

Module description: Debt Enforcement and Bankruptcy Law		
Module Code	w.BA.XX.3SchuKo-BL.XX	
ECTS Credits	3	
Language of Instruction/Examination	German	
Module Description	Students learn the principles of the enforcement of monetary claims.	
Organizational Unit	Institut für Unternehmensrecht	
Module Coordinator	Benjamin Enz	
Program and Specialization	<ul style="list-style-type: none"> • Business Law 	
Legal Framework	Academic Regulations BSc dated 29.01.2009, for the degree programs in Business Administration, International Management, Business Information Technology, Business Law, Business Law and Applied Law, first adopted on 12.05.2009	
Module Category	Module Type Compulsory	Program Phase Main Study Period
Prerequisite Knowledge	Swiss civil procedure law	
Contribution to Program Learning Objectives (by the concerned Module)	<ul style="list-style-type: none"> • Professional Competence • Methodological Competence • Social Competence • Self-Competence 	
Contribution to Program Learning Objectives	<p>Professional Competence</p> <ul style="list-style-type: none"> • Knowing and Understanding Content of Theoretical and Practical Relevance • Apply, Analyze, and Synthesize Content of Theoretical and Practical Relevance <p>Methodological Competence</p> <ul style="list-style-type: none"> • Problem-Solving & Critical Thinking • Scientific Methodology • Work Methods, Techniques, and Procedures • Information Literacy • Creativity & Innovation <p>Social Competence</p> <ul style="list-style-type: none"> • Written Communication • Oral Communication • Teamwork & Conflict Management • Intercultural Insight & Ability to Change Perspective <p>Self-Competence</p> <ul style="list-style-type: none"> • Self-Management & Self-Reflection • Ethical & Social Responsibility • Learning & Change 	
Module Learning Objectives	<p>Students...</p> <ul style="list-style-type: none"> • can name the legal sources, basic terms, and functionalities of enforcement law. • are able to implement the debt enforcement options of the Swiss Debt Enforcement Act in practical cases. • can translate the application-oriented basic knowledge into correct legal measures. • can develop debt collection strategies in a practical manner. • are able to relate facts of life to the enforcement of monetary claims and recognize the roles of the parties involved (debtors, creditors, and debt enforcement and bankruptcy offices) and allocate their functions and tasks in terms of time. 	

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Module Content	<ul style="list-style-type: none">Basics of the enforcement of monetary claims under the Swiss Debt Enforcement and Bankruptcy ActInitiation proceedings under the Swiss Debt Enforcement and Bankruptcy Act as well as legal remedies and appealsEnforcement of seizures and realization of pledgesBankruptcy proceedingsActio paulianaArrestProbate proceedings																																						
Links to other modules	This module is linked to the following modules:																																						
Digital Learning Resources	<ul style="list-style-type: none">Practice and Application Exercises (with Key)Case Studies (with Key)																																						
Methods of Instruction	<ul style="list-style-type: none">Literature ReviewCase StudiesProblem-Oriented TeachingExercisesApplication TasksLecture		Social Settings Used: <ul style="list-style-type: none">Individual WorkPair Work																																				
Type of Instruction	<table><tr><th></th><th>Classroom Instruction</th><th>Guided Self-Study</th><th colspan="2">Autonomous Self-Study</th></tr><tr><td>Large Class</td><td>-</td><td>-</td><td colspan="2"></td></tr><tr><td>Small Class</td><td>28 h</td><td>-</td><td colspan="2"></td></tr><tr><td>Group Instruction</td><td>-</td><td>-</td><td colspan="2"></td></tr><tr><td>Practical Work</td><td>-</td><td>-</td><td colspan="2"></td></tr><tr><td>Seminar</td><td>-</td><td>-</td><td colspan="2"></td></tr><tr><td>Total</td><td>28 h</td><td>0 h</td><td colspan="2">62 h</td></tr></table>					Classroom Instruction	Guided Self-Study	Autonomous Self-Study		Large Class	-	-			Small Class	28 h	-			Group Instruction	-	-			Practical Work	-	-			Seminar	-	-			Total	28 h	0 h	62 h	
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Performance Assessment	<table><tr><th colspan="2">End-of-module exam</th><th>Form</th><th>Length (min.)</th><th>Weighting</th></tr><tr><td colspan="2">Written exam</td><td>Specified documentation</td><td>60</td><td>100.00</td></tr><tr><td colspan="2">Permitted Resources</td><td>Spec. calculator acc. to leaflet "Utilities"</td><td colspan="2">With dictionary</td></tr><tr><td colspan="5"></td></tr><tr><th>Others</th><th>Assessment</th><th>Format</th><th>Length (min.)</th><th>Weighting</th></tr><tr><td>-</td><td>-</td><td>-</td><td>-</td><td>-</td></tr></table>				End-of-module exam		Form	Length (min.)	Weighting	Written exam		Specified documentation	60	100.00	Permitted Resources		Spec. calculator acc. to leaflet "Utilities"	With dictionary							Others	Assessment	Format	Length (min.)	Weighting	-	-	-	-	-					
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Classroom Attendance Requirement	None																																						
Compulsory Reading	<ul style="list-style-type: none">Spühler, K. & Dolge, A. (2020). Schuldbetreibungs- und Konkursrecht II. 8th edition. Zürich: Schulthess. ISBN 978-3-7255-8029-3.Spühler, K. & Dolge, A. (2020). Schuldbetreibungs- und Konkursrecht I. 8th edition. Zürich: Schulthess. ISBN 978-3-7255-8089-7.Swiss Debt Enforcement and Bankruptcy Act																																						
Recommended Reading	<ul style="list-style-type: none">Pellascio, M. (2019). Repetitorium Schuldbetreibungs- und Konkursrecht. Zürich: Orell Füssli. ISBN 978-3-280-07423-7. (According to the publisher, a new edition is being planned. If this has already been published, the new edition is recommended).																																						
Comments																																							