

DESCRIPTION OF THE DOCTORAL STUDY SUBJECT

Title of the subject	Field of science (branch) code	Faculty	Department
Problems of the Philosophy of Law	Law (S01)	Law	Public Law
Study methods	Number of credits	Study methods	Number of credits
lectures	-	consultations	2
individual work	4	seminars	-
Subject annotation			
<p>The subject Problems of the Philosophy of Law is intended to scientifically research and reveal the connection between philosophy and other social phenomena of the modern society and law; to analyse the contents of various concepts and their interaction, and the problems of coexistence of: law, freedom, justice, responsibility; to examine the theoretical and practical problems of establishing and defining the concepts and rules of law and norms, the structure of law, the aims of law and its recognition, the consequences of law, the interaction of law and morality, the duty to obey the law; emphasise the importance and scientific relevance of freedom and privacy, justice and public good, law and judgment, guilt and responsibility, sanctions and punishment to legal practice.</p> <p>Topics discussed: concept of law, essence and fundamentalism of law, problems of coexistence of law and informal law, self-regulation and behavioural rationalisation as a legal necessity, law as a result of legal argumentation, coexistence of law and values, practical and theoretical aspects of delimitation, abstract freedom, privacy and autonomy: the meaning of protection, justice as a necessary feature of law, formal and legal justice, objectivity and subjectivity in law.</p> <p>Upon the completion of the subject, the doctoral student must have mastered the totality of the concepts of philosophy of law and have knowledge of how the same concepts are perceived and interpreted in law and jurisprudence. After completing the study, the doctoral student must be able to analyse the chosen problem of legal philosophy in the broader context of theoretical problems of law, be able to apply various theories of legal research, to evaluate and solve problems of legal philosophy.</p>			
Main literature			
<ol style="list-style-type: none"> 1. GUMBIS, J. Teisės teorija: fundamentalus teisės ribos klausimas. Vilnius, 2018. 2. GUMBIS, J. Teisinis argumentavimas: realistinis požiūris. Vilnius, 2018. 3. POSNER, R.A. Jurisprudencijos problemos. Vilnius: Eugrimas, 2004. 4. GOLDING, M.P. Philosophy of Law. C., 1998. 5. LEONAS, P. Teisės filosofijos istorija. Vilnius, 1995. 6. RAWLS, J. A Theory of Justice. Oxford University Press, 1988. 7. FINNIS J. Philosophy of Laws. Oxford University Press, 2011. 8. MACCORMICK N. Rhetoric and the Lule of law. Oxford University Press. 2005. 9. MORRIS J. The Conflicts of Laws. London. 2005. 10. BESSON S, TASIOULAS J. The Philosophy of International Laws. Oxford University Press. 2010. 			
Names, surnames of advising lecturers	Science degree	Major works in the area (direction) of science published over the last 5 years	
Jaunius Gumbis	Dr.	<ol style="list-style-type: none"> 1. GUMBIS, J. Teisės teorija: fundamentalus teisės ribos klausimas. Vilnius, 2018. ISBN: 978-609-475-257-5; 2. GUMBIS, J. Teisinis argumentavimas: realistinis požiūris. Vilnius, 2018. ISBN: 978-609-475-256-8; 3. GUMBIS, J. Legal reasoning: a realistic approach. Vilnius, 2018. ISBN: 978-609-475-258-2; 4. GUMBIS, J. „Issues on Concept of Law: Overstatement of 	

		<p>Importance of Logic as Shortfall of Law“ // Liber Amicorum David Pugsley, Brussels: Bruylant, 2013, p. 81-89, ISBN-978-2-8027-4269-2;</p> <p>5. GUMBIS, J. Application of selected elements of procedural justice in arbitration. Yearbook on International Arbitration, Volume V, Vienna, Graz: NWV Neuer Wissenschaftlicher Verlag, 2017, ISBN 978-3-7083-1149-4.</p>
<p>Approved by the Doctoral Committee of the Vilnius University Law Studies on December 2, 2021, Protocol No. (7.17 E) 15600-KT-12</p>		
<p>Chairman of the Doctoral Committee</p>		<p>Prof. Dr. T. Davulis</p>