



THE ENTERPRISES RIGHT

Basic data of the subject	
Academic Unit:	University of Prizren “Ukshin Hoti” Faculty of Law
Course title:	The Enterprises Right
Program:	Law
Level:	Bachelor
Course status:	Obligatory
Study year:	4 th Year, 8 th Semester
Number of hours per week:	3+2
Credit value – ECTS:	7
Time / location:	Faculty of Law
Lecturer:	
Contact details:	
Course description:	
Course description:	<p>Enterprise Law, as a course of study, provides an introduction to business organizations and public and state-owned enterprises under the laws applicable in Kosovo.</p> <p>This course will explain the main concepts of the Law on Business Organizations and the Law on Public Enterprises in Kosovo, which regulate business activities in Kosovo.</p> <p>Consideration will be given to the activities of local enterprise law in general. A detailed analysis will also be devoted to the laws, legal acts on which the law of the enterprise operates.</p>
Course objectives:	<p>The main purpose of the course is to provide in-depth knowledge on the regular, efficient and efficient establishment, operation, and dissolution of commercial companies, public and state-owned enterprises, and on matters pertaining to these companies. Special attention will be paid to the different types of companies, the reasons for choosing one structure over the other, and other important issues that legal professionals will encounter in their practice.</p>
Learning outcomes:	<p>Upon successful completion of this course students should be able to:</p>

	<ul style="list-style-type: none"> ➤ Analyze past practices of doing business in Kosovo and explain the reasons for switching to formal formal business structures; ➤ Interpret the main purpose and concepts of the Law on Business Organizations and the Law on Publicly Owned Enterprises; ➤ Describe the new limited role of the Business Register and its functions; ➤ To register different types of business companies in Kosovo; ➤ List the key features of an Individual Enterprise and the reasons why this structure is used by 90% of Kosovar businesses; ➤ To explain the nature of the General Partnerships; ➤ Distinguish between General Partnerships and Limited Partnerships; ➤ List the main reasons why you should act as a Limited Liability Company; ➤ Determine when the Joint Stock Company should be used in business; ➤ Compare and quantify the advantages and disadvantages of each business structure; ➤ Distinguish between Publicly Owned Enterprises and State-Owned Enterprises; ➤ Show how the Law on Business Organizations and the Law on Public Enterprises will support the market economy.
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Contribution on student load (must correspond with learning outcomes)			
Activity	Hours	Week	Total /hours
Lectures	3	15	45
Exercise theoretical/laboratory	2	15	30
Practice work	/	/	/
Contact with lecturer / consultations	1	15	15
Field exercises	/	/	/
Mid-terms, seminars	2	2	4
Homework	1	15	15
Individual time spent studying (at the library or home)	1	15	30
Final preparation for the exam	2	15	30
Time spent in evaluation (tests, quiz, final exam)	3	2	6
Projects, presentations, etc.	1	15	15
Total			175Hours

		7 ECTS
Teaching methods	<p>Each week in addition to the relevant lecture course, a portion of the lectures will be allocated to strengthen the topic by practicing exercises.</p> <p>Interactive and communicative approach methods dominate the development of the curricula required for this course.</p> <p>Lectures, discussions, group work with responsibilities of each group, homework presentations, ongoing evaluation, etc.</p> <p>The course methodology includes presentations that are oriented and use concrete case examples. This methodology is based on exercises, discussions, simulations, and activities designed to apply the concepts of business structures to practical situations. Course material to be distributed includes comments, notes, presentations, and practical examples of key principles and rules regarding business organizations, as well as examples that illustrate the application of these rules.</p>	
Evaluation methods	<p>Oral and written evaluation:</p> <p>Attending lectures:.....10%</p> <p>Participation in activities:.....10%</p> <p>Midterm:.....30%</p> <p>independent work / assignments.....10%</p> <p>Final exam:40%</p> <hr/> <p>Total:100%</p>	
Literature		
Basic Literature:	<ul style="list-style-type: none"> - Adnan Jashari, E drejta biznesore (statusore) Tekst Universitar, Tetovo, 2012; - Mazllum Baraliu “E Drejta Biznesore”, Pristina 2010; - Armand Krasniqi, “E Drejta Biznesore”, Kolegji Evropian Dukagjini, 2014; - Riza Smaka, “E drejta biznesore”, Pristina, 2000; - Law no. 06/L-016 on Business Organizations of the Republic of Kosovo; https://gzk.rks-gov.net/ActDetail.aspx?ActID=16426; - Law No. 03/L-087 on Public Enterprises; https://gzk.rks-gov.net/ActDetail.aspx?ActID=10822; - Law No. 05/L-083 on Bankruptcy https://gzk.rks-gov.net/ActDetail.aspx?ActID=12664; 	

Additional Literature	<ul style="list-style-type: none"> - Frank B. Cross, “The Legal Environment of Business”, USA, 2015 - Clarkson, Miller, Cross, “Business Law: Text and Cases”, USA, 2015 - Marisa Anne Pagnattaro, Daniel R. Cahoy and others, “The Legal and Regulatory Environment of Business”, New York, 2013
Designed study plan:	
Week	Lectures which will be held
<i>First week:</i>	<ul style="list-style-type: none"> - Introduction to enterprise law; - Naming the right of enterprises; - The notion of enterprise law; - History of the development of enterprise law; - Legal sources of enterprise law.
<i>Second week:</i>	<ul style="list-style-type: none"> - The statutory part of enterprise law; - Entities of enterprise law; <ul style="list-style-type: none"> • The physical person and; • Legal entities; - Forms of business organizations; - Understanding Business Organizations under Kosovo Law; - Classification of business organizations according to the Law in Kosovo.
<i>Third week:</i>	<ul style="list-style-type: none"> - Establishment of business organizations; - Establishment systems in general; - Status features; <ul style="list-style-type: none"> • Activity; • Firm and; • Headquarters.
<i>Fourth week:</i>	<ul style="list-style-type: none"> - Public trading companies; - General Partnership; - Limited partnership; - Representation, power of attorney.
<i>Fifth week:</i>	-Limited Liability Company.
<i>Sixth week:</i>	-Joint Stock Company.
<i>Seventh week:</i>	MIDTERM – WRITTEN TEST 1
<i>Eighth week:</i>	<ul style="list-style-type: none"> - Intellectual property right; - Industrial property; - Copyright.
<i>Ninth week:</i>	<ul style="list-style-type: none"> - Contracting law; - Trade-business contracts; - Types of commercial-business contracts; <ul style="list-style-type: none"> • Key economic contracts and their specifics; • Lease contract; • License contract; • Know-how contracts; • Factoring contract;

	• Franchising contract.
<i>Tenth week:</i>	-Linking business organizations.
<i>Eleventh week:</i>	- Other subjects of business law; - Public and State Enterprises.
<i>Twelfth week:</i>	- Termination of the subjects of business law; - Bankruptcy; - Reorganization; - Liquidation.
<i>Thirteenth week:</i>	- Alternative Dispute Resolution; - Arbitration; - Mediation; - Negotiation.
<i>Fourteenth week:</i>	- Summary / Recapitulation
<i>Fifteenth week:</i>	MIDTERM – WRITTEN TEST 2

The academic policy and student's complaisance:

- The student have to respect the schedule of classes and have be attentive at teaching;
- Be regular in lectures;
- The student must be an active participant in lectures, (as the expected book for development of the subject is the book which deals mainly with topics in the form of exercises, and as such it requires continuous cooperation between teacher, students and student’s book);
- Be accurate on time;
- To comply with all educational rules;
- Students are obliged to present and possess ID Card in Midterm and Final Exam.

Note:

Attendance is a prerequisite for students who wish to gain proper knowledge of this subject. Students who attend regularly the course will be able to participate actively in class, giving their concrete contribution during interactive lectures and during exercise. Therefore, their contribution of their participation and learning and homework will be evaluated throughout the semester-percentage according to defined criteria.