

LAW4402 Civil Procedure Law of Kazakhstan

Code

LAW4402

Title

Civil Procedure Law of Kazakhstan

Prerequisites

Civil Law of Kazakhstan: Special part

Credits

3

Description

This course overviews legislation on Civil Procedure of Kazakhstan. The purpose of this course is to learn the main principles and rules of civil procedure including regulation of rights and obligations of the parties to the civil case, representation, evidence, procedure in courts of first instance and appeals.

Outcomes

Upon successful completion of the course, students will be able to: 1 Knowledge outcomes learn legislation on civil procedure in Kazakstan; 2 Skills outcomes draft main acts of civil procedure; 3 Values and behavior outcomes develop strong belief in a rule-of-law state and importance of civil procedure laws to ensure the main principal of protection of rights and freedoms of individuals and legal entities, freedom of private entrepreneurship, protection of private interests from the abuse of state powers.

Assessment

60 % -first and second assessments

40 % -final assessment

Tentative course outline

Week1

Introduction to the course. Subject and sources of Civil Procedure Law

Week2

Objectives, types and stages of civil proceedings. Principles of Civil Procedure Law

Week3

Subject matter jurisdiction and venue jurisdiction for civil cases

Week4

Alternate proceedings for civil disputes—mediation, participation, arbitration; Settlement of disputes in court

Week5

Participants to the civil cases. Representation

Week6

Judicial Expenses. Liability for disrespect of the court. Procedural terms. Notifications and summons

Week7

Evidence and Averment

Week8

Review; First mid-term exam

Week9

Proceeding in the court of first instance—simplified proceeding

Week10

Proceeding in the court of first instance—claim, preparation to the hearing, hearing

Week11

Decision of the court of first instance and its execution

Week12

Proceeding in the court of appellate instance

Week13

Review. Second mid-term exam.

Week14

Proceeding in the court of cassation instance; Proceeding of the case under newly discovered circumstances

Week15

