



جامعة دمشق

كلية الحقوق

قسم القانون الخاص

مقرر "القانون الخاص باللغة الإنكليزية"

لطلاب ماجستير الدراسات العليا (القانون الخاص)

المحاضرة الثالثة بعنوان "SOURCES OF OBLIGATIONS":

تتناول هذه المحاضرة "مصادر الالتزامات"، وهو موضوع تم إدراجه ضمن الأوراق الموزعة عليكم قبل تعليق الدوام، وتحديداً في الصفحات من ٥ إلى ١١. سوف أسلط الضوء على الأفكار الرئيسية حول مصادر الالتزامات، والتي ينبغي عليكم دراسة محتواها من الأوراق، مراعية الترتيب ذاته الوارد في الأوراق المذكورة، وذلك على النحو الآتي:

First, you should know the meaning of these words: (obligor & obligee), (creditor & debtor), (promisor & promisee), (offeror & offeree).

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❖ Obligations arising by force of law:

- 1- Definition of obligations arising by force of law.
- 2- Example of these obligations.

❖ Unjust enrichment:

- 1- Definition of unjust enrichment.
- 2- Conditions of compensation for unjust enrichment (five conditions).

❖ Obligations arising from wrongful act:

- 1- Definition of obligations arising from wrongful act.
- 2- Types of fault.

❖ Breach of statutory duty:

- 1- Definition of breach of statutory duty.

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- 2- Elements of breach of statutory duty (five elements).

❖ Voluntary obligations:

- 1- Definition of voluntary obligations.
- 2- Determination of two separate ways to create voluntary obligations.

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Contracts:

- 1- Definition of contract.
- 2- Example of rights & duties arising from contract.

Unilateral promises:

- 1- Definition of unilateral promise.
- 2- Example of unilateral promise.

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Distinctions between contract & unilateral promise (two differences).

Acceptance not required.

What is the distinguishing feature of unilateral promise?

Promise or offer.

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Distinctions between promises & offers.

- 1- Revocation of promise & offer.
- 2- Ignorance of existence of promise & offer.

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- 3- Assignment of promise & offer.
- 4- Lapse & cease of promise & offer.

Promise to keep offer open.

- 1- Promise made by offeror.
- 2- Promise made by offeree.

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Communication & delivery.

- 1- Rejection of benefit promised & failure to seek performance by promisor of his obligation.
- 2- Communication of promise is not essential.
- 3- Failure to communicate intention to promisee.

4- Delivery of promise & its exceptions (four exceptions).

مُدْرَسَةُ الْمَقْرَر

الدُّكْتُورَةُ رِشَا أَيْوْبِي