

UČNI NAČRT PREDMETA / COURSE SYLLABUS

Predmet: **Vodeno individualno raziskovalno delo**
Course title: Guided individual research work

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Pravo in vodenje digitalni družbi, magistrski študijski program druge stopnje	-	Drugi	Četrta
The second cycle masters study programme Law and leadership in digital society	-	Second	Fourth

Vrsta predmeta / Course type

Obvezni/Obligatory

Univerzitetna koda predmeta / University course code:

5-PVDD-MAG-VIRD-2023-14

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
20	20	20	-	-	120	6

Nosilec predmeta / Lecturer: izr. prof. dr. Petra Kleindienst / Assoc. Prof. Petra Kleindienst

Jeziki / Languages:
Predavanja / Lectures: Slovenski, angleški / Slovene, English
Seminar / Seminar: Slovenski, angleški / Slovene, English

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:

Vpis v drugi letnik in opravljena predmeta:
 - Pravni viri, komuniciranje in pisanje besedil v pravu ali drug primerljiv predmet.
 - Raziskovalna metodologija ali drug primerljiv predmet.

Prerequisites:

Enrolment in second year and completed courses:
 - Legal sources, communication, and legal writing or similar course.
 - Research methodology or similar course.

Vsebina:

Predmet predstavlja praktično predpripravo na izvedbo raziskovanja za potrebe magistrske naloge. Pri predmetu študent/ka razvije načrt za izvedbo magistrske naloge, ki vključuje reševanje konkretnega, aktualnega in kompleksnega problema, ki je vsebinsko vezan na presečišče prava in vodenja. Pri tem poglobi in kritično ovrednoti do sedaj pridobljena teoretična in metodološka znanja.

Content (Syllabus outline):

The subject represents the practical preparation for conducting a research needed for the thesis. The student develops the plan for the implementation of her/his masters' thesis, which involves addressing a concrete, actual and complex problem that is found at the intersection of law and leadership. Through this process she/he deepens and critically evaluates the theoretical and methodological skills acquired so far.

Študentje na začetku predmeta, praviloma v sodelovanju z zunanjo organizacijo, identificirajo raziskovalni problem iz področja, ki jih strokovno zanima in oblikujejo načrt za svoj raziskovalni projekt, praviloma v navezavi na svojo predvideno magistrsko nalogo. To vključuje:

- oblikovanje raziskovalnih vprašanj in/ali hipotez, konceptov in navezavo na teorije;
- formuliranje namena raziskave in raziskovalnih ciljev;
- izbor in utemeljitev raziskovalne metodologije;
- načrt implementacije raziskovalnega projekta;
- pričakovanja glede rezultatov;
- utemeljitev praktične relevantnosti.

Študenti prek medsebojnega kolegialnega recenziranja raziskovalnih načrtov pomagajo drug drugemu pri izpopolnitvi osnutkov raziskovalnih načrtov in oblikovanju končnih verzij.

At the beginning of the course, students typically in cooperation with the external institution, identify a research problem from the field of their professional interest and develop a plan for their research project, typically linked to their master's thesis. This includes:

- developing research questions and/or hypotheses, concepts and connections to the theories;
- formulation of research purpose and objectives;
- selection and argumentation of selected research methodology;
- plan of research project implementation;
- expectations regarding the results;
- argumentation of practical relevance.

Through mutual peer reviews of research plans, students assist each other to improve their draft research plans and formulate the final versions.

Temeljni literatura in viri / Readings:

- Novak, Marko. 2021. Pravna argumentacija v teoriji in praksi. Ljubljana: Uradni list RS.
- Avbelj, Matej et al. 2020. Metodologija znanstvenega raziskovanja. Nova Gorica: Nova Univerza.
- Tematsko relevantni osnutki raziskovalnih načrtov/ Thematically relevant drafts of research plans.
- Literatura, zakonodaja in sodna praksa, relevantna za izbrani raziskovalni problem. / Literature, legislation and case law relevant for selected research problem.

Splošne kompetence:

- Sposobnost pridobivanja, selekcije, ocenjevanja in umeščanja novih informacij za reševanje pravnih vidikov poslovnih problemov.
- Usposobljenost za prenos teoretičnega pravnega znanja v prakso z zmožnostjo reševanja primerov, tudi zahtevnejših, pri obravnavi katerih je nujno povezovanje različnih pravnih področij.
- Sposobnost iskanja pravnih virov, njihove interpretacije in uporabe pravne argumentacije pri pravni obravnavi konkretnih poslovnih situacij.
- Veščine učinkovite uporabe splošnih metodoloških orodij, tj. izvajanje, koordiniranje in organiziranje raziskav,

General competences:

- Ability to acquire, select, evaluate and deploy new information to solve legal aspects of business problems.
- Ability to transfer theoretical legal knowledge into practice with the ability to solve business cases, which require the integration of different legal fields.
- The ability to find legal sources, interpret them and use legal argumentation in the legal treatment of concrete business situations.
- Development of skills in the effective use of general methodological tools, i.e. implementation, coordination and organization of research, use of various research methods and techniques.

<p>uporaba raznih raziskovalnih metod in tehnik.</p> <ul style="list-style-type: none"> • Zavedanje pomena kakovosti pri pravniškem delu in prizadevanje za kakovost strokovnega dela. • Sposobnost avtonomnega mišljenja, razvoj samoiniciativnosti, samorefleksivnosti in sposobnost učinkovite samoevalvacije. • Sposobnost družbeno odgovorne in kritične ocene različnih pravnih rešitev poslovnih problemov. <p>Predmetno-specifične kompetence:</p> <ul style="list-style-type: none"> • Sposobnost identificiranja konkretnih problemov na presečišču prava in vodenja, vezanih na institucije v okolju. • Sposobnost iskanja in razvrščanja relevantnih znanstvenih in strokovnih del ter pravnih virov za pripravo raziskovalnega načrta. • Sposobnost operacionalizacije teoretičnih konceptov na visoki zahtevnostni ravni zahtevnosti in njihovo združevanje s praktičnimi problemi na presečišču prava in vodenja. • Sposobnost formulacije in zagovarjanja raziskovalnega načrta na najvišji zahtevnostni ravni. • Sposobnost kritičnega presojanja raziskovalnih načrtov. 	<ul style="list-style-type: none"> • Awareness of the importance of quality in legal work and striving for the quality of professional work. • The ability to think autonomously, the development of self-initiative, self-reflexivity, and the ability to perform effective self-evaluation. • The ability to socially responsible and critically assess various legal solutions to business problems. <p>Subject-specific competences:</p> <ul style="list-style-type: none"> • The ability to identify concrete problems at the intersection of law and leadership, related to the institutions in the environment. • The ability of selection and classification of relevant academic and professional literature as well as legal sources for preparation of research plan. • The ability of operationalization of theoretical concepts at the most advanced level, combining them with practical problems at the intersection of law and leadership. • The ability of formulation and defence of a research plan at the most advanced level. The ability to critically evaluate the research plans.
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<p>Predvideni študijski rezultati (znanja, razumevanje, spretnosti, ki jih bodo pridobili študenti)</p> <p>Študenti bodo sposobni:</p> <ul style="list-style-type: none"> • prepoznati in opredeliti kompleksen raziskovalen problem na presečišču prava in vodenja; • na temelju predstavljenega kompleksnega problema znati oblikovati relevantno raziskovalno vprašanje in, kadar je to primerno, tudi hipoteze; • v relevantnih bazah podatkov in pravnih virih znati poiskati ključne koncepte in teorije, s katerimi pripravijo konceptualni okvir raziskave; • načrtovati celoten raziskovalni postopek, od operacionalizacije in izbora raziskovalne metode, do zbiranja, analize in interpretacije podatkov; 	<p>Intended learning outcomes (Knowledge and understanding, skills, gained by students)</p> <p>Students will be able to:</p> <ul style="list-style-type: none"> • Identify and define a complex research problem at the intersection of law and leadership; • Based on the presented complex problem know how to formulate relevant research question and, when necessary, the hypotheses; • In relevant databases, and legal sources can find the key concepts and theories which draw up the conceptual framework of research; • Plan the entire research process from operationalization and selection of research method to the collection, analysis and interpretation of data;
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<ul style="list-style-type: none"> • kritično presojati delo svojih kolegov prek kolegialnih recenzij; • učiti se iz kritičnih presoj, ki jih prejmejo od kolegov, in na tej podlagi izpopolnjevati načrt svojega raziskovalnega dela. 	<ul style="list-style-type: none"> • Critically evaluate the work of their peers through peer reviewing; • Learn from critical reviews provided by their peers and, on this basis, improve the plan of their research work.
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Metode poučevanja in učenja:

Oblike dela:

Frontalna oblika poučevanja
Delo v manjših skupinah oz. v dvojicah
Samostojno delo študentov
E-izobraževanje (kot podpora za sodelovalno delo študentov in za vodeno ali samostojno raziskovanje)

Learning and teaching methods:

Types of learning/teaching:

✓	Frontal teaching
✓	Work in smaller groups or pair work
✓	Independent students work
✓	E-learning (as support for collaborative student work and for guided or independent research)

Metode (načini) dela:

Razlaga
Razgovor/ diskusija/debata
Delo z besedilom
Proučevanje primera
Igra vlog
Nastop in in predstavitev študentov
Reševanje nalog
»Terenske vaje« (npr. obisk sodišča, tožilstva, pravnih strokovnjakov, podjetij)
Vključevanje gostov iz prakse (pravnih strokovnjakov, predstavnikov organizacij)
Uporaba orodij v spletni učilnici oziroma drugih sodobnih IKT orodij (forumske razprave, analize primerov, delo z besedilom, kvizi ipd.)

Teaching methods:

✓	Explanation
✓	Conversation/discussion/debate
✓	Working with texts
✓	Case studies
✓	Roleplay
✓	Presentations
✓	Solving exercises
x	Field work (e.g. court or company visits, visits to legal practitioners)
✓	Inviting guests from different organizations (legal practitioners)
✓	Use of tools in the online classroom or other modern ICT tools (forum discussions, case studies, text work, quizzes, etc.)

Načini ocenjevanja:

Krajši pisni izdelki
Daljši pisni izdelki
Javni nastop ali predstavitev
Končno ocenjevanje znanja (pisni/ustni izpit): pisni izpit
Drugo - sprotno preverjanje in ocenjevanje znanja v obliki izdelave analize sodne prakse, izdelave posamičnih pravnih aktov (odločbe, mnenja), izdelave enostavne pogodbe, projektno delo, kolokvij, e-test

Delež (v %) / Weight (in %)

60
x
40
x
x

Assessment:

Short written assignments
Long written assignments
Presentations
Final examination (written/oral exam): written exam
Other - ongoing verification and evaluation of knowledge: izdelave analize sodne prakse, izdelave posamičnih pravnih aktov (odločbe, mnenja), izdelave enostavne pogodbe, project work, colloquium, e-test

Obveznosti študenta:

Končni načrt raziskave, ki ga pripravi in predstavi študent/ka.
Dve kolegialni recenziji osnutkov načrtov raziskav drugih študentov, ki ju pripravi in predstavi študent/ka.

Students' obligation:

Final research plan, prepared and presented by the student.
Two peer reviews of the draft research plans of other students, prepared and presented by the student.

Reference nosilca / Lecturer's references:

- **KLEINDIENST, Petra.** Building a qualitative research framework for researching how human dignity is realised in judicial proceedings. *Research in social change*. In the press.
- **KLEINDIENST, Petra.** Economic and social security in EU: reforming Slovenian law on social entrepreneurship. *Research in social change*. May 2019, vol. 11, iss. 2, str. 14-34. ISSN 1855-4202.
- **KLEINDIENST, Petra.** Understanding the different dimensions of human dignity: analysis of the decision of the Constitutional Court of the Republic of Slovenia on the "Tito street" case. *Danube: law and economics review*. [Printed ed.]. 2017, vol. 8, no. 3, str. 117-147, ilustr. ISSN 1804-6746.
- **KLEINDIENST, Petra.** The EU strategies and policies on artificial intelligence and their impact on fundamental values. V: RONČEVIČ, Borut (ur.), CEPOL, Victor (ur.). *Technologies and Innovations in Regional Development: the European Union and its strategies*. Berlin [etc.]: Peter Lang, 2022, str. 31-48. ISBN 978-3-631-83806-8, ISBN 978-3-631-83890-7, ISBN 978-3-631-83891-4.
- **KLEINDIENST, Petra, TOMŠIČ, Matevž.** Human dignity as the foundation of democratic political culture: legal and philosophical perspective. *Law, culture and the humanities: a publication of the Association for the study of law, culture and humanities*. 2022, vol. 18, iss. 2, str. 385-404. ISSN 1743-8721.
- AVBELJ, Matej, BARDUTZKY, Samo, DEŽMAN, Aljoša, FARMANY, Polona, GALIČ, Aleš, GRAD, Franc, IGLIČAR, Albin, IVANC, Blaž, JAMBREK, Peter, KAUČIČ, Igor, KERŠEVAN, Erik, **KLEINDIENST, Petra**, KNEZ, Rajko, KOVAČ, Polonca, MOŽINA, Damjan, PIRNAT, Rajko, PODLIPNIK, Jernej, ŠEPEC, Miha, ŠTRUS, Dušan, ŠTURM, Lovro, TERŠEK, Andraž, TOPLAK, Jurij, TRSTENJAK, Verica, VALENTINČIČ, Dejan, ZAGORC, Saša, ŽUBER, Bruna, ZAGRADIŠNIK, Renata, LETNAR ČERNIČ, Jernej, ZIDAR, Andraž, DROBEŽ, Eneja, VATOVEC, Katarina, ČEBULJ, Janez (avtor, član uredniškega odbora), FERK, Petra, FERK, Boštjan, MULEC, Breda, NERAD, Sebastian, PETRIČ, Ernest, BOŠNJAK, Marko, ERBEŽNIK, Anže, MAVČIČ, Arne, et al., AVBELJ, Matej (urednik). *Komentar Ustave Republike Slovenije: [znanstvena monografija]*. 1. natis. Nova Gorica: Nova univerza, Evropska pravna fakulteta, 2019. 2 zv. (725; 519 str.). ISBN 978-961-6731-26-3, ISBN 978-961-6731-27-0, ISBN 978-961-6731-28-7.
- **KLEINDIENST, Petra.** The realization of human dignity in judicial proceedings: presentation at the 14th Slovenian Social Science Conference, Back to history: coping with re-emerging social challenges for humanity, June 17-18, 2022, Slovenia.