

ALIKHAN BOKEIKHAN UNIVERSITY

Faculty of Law

**THE CATALOGUE OF
ELECTIVE SUBJECTS**

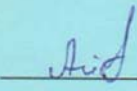
**7M04218 – «Actual problems of law»
(profile direction)**

Year of entry - 2022

Semey, 2022

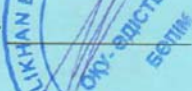
Reviewed and approved at the meeting of the Educational and Methodological Council of the Faculty of Law

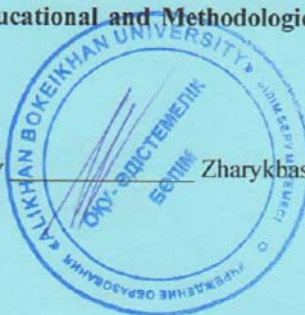
Protocol No. 3 of 20.01.2022

Chairman of the EMC Faculty  Aytkazin E.M.

Approved at the meeting of the Educational and Methodological Council of the University

Protocol No. 5 of 25.05.2022

Chairman of the EMC of the University  Zharykhasova K.S.



Degree awarded: Master of Law
in the educational program 7M04218 – «Actual problems of law»

| Elective course № | The name of subject | Number of credits | Pre requisites | Post requisites | A brief description indicating the brief content and expected results -knowledge, skills, competencies) |
|--------------------------------|---|-------------------|--|---|--|
| BASIC DISCIPLINES | | | | | |
| Elective component -EC) | | | | | |
| 1 | Actual problems of law enforcement practice of criminal and criminal procedure legislation | 5 | Criminal law of RK Criminal procedure law of RK Civil law of RK Civil procedural law of the RK Theory of state and law | The problems of improving forensic techniques and tools for the disclosure and investigation of crimes needed in further practical activities during training in doctoral studies | <p>Brief description of the discipline: The activity of bodies of inquiry, preliminary investigation, Prosecutor's office and court with the participation of other state, public organizations, officials and citizens, the content of which is the initiation, investigation, judicial consideration and resolution of criminal cases, the execution and revision of court decisions, which are intended to protect the rights and legitimate interests of victims of crimes, as well as the rights and legitimate interests of persons subjected to criminal prosecution, is regulated by law and in the form of legal relations., in order to eliminate the illegal restriction of their rights and freedoms, which is designed to ensure the proper application of criminal law.</p> <p>Goal:. a comprehensive study of various aspects of inter-sectoral linkages of criminal law and criminal procedure law, the identification of a mismatch of legal norms of these industries, the improvement of the skills required for self-application of criminal and criminal procedural law.</p> <p>Contents: concept, subject, task, the system and methodology of criminal law in the form of scientific knowledge and skill of further realization of the person of the criminal punishment of the offender. The assimilation of this material allows undergraduates from system positions to approach the study of the conceptual foundations of the general theory of law and criminal law, as a practice, and, in particular, its objectives, objects, methods and classifications. In addition, graduate students must learn that critical paired categories of criminal law are crimes and punishment. Therefore, in relation to the General Part of criminal law must very carefully to work out the theoretical position of the institutions of the crime, on the part of the crime as the basis of criminal responsibility, about the concept, system and types of punishment, sentencing. The study of the Special Part of criminal law should not be limited to storing attributes of a particular type of crime. To navigate the criminal law, accurately and quickly determine the location of the description of the Code or other crime, violates their terms of public relations, eventually - correctly to qualify their actions undergraduates is important first of all to learn design principles of the Special Part of the Criminal Code.</p> <p>The expected result, an: To know: the law governing criminal procedure law enforcement and other legal acts, acts of interpretation of law; analyze other sources of law, to classify them and identify systemic links between them; understand the significance of the fundamental theoretical provisions concerning criminal law and criminal procedure, to demonstrate their knowledge and ability to apply in practice. To be able to: analyze the specific procedural situation and apply the law correctly; demonstrate an understanding of the place and the role of criminal law and criminal procedural law in the legal system; be able to identify problems of criminal and criminal procedural law and find their proper authorization; to be able to make the right decisions and make procedural procedural documents; give qualified legal opinions and advice; self-study and critically analyze scientific literature concerning the procedural activity of criminal cases; be able to apply this knowledge both theoretical and practical in the course of legal</p> |

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| | | | | | <p>proceedings; discuss, defend and express their thoughts, to justify its arguments regarding the issues of the criminal and criminal procedural law; to apply this knowledge to understanding the development of patterns and relationships of different legal categories; to use the knowledge in the process of law-making and scientific - research work; analyze the specific procedural situation relating to the criminal - procedural activity and apply criminal procedure law correctly; demonstrate an understanding of the place and role of the Criminal Code and Criminal Procedure Code in the legal system.</p> <p>Owning: the skills system, structural, historical, sociological analysis of the legislation regulating the activities of criminal cases and their application; skills of analysis and evaluation of the reasonableness of, the concepts discussed in theory.</p> <p>Competence: Special</p> |
| 1 | Application of special knowledge in the course of crime | 5 | <p>Criminal law of RK</p> <p>Criminal procedure law of RK</p> <p>Civil law of RK</p> <p>Civil procedural law of the RK</p> <p>Theory of state and law</p> | <p>The problems of improving forensic techniques and tools for the disclosure and investigation of crimes needed in further practical activities during training in doctoral studies</p> | <p>Brief description of the discipline: The use of special knowledge in criminal proceedings ensures the objectivity, completeness and comprehensiveness of the preliminary and judicial investigation, contributes to the prompt detection of crimes, the imposition of a lawful, reasonable and fair sentence.</p> <p>The purpose of the study "the Use of special knowledge in the investigation of crimes" is to study undergraduates of the law Institute -faculty of law) of this discipline, which is predetermined by the needs of practical activities in the field of criminal justice for the proper use of the subjects of evidence and parties to the process of the Institute of special knowledge to establish the circumstances relevant in criminal, and, including, civil and administrative cases. In addition, the student establishes the legal basis for the use of special knowledge in investigation of crimes in a criminal case, gets practical skills necessary for professional fulfillment and to fulfill professional and official tasks related to criminal prosecution of the perpetrator and collecting evidence.</p> <p>Content: the course deals with the initiation and production of investigation of crimes in a criminal case, the procedure for attracting special scientific knowledge to collect evidence, the competence of the subjects of criminal proceedings, performing the functions of criminal prosecution, the rights and obligations of participants in criminal proceedings, defending their or represented rights and interests, other persons involved in criminal proceedings.</p> <p>Expected result Know: the principles, categories, provisions and those circumstances that represent the named institution as a form of application of special knowledge, for example, in the form of forensic examination, which is one of the sources of obtaining evidentiary information Be able to: properly navigate the current criminal and criminal procedure law and legislation, be able to properly implement forensic tactical recommendations for the use of special knowledge in the investigation of crimes</p> <p>Competencies: special</p> |
| MAIN DISCIPLINES | | | | | |
| Elective component -EC) | | | | | |
| 1 | Theory and practice of applying constitutional law | 5 | <p>Theory of State and Law, Constitutional Law of Kazakhstan</p> | <p>Knowledge of the discipline necessary to study all graduate disciplines and subsequently to doctoral students, because</p> | <p>Brief description of the discipline: The theory and practice of application of the constitutional legislation develops under the influence of international law. The importance should be given to the institutions of constitutional control both in the Republic of Kazakhstan and in foreign countries; the institution of the Ombudsman, etc.</p> <p>Goal: To study the actual problems of the mechanism and the practice of constitutional law. Undergraduates in the study of this course must possess special knowledge about the theory and the practice of constitutional law, to demonstrate knowledge of the basic branches of law Constitutional law of the Republic of Kazakhstan, the Republic of Kazakhstan Administrative Law, Constitutional law of foreign countries, international law.</p> <p>Contents: Formation of the constitutional state in the Republic of Kazakhstan have common and specific features. Common features</p> |

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| | | | | <p>this discipline is the fundamental basis</p> | <p>of the Constitution recognizes the basic, the supreme law of the land, which regulates political and legal relationships. Theory and practice of constitutional law developed under the influence of international law. Importance should be allocated to the institutions of the constitutional control in the Republic of Kazakhstan, as well as in foreign countries; the institution of the Ombudsman and dr.Proiskhodyaschie world integration processes undoubtedly interesting from the point of view of a possible reception of certain institutov.Osobenno concerned institute of juries, local government, the Commissioner for Human Rights. Experience of foreign countries can also be used to improve the legal status of higher authorities</p> <p>The expected result, an:</p> <p>To know: the content of the constitutional system, the legal status of the person; specialized and mainstream bodies, the constitutional supervision in foreign countries; the constitutional laws of the Republic of Kazakhstan.</p> <p>To be able to: identify the doctrinal approach to the consideration of the essence of scientific phenomena in constitutional law; analyze the effectiveness of institutions Commissioner for Human Rights; able kommenntirovat texts constitutional laws.</p> <p>Competence: Special</p> |
| 1 | <p>State-legal problems of ensuring the sovereignty of the Republic of Kazakhstan</p> | 5 | <p>Theory of State and Law, Constitutional Law of Kazakhstan</p> | <p>Knowledge of the discipline necessary to study all graduate disciplines and subsequently to doctoral students, because this discipline is the fundamental basis</p> | <p>Brief description of the discipline:</p> <p>The content of the discipline is determined by the actual state-legal issues and problems of state sovereignty. State sovereignty in its concept and content methodologically, it is important to always distinguish two sides, or two aspects — formal-legal and factual, which fully explains the master's legal nature.</p> <p>Goal: to determine the strategic and theoretical significance, as well as the state-legal and international-legal versatility of the problem of sovereignty in modern geopolitical realities</p> <p>Contents: The practice of national-state development of Kazakhstan after the collapse of the USSR, the need to strengthen independent States as a guarantor of social transformations and the priority of research in this area. The category "sovereignty" in the General theory of state and law appears fundamental in the logical system of state categories, as well as the categories "rule of law", "state will" - the main in the system of legal categories. The category "sovereignty" is a concrete universal political and legal category, since it denotes the substance of the state in General, as a concrete institution of civilization.</p> <p>The expected result, an:</p> <p>To know: the content of the concepts "sovereignty", "national sovereignty", "state sovereignty", "sovereignty" of the nation</p> <p>To be able to: to identify doctrinal approaches to the consideration of the essence of scientific phenomena in the formation of the constitutional era and related processes of gaining sovereignty by States</p> <p>Competence: Special</p> |
| 2 | <p>Problems of improving forensic techniques and means for the detection and investigation of crime</p> | 5 | <p>Criminal law of RK Criminal procedure law of the RK, Criminalistics, Theory of judicial evidence, Actual problems of enforcement of criminal and criminal</p> | <p>It is necessary in the further practical activity at training in doctoral studies</p> | <p>Brief description of the discipline:</p> <p>The study of information-cognitive and mainly behavioral-tactical aspects of criminal activity and activities to investigate it. In this case, these aspects of criminal activity act as an object of knowledge and prevention, and forensic - as an object of knowledge and optimization.</p> <p>Purpose: is to master the undergraduates complete system of knowledge in the theory of criminal procedure law and its institutions, criminology, etc. Understanding the main provisions of the conceptual apparatus of the criminal process, criminalistics, theory of ORD and others, the concept of legal policy of the state relating to criminal procedure and forensic activities, main and additional functions, the concept and essence of a civilized criminal procedure, their goals and objectives and the procedure of consideration of criminal cases in various stages of the criminal process based on the study of General and special principles.</p> <p>Contents: the Period of formation and development of law enforcement in the Republic of Kazakhstan, construction of the legal state, put a number of new problems before bodies conducting criminal procedure, in the formation and functioning of the prosecution, defense, settlement and consideration of</p> |

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| | | | procedur e legislatio n | | <p>criminal cases in court to a completely new system-level functions and forms of the criminal process, where the main priority should be the rights and freedoms of all participants of the criminal process. The subject "Modern problems of improving forensic techniques and tools for the disclosure and investigation of crimes" is provided as a special legal discipline.</p> <p>The expected result, an:</p> <p>Know: about the basic principles, categories, provisions and those circumstances that represent the named institution as a form of application of special knowledge, for example, in the form of forensic examination, which is one of the sources of obtaining evidentiary information.</p> <p>To be able to: knowledge rules for determining the source of the criminal procedure law, the grounds of criminal liability, the securing of evidence, the limits of the use of certain types of punishment, the procedure for their appointment, questions of exemption from criminal responsibility and punishment</p> <p>Competencies: special</p> |
| 2 | Theory and practice of law enforcement management | 5 | <p>Criminal law of RK</p> <p>Criminal procedure law of the RK,</p> <p>Criminalistics,</p> <p>Theory of judicial evidence</p> <p>, Actual problems of enforcement of criminal and criminal procedure legislation</p> | <p>It is necessary in the further practical activity at training in doctoral studies</p> | <p>Brief description of the discipline:</p> <p>Organization of activities of law enforcement agencies, organization of crime investigation, to form their skills and knowledge gained in this discipline and the disciplines of other departments, in practical work on prevention, detection and investigation of crimes. To give the necessary knowledge for each employee in the field of office work, to develop their practical skills in the preparation and execution of documents.</p> <p>Objective: "Theory and practice of management in the law enforcement agencies" is to train undergraduates to perform their duties in the practice of law enforcement officials as middle managers, to act independently to prevent and solve crimes, investigation of criminal cases.</p> <p>Contents: organization of law enforcement, crime investigation organization, build up their skills and navy-ki application of knowledge acquired in the discipline and other disciplines kafed-r Academy, in practice for the prevention, detection and investigation of crimes. To give the necessary knowledge for each employee in the office, to develop their practical skills on the preparation and execution of documents.</p> <p>know:</p> <ul style="list-style-type: none"> - the importance of knowledge and skills resulting from the study of this discipline; - the nature and role of management in law enforcement; - the content and features of management in law enforcement; - the goals, objectives and structure of law enforcement bodies; - the main elements of the system of information obespeche-niya law enforcement agencies; - basic forms of primary statistical reporting; - framework for the analysis of crime, revealing its cause-effect relationships; - the concept and nature of the operational environment, the purpose of its analysis; - the term "administrative decision in law enforcement"; - signs, types and forms of management decisions in law enforcement; - organization and preparation of the procedure of adoption and the organization is-polneniya solutions in law enforcement; - organization and planning methodology in law enforcement; - the concept and importance of social and psychological aspects of management in law enforcement bodies in modern conditions; - the concept and importance of the scientific organization in law enforcement; - the role and importance of knowledge and skills obtained from study subjects; - the concept of "paperwork", "documentation", "document"; - the main content of regulations governing records management in law enforcement; - the content and features of proceedings in law enforcement; - importance of documenting information in law enforcement; - the main elements of document management in law enforcement; |

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| | | | | | <ul style="list-style-type: none">- the concept and importance of modern information technology in office work in law enforcement today. be able to: <ul style="list-style-type: none">- clearly and specifically define the objectives of its performance and the resulting problems;- formulate official tasks;- collect and analyze information;- identify the causal connection of events;- prepare and execute official documents;- identify best practices of law enforcement;- create and properly execute official documents, including the use of a personal computer;- carry out basic operations on official documents. have the skills to: <ul style="list-style-type: none">- analyze the components of the operational environment;- carry out analysis of the crime;- carry out analysis of the department or service in law enforcement;- an analysis to assess the status and dynamics of crime;- an analysis to assess the status of the unit or service in law enforcement;- prepare and execute service plans in accordance with departmental regulations. independently develop and evaluate solutions on the level of command staff. Competence: Special |
| 3 | Legal regulation of commercial activities in the Republic of 8Kazakhstan and in foreign countries | 5 | The methodology of legal analysis, Civil law of Kazakhstan, the Civil Procedure Law of the Republic of Kazakhstan, Theory of State and Law | It is necessary in the further practical activity at training in doctoral studies | Brief description of the discipline: An entrepreneur is a key figure in a free market economy. Under the condition of a perfect market and full competition, the entrepreneur, working for himself, at the same time benefits the whole society. Therefore, a society that has experienced "economy without an entrepreneur" must overcome the negative consequences of administrative and command regulation of economic life and come to full support of entrepreneurship in the country. Goal: The task of improving the legal regulation of urban development, land relations and improving the business climate in the field of construction, including housing, is set in the foundations of state policy in the field of land use, in many federal plans and programs. Legal issues in this area are actively explored by modern science. Lawyers with modern knowledge about the mechanisms of legal regulation of land relations in the field of land use, the creation of real estate on lands of various categories and practical skills in this area are in demand and have stable competitiveness in the Russian and international labor markets. "Legal regulation of land use and real estate creation" with in-depth specialization in the field of land and related branches of law Contents: The system of rights to land plots; • Town-planning law; • The formation of land. State cadastral registration of land plots and capital construction projects; • Legal regulation of land relations in foreign countries; • Provision of land for construction. Land acquisition for state or municipal needs; • Legal problems of the economic mechanism for the use of land and other natural resources; • Environmental requirements for the placement, design, construction, reconstruction, commissioning, operation, conservation and liquidation of real estate; • Management in the use and protection of land and other natural resources; • Legal liability for violations in the field of environmental protection and nature management; • Legal regulation of development on lands of various categories. The expected result, an: To know: have an idea of the development trends of land legislation in the field of regulation of land use for the creation of real estate; the main problems of legal regulation of certain types of land categories for the creation of real estate; To be able to: |

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| | | | | | <ul style="list-style-type: none"> - interpret and apply laws and other normative legal acts in the field of tort obligations; - make legal decisions in strict accordance with applicable law. <p>Owning:</p> <ul style="list-style-type: none"> - the skills of a systematic, structural, historical, sociological analysis of the norms of legislation governing civil affairs and the practice of their application; - skills of analysis and assessment of validity discussed in the theory of concepts. <p>Competence: Special</p> |
| 3 | Legal regulation of public procurement in the Republic of Kazakhstan | 5 | <p>The methodology of legal analysis, Civil law of Kazakhstan, the Civil Procedure Law of the Republic of Kazakhstan, Theory of State and Law</p> | <p>It is necessary in the further practical activity at training in doctoral studies</p> | <p>Brief description of the discipline: Orientation of undergraduates in the study of legislation on placing orders for the supply of goods, works and services, the practice of applying the law «On public procurement», the courts, the disclosure of both legal and economic aspects of antitrust regulation, instilling in future undergraduates skills of practical use of the acquired knowledge.</p> <p>Goal: The purpose of this discipline is to ensure the professional training of lawyers who meet modern qualification requirements during a multi-aspect study, primarily in a practical and only later theoretical way, of the legal regulation of public procurement.</p> <ul style="list-style-type: none"> - acquaint undergraduates with the basic principles of legal protection and legal regulation of public procurement; - prepare for the practical use of the acquired legal knowledge in the organization of public procurement; - To teach to take measures prescribed by law both to prevent violations in the field of public procurement, and to restore and protect rights in this area. <p>Contents: In connection with the transition of the Republic of Kazakhstan to a market economy, public procurement is of particular importance, since it covers almost all business entities. By studying this discipline, undergraduates receive basic information about the legal regulation of public procurement in the Republic of Kazakhstan, methods of public procurement. In addition to theoretical knowledge, undergraduates develop skills in compiling documentation in the field of public procurement. The peculiarity of the course “Legal regulation of public procurements” lies in its great practical orientation, since an important emphasis is placed on teaching legal issues of organizing public procurement, understanding the methods of public procurement. The course is due to legal and economic reforms, including civil law reform, the deepening and expansion of relations between the state and citizens of the Republic of Kazakhstan, as well as legal</p> <p>The expected result, an:</p> <p>To know:</p> <ul style="list-style-type: none"> - The concept of public procurement; - The principles of legal regulation of public procurement; - methods of public procurement; - The content and process of concluding a public procurement contract. <p>To be able to:</p> <ul style="list-style-type: none"> - interpret and apply laws and other legal acts regulating public procurement, including in relation to specific situations; - select, summarize and analyze law enforcement -including judicial) practice in the field of legal regulation of public procurement; - work with educational and scientific literature, other sources; draw up legal documents -statements, statements of claim, draft contracts, conclusions, etc.); - argue their own position, correctly express and justify their point of view on relevant and debatable issues in the field of legal regulation of public procurement; - analyze the legal consequences of situations; analyze the current legislation, including from the point of view of identifying existing gaps, conflicts and suggest possible solutions to them. <p>Owning:</p> <ul style="list-style-type: none"> - skills of search, systematization of legislation in the field of legal regulation of public procurement using reference legal and other information systems; |

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| | | | | | <ul style="list-style-type: none"> - public speaking, including speaking with scientific reports, reports in the framework of the discipline; - on the possession of techniques, rules and means of legal technology; - on the analysis of various legal situations in the field of legal regulation of public procurement in the Republic of Kazakhstan. <p>Competence: Special</p> |
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SCROLL
of components by choice
for the educational program 7M04218 – «Actual problems of law»

Duration of training: 1 years

Form of study: full-time

Year of admission: 2022

| п/п | № модуля | Name of the discipline | code of the discipline | Amount of credits | Semester |
|---|----------|---|-------------------------|-------------------|----------|
| Basic disciplines -Component of choice) | | | | | |
| 1 | М 4 | Component of choice1 | | 4 | 1 |
| | | Actual problems of law enforcement practice of criminal and criminal procedure legislation / Application of special knowledge in the course of crime investigation | APPUZ5205 / PSZR 5205 | | |
| Profiling disciplines -Component of choice) | | | | | |
| 1 | М 6 | Component of choice 1 | | 5 | 1 |
| | | Theory and practice of applying constitutional law / State-legal problems of ensuring the sovereignty of the Republic of Kazakhstan | TPKZ6303/GPPOS6303 | | |
| 2 | М 4 | Component of choice2 | | 5 | 2 |
| | | Problems of improving forensic techniques and means for the detection and investigation of crime / Theory and practice of law enforcement management | PSCPRP6304 /TPUPO 6304 | | |
| 3 | М 5 | Component of choice 3 | | 5 | 2 |
| | | Legal regulation of commercial activities in the Republic of Kazakhstan and in foreign countries / Legal regulation of public procurement in the Republic of Kazakhstan | PRKDRKZS6305 / PRGZ6305 | | |

