



# UNIVERSITY OF NICOSIA ΠΑΝΕΠΙΣΤΗΜΙΟ ΛΕΥΚΩΣΙΑΣ

University of Nicosia, Cyprus

<b>Course Code</b> LAW-325	<b>Course Title</b> Civil and Criminal Procedure I	<b>ECTS Credits</b> 6
<b>Department</b> Law	<b>Semester</b> Fall	<b>Prerequisites</b> LAW-142/6, plus two others from LAW-202, LAW-212, LAW-242 and LAW-252/6
<b>Type of Course</b> Major Requirement	<b>Field</b> Law	<b>Language of Instruction</b> English
<b>Level of Course</b> 1 <sup>st</sup> Cycle	<b>Year of Study</b> 3rd	<b>Lecturer(s)</b> Mr. Nicolas Angelides
<b>Mode of Delivery</b> Face-to-face	<b>Work Placement</b> N/A	<b>Co-requisites</b> None

## Objectives of the Course:

Students will be given the opportunity to thoroughly grasp the principles of civil procedure/litigation and of the rules of practices as applied by the Courts. All major areas of this subject/s will be examined in sufficient depth and the course will be designed to cover most of the points that are likely to arise in day to day practice. A clear exposition will be made of all relevant principles relating to applications made in the course of litigation.

## Learning Outcomes:

After completion of the course students are expected to be able to:

1. State a working knowledge of the fundamental substantive and procedural issues during all stages of civil litigation, and also how civil litigation is conducted in practice.
2. Explain pleadings and be familiar with the relevant court forms that are frequently used in practice and how these are completed.
3. Demonstrate a thorough grasp of the general principles governing the issue of costs in litigation, the skill to provide costs information to the client and the funding options available.
4. Demonstrate an awareness of the alternatives to litigation coupled with an understanding of professional conduct obligations and legal skills.
5. Demonstrate a thorough grasp of what is required for the first client meeting (and initial considerations), and also a thorough grasp of Pre-Action Substantive Matters and Pre-Action Protocols.
6. Explain how to start a Court action and serve it on the Defendant, how to Defend a Claim, and understand the use and significance of Case-Management.

7. State the principles governing the use of Interim Applications and when they are needed, the use and practicality of Offers (Part 36 Offers), the use and purpose of Disclosure and Inspection, Witness Statements and Documentary Evidence, and the use of Experts and Expert Evidence.
8. Illustrate a thorough grasp of how judgments are enforced and to evaluate the circumstances in which a Civil Appeal may be lodged.

**Course Content:**

During the course the student will study the following topics:

1. Introduction & The Ethos of Modern Civil Litigation
2. Costs Information to the Client and Funding Options & Costs-An Overview
3. Alternative Dispute Resolution
4. The First Client Meeting and Initial Considerations
5. Pre-Action Substantive Matters & Pre-Action Protocols
6. Starting Your Court Action and Serving It on the Defendant & Defending a Claim
7. Drafting Statements of Case
8. Case Management
9. Interim Applications-General Considerations & Interim Applications-Common Types
10. A Practical Guide to Court Hearings & Part 36 Offers
11. Disclosure & Inspection
12. Witness Statements and Documentary Evidence & Experts and Expert Evidence
13. Concluding a Case With or Without Trial and Appealing Judgment & Enforcement of Judgments.

**Learning Activities and Teaching Methods:**

Interactive lectures (including presentations, seminars and problem solving activities/case studies)

**Assessment Methods:**

One written assignment, mid-term exam, final exam

**Required Textbooks/Reading:**

Authors	Title	Publisher	Year
Cunningham-Hill & Elder	“Civil Litigation Handbook 2010-2011”	Oxford University Press (OUP)	2010

**Recommended Textbooks/Reading:**

Authors	Title	Publisher	Year
Stuart Sime	“A Practical Approach to Civil Procedure”	OUP	2010
O’ Hare & Brown	“Civil Litigation”	Sweet &	2009

		Maxwell	
Martin Iller	“Civil Evidence: The Essential Guide”	Sweet & Maxwell	2006
<a href="http://www.justice.gov.uk/civil/procrules_fin/index.htm">http://www.justice.gov.uk/civil/procrules_fin/index.htm</a>	The Civil Procedure Rules		
	“Blackstones Civil Practice”	OUP	2011
	“The White Book”	Sweet & Maxwell	2010
	“The Green Book”	Butterworths	2010
	“The Blue Book”	Her Majesty’s Stationery Office	2007
Bullen , Leake and Jacobs	“Bullen & Leake and Jacob’s Precedents of Pleadings”	Common Law Library Series	16 <sup>th</sup> Edition
	“Litigation Funding”	Law Society Publishing	Journal
	“Civil Procedure News”	Sweet & Maxwell	Newsletter