

# **TOURISM LAW**

**COURSE LEVEL:** Master  
**ECTS CREDITS:** 7ECTS  
**COURSE COORDINATOR:** Mitja Kovač Ph.D.

**COURSE GOALS:** This course offers an introduction to the law in tourism for students who are not graduates in or acquainted with the law. The course starts with a description of the basic legal principles, rules and institutions in the tourism law. In the second part of the course basic principles of civil law in relation to tourism business, such as good faith, fraud, mistake, force majeure and reasonableness, will be discussed. Another part of the course covers themes of contract law and tort law. Problems of validity of contracts, non-performance of contracts, the difference between negligence and strict liability, problems of causation and legal rules governing the foundation, incorporation, organization and closure of touristic firms and other business entities and forms of tourism entities are some of the most important topics of this course.

**COURSE CONTENT:**

1. Introduction
2. Company law (touristic entities)
  - 3.1. The Company Law Directives
  - 3.2. The General Partnership, Limited Partnership and Silent Partnership
  - 3.3. Close Corporations and Public Corporation
  - 3.4. Group of Companies
  - 3.5. Economic interest grouping; European economic interest grouping
  - 3.6. Bankruptcy and Corporate Insolvency
  - 3.7. Current Trends and future possibilities in touristic company law of the EU and USA
4. Introduction to the Law of Obligation
  - 4.1. The Essentials of a Contract
  - 4.2. Rights to Real-estate property rights
  - 4.3. The Essentials of Contracts: Offer and Acceptance, Consideration and the Intention to create Legal Relations, force majeure, unforeseen contingencies, cancellation, unilateral termination, liabilities, damages, liquidated damages, penalty clauses
5. Contracts for the touristic services
  - 5.1. The remedies of the seller and the buyer
  - 5.2. Rights of the unpaid Seller against the Goods and Actions for breach of the Contract
6. Consumer protection
7. Payment and the liabilities of the parties
8. Case study

**COURSE WORKPLAN:**

Enrolled students should actively participate at classes, practical exercises, seminars, excursions and should prepare a substantial seminar paper. Completion of the seminar paper is an compulsory obligation, where the main goal and objective is the expansion of the knowledge from the related course's topics. Students should either work alone (8 pages long substantial part) or in pairs (16 pages long substantial part). Paper titles are picked from proposed list of topics. After choosing a title, students should fill in and submit an application with a short abstract proposal. After the acceptance of abstracts student proceed with the paper completion (completed papers are at the end presented at the student conference).

**COURSE GRADE SYSTEM:**

- written exam - 50%
- seminar paper - 40%
- written mid-term exam - 10%