and private law, the place of construction law in the legal system, defining other legal concepts.	<ul style="list-style-type: none"> <li>• Direct teaching (lecture, instruction, pp presentation)</li> <li>• Discovery learning (individual, lead, discussion)</li> <li>• Group learning</li> <li>• Case study</li> <li>• Field classes...</li> </ul>	Distinguish legal sources and explain general legal concepts in construction law.	I1
2.	Principles of spatial planning, subjects of spatial planning.	Direct teaching	Explain the principles of spatial planning and subjects involved in spatial planning.	I2
3.	Subject and purpose of the information system, content, establishment and maintenance of the spatial planning information system.	Direct teaching	Explain the content, establishment of driving and maintenance of the information system.	I2
4.	Spatial planning documents of the state level, county level, spatial planning documents of the city and municipality	Direct teaching	Analyze spatial planning documents of different levels.	I2
5.	The process of making spatial planning documents.	Direct teaching	Analyze the process of drafting spatial planning documents: decision on drafting a spatial plan, drafting spatial plans, draft and proposal of a spatial plan, public	I2

			debate, final proposal of the spatial plan.	
6.	Review of the procedure for the adoption of spatial planning documents and the entities participating in it.	Direct teaching	Explain the adoption process itself and the entities involved.	12
7.	Physical planning documents, special regulations, location permit for the implementation of physical planning documents	Direct teaching	Analyze the spatial planning documents and other important acts.	12
8.	Participants in construction. Investor, designer, contractor, supervising engineer, auditor and other participants.	Direct teaching	Present the role of the Investor, designer, contractor, supervising engineer, auditor and other participants in the construction.	12
9.	Types of projects and an overview of the essential requirements for the building.	Direct teaching	Analyze different types of projects.	13
10.	General conditions that must be met in the procedure construction of buildings. Construction of a building, building permit, changes during construction, special construction cases.	Direct teaching	Present meeting the general conditions in the construction process.	13
11.	Registration of the beginning or continuation of construction, arrangement of the construction site, documentation on the construction site, use construction, technical inspection, and removal of construction.	Direct teaching	Describe the arrangement of the construction site, documentation on the construction site, use	13
12.	Construction supervision. Administrative supervision, Inspection supervision.	Direct teaching	construction, technical inspection, and removal of construction.	13
13.	Private construction law - real law relations. Thing, possession, land books, real rights.	Direct teaching	Critically judge construction supervision.	14
14.	Private construction law - compulsory law. General part of the law of obligations.	Direct teaching	Analyze property law relations in construction.	14
15.	Private construction law - contract law and liability for damage	Direct teaching	Present the basic concepts of obligatory relations.	14
<b>EXERCISES/ SEMINARS</b>				

<b>Hours</b>	<b>Topic and description</b>	<b>Method</b> <ul style="list-style-type: none"> <li>• Direct teaching (lecture, instruction, pp presentation)</li> <li>• Discovery learning (individual, lead, discussion)</li> <li>• Group learning</li> <li>• Case study</li> <li>• Field classes...</li> </ul>	<b>Learning outcomes</b>	<b>Course outcome</b>
1.	Distinguishing legal sources in law in construction.	Discovering learning.	Compare legal sources of different rank.	I1
2.	Review and interpretation of legal provisions of spatial planning.	Direct teaching.	Use legal sources.	I1
3.	Review of registers of geodetic, record and other data.	Direct teaching.	Critically evaluate existing registers of geodetic, record and other data.	I2
4.	Review of specific spatial planning documents.	Discovering learning.	Analyze a concrete example of a spatial planning document.	I2
5.	Making a sketch of the procedure for creating a space arrangement document.	Discovering learning.	Present the process of creating a spatial arrangement document.	I2
6.	Overview of the stages of the procedure of adopting a specific spatial planning document.	Learning by discovery, discussion.	Explain each phase of the adoption of a particular spatial planning document.	I2
7.	Review, review and comment on a specific spatial planning document.	Group learning.	Critically evaluate a spatial planning document.	I2
8.	I. Midterm	On its own.	Outcome check I1, I2.	I1,I2
9.	Overview of a specific conceptual, main and implementation project.	Group learning.	Analyze a specific conceptual, main and execution project.	I3
10.	Example of a building permit.	Group learning.	Analyze the building permit.	I3
11.	Display of documentation on the construction site.	Group learning.	Analyze important documents in the construction of buildings.	I3
12.	Review of laws and bylaws related to construction supervision.	Group learning.	Comment on the legal regulation of construction supervision.	I3
13.	Land Registry Review.	Group learning.	Independently use data from land registers.	I3
14.	Review of the provisions of the Law on Obligations.	Discovering learning.	Interpret the general part of the	I4

			law on obligatory relations.	
<b>15.</b>	II. Midterm	On its own.	Outcome check I3, I4.	I3,I4