



UNIVERSITY OF NICOSIA

ΠΑΝΕΠΙΣΤΗΜΙΟ ΛΕΥΚΩΣΙΑΣ

University of Nicosia, Cyprus

Course Code LAW-343	Course Title Banking Law I	ECTS Credits 6
Department Law	Semester Fall	Prerequisites LAW-202, plus one other from LAW-212, LAW-242 and LAW-252/6
Type of Course Law Elective	Field Law	Language of Instruction English
Level of Course 1 st Cycle	Year of Study 3 rd / 4 th	Lecturer(s) Peter Pafitis
Mode of Delivery Face-to-face	Work Placement N/A	Co-requisites None

Objectives of the Course:

- Provide students with a clear understanding of the legal concepts and principles governing operations and the provision of financial services.
- Enable students to identify and interpret the implication of applicable legal principles and to apply them, as appropriate to any given situation in the banking environment.
- Present a clear perspective of the inter-relationship and relevance of the common law and legislation, banking practice and non-statutory codes of conduct.
- Develop analytical and critical thinking to facilitate an understanding of the ways in which the interests of bank and customer are catered for by the existing legal framework in the banking industry.

Learning Outcomes:

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

1. Discuss the sources of law in relation to banking
2. Demonstrate knowledge of the provisions of the voluntary Banking Code and its implications
3. Analyse the role and functions of the Ombudsman
4. Identify the operation of the different types of bank accounts and their significance in the legal environment, with due regard to the circumstances in which banks will engage in appropriation and combination
5. Assess the importance of the banker-customer relationship, the contractual implications thereof and the rights and duties of bank and customer
6. Explain the key aspects of money laundering, confidentiality and data protection
7. Evaluate the relevance of constructive trusts, bailment and lien in the banking

domain
8. Identify the need for acquiring problem-solving skills with a view to applying legal principles to factual situations and scenarios

Course Content:

(a) Introductory Principles	Outline of the Sources of Law
(b) Regulation	Self and Statutory Regulation Banking Code Ombudsman
(c) The Bank Account	Types Appropriation Combination
(d) Banker – Customer Relationship	Formation of contract Rights & Duties Money Laundering & Confidentiality Data Protection Constructive Trusts Bailment Lien

Learning Activities and Teaching Methods:

Interactive lectures, tutorials, written examinations and assignments

Assessment Methods:

One written assignment or oral presentation, mid-term exam and final exam.
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Required Textbooks/Reading:

Authors	Title	Publisher	Year
Graham Roberts	<i>Law Relating to Finaanal Sources</i>	Global Professional	2009

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Authors	Title	Publisher	Year
Ellinger, Lomnicka & Hooley	<i>Ellingers Modern Banking Law</i>	Oxford	2005
Graham Ross Graham Penn & Joan Wadsley	<i>Law & Practice of Domestic Banking</i>	Sweet & Maxwell	2000
David Warne & Nicolas Elliott.	Banking Litigation	Sweet & Maxwell	2005
Michael Brindle & Raymod Cox	<i>Law of Bank Payments</i>	Sweet & Maxweel	4 th Edition
Ross Cranston	<i>Principles of Banking Law</i>	Oxford	2 nd Edition