Zurich University of Applied Sciences
School of Management and Law

Valid from 2024.HS

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	IUR Ltg.
Module Coordinator	Jean-Daniel Schmid
Program and Specialization	• 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)	• Professional Competence • Methodological Competence • Social Competence • Self-Competence
Contribution to Program Learning Objectives	**Professional Competence** • Knowing and Understanding Content of Theoretical and Practical Relevance • Apply, Analyze, and Synthesize Content of Theoretical and Practical Relevance **Methodological Competence** • Problem-Solving & Critical Thinking • Scientific Methodology • Work Methods, Techniques, and Procedures • Information Literacy • Creativity & Innovation **Social Competence** • Written Communication • Oral Communication • Teamwork & Conflict Management • Intercultural Insight & Ability to Change Perspective **Self-Competence** • Self-Management & Self-Reflection • Ethical & Social Responsibility • Learning & Change
Module Learning Objectives	Students... • 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

- Basics of the enforcement of monetary claims under the Swiss Debt Enforcement and Bankruptcy Act
- Initiation proceedings under the Swiss Debt Enforcement and Bankruptcy Act as well as legal remedies and appeals
- Enforcement of seizures and realization of pledges
- Bankruptcy proceedings
- Actio pauliana
- Arrest
- Probate proceedings
- Overview of international insolvency law

Links to other modules

This module is linked to the following modules:

Digital Learning Resources

- Practice and Application Exercises (with Key)
- Case Studies (with Key)

Methods of Instruction

- Literature Review
- Case Studies
- Exercises
- Problem-Oriented Teaching
- Application Tasks
- Lecture

Social Settings Used:

- Pair Work
- Individual Work

Type of Instruction

	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**

Performance Assessment

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
-	-	-	-	-

Classroom Attendance Requirement

None

Compulsory Reading

- Spühler, K. & Dolge, A. (2020). Schuldbetreibungs- und Konkursrecht II. 8th edition. Zürich: Schulthess. ISBN 978-3-7255-8029-3.
- Swiss Debt Enforcement and Bankruptcy Act
- Spühler, K. & Dolge, A. (2020). Schuldbetreibungs- und Konkursrecht I. 8th edition. Zürich: Schulthess. ISBN 978-3-7255-8089-7.

Recommended Reading

- 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