

Course Description

Compulsory subjects: (18 credits)

ML601 Legal Research Methodology - In- Depth Studies

This course includes a "general" curriculum and a "specific" curriculum. The general curriculum deals with studying various scientific research methods. The specific curriculum addresses an in-depth study of the conceptual framework of legal research curricula and their classifications in the legal studies field through addressing the scientific and legal research curriculum, its types, progress and development, and preference over research methods in the social and natural sciences. It also addresses the curriculum applications in the legal studies field.

MCL620 Law of Commerce - In- Depth Studies

The course includes an in-depth legal study of commerce of law topics. The General curriculum deals with studying Bahraini trade law in terms of its sources, the scope of application and relationship with other branches of law, the legal system for business, and the obligations of the commercial profession. The specific curriculum deals with an in-depth study of one of the topics of the general curriculum, such as commercial contracts (e.g. the commercial mortgage contract) in terms of its meaning, characteristics, composition, consequences and expiry, or any topic of the general curriculum as deemed appropriate by the lecturer and approved by the concerned department.

MCL 621 Commercial Companies - in Depth Studies

The course deals with an in-depth legal study of commercial companies. The general curriculum addresses the commercial companies in terms of the company's contract definition, its forms, and its formal and substantive aspects. The specific curriculum deals with an in-depth study of one of the commercial companies topics, such as studying the contract of one of the commercial companies types (such as a joint stock company) in terms of formation and the effects that result from the company's contract, such as the emergence, management, liquidation and dissolution of a new legal person, or any topic of the general curriculum that the course lecturer deems appropriate and approved by the concerned department.

MCL623 Industrial and Commercial Property Laws - in Depth Studies

The course deals with an in-depth legal study of the industrial and commercial property elements as a part of intellectual property. The general curriculum deals with the industrial and commercial property study in terms of its concept, the legal nature of these rights, types of the rights, and historical development of the legal regulation of industrial and commercial property, whether at the level of national legislation or international agreements. The specific curriculum deals with an in-depth analysis of its most important elements, such as the trademark in terms of its concept, the ownership system, its protection, its relationship to the electronic address and acts of unfair competition, or any in-depth topic within the elements of industrial and commercial property that the course lecturer deems appropriate and approved by the concerned department.

MCL624 International Trade Contracts – in Depth Studies

This course includes a general curriculum that deals with an in-depth legal study of the legal system of international trade in terms of its nature, scope and the most important international commercial contracts. The specific curriculum deals with an in-depth study of the United Nations Convention on Contracts for the International Sale of Goods in terms of the scope of application of the Convention, excluded sales, the obligations of the parties or addressing any of the topics of international trade contracts in detail after the concerned department approval.

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MCL630 Methods of Settling Commercial Disputes – In Depth Studies

This course includes a general curriculum, which studies the methods of settling commercial disputes, such as the judiciary, arbitration, reconciliation, and arbitration (conciliation), in the light of Bahraini and comparative law and international conventions. The specific curriculum deals with an in-depth study of one of the general curriculum topics, such as arbitration procedures, the stage of issuing an arbitral award, and the methods of appealing and cancellation that are contained in the Bahrain Arbitration Law, the UNCITRAL Model Law, comparative law and international agreements, or any topic that the course lecturer deems appropriate and approved by the concerned department.

Elective Courses: (9 credit hours)

MCL625 Commercial Papers - In- Depth Studies

This course deals with an in-depth study of commercial papers. The general curriculum deals with the commercial papers study in terms of their types, characteristics, functions and basic rules (bill of exchange, cheque, and balance sheet). The specific curriculum deals with an in-depth study of one of the general curriculum topics, such as trading of commercial papers (endorsement and manual handling), how commercial papers are traded by endorsement, types of endorsement, terms of each type, its effects and guarantees, the legal status of the parties to endorsement, or any topic of commercial papers in a detailed manner or any topic that the course lecturer deems appropriate and approved by the concerned department.

MCL626 Banking Operations - In- Depth Studies

The course deals with an in-depth study of the banking operations and the basis on which banks carry out various operations at the national and international levels. The general curriculum deals with the study of the legal rules regulating banking, bank accounts, finance and banking services. The specific curriculum deals with an in-depth study of the most important credit banking operations offered by banks, which are concentrated in documentary credit in terms of its definition, nature, characteristics, types, provisions for document auditing and their conformity criteria, the bank's responsibility to accept and implement documents and their risks, or addressing any topic within banking operations in a detailed manner as the course lecturer deems appropriate and approved by the concerned department.

MCL 627 Stock Market and Securities Laws - In-Depth Studies (E)

This course includes a "general programme" and a "specific programme". The general programme deals with the provisions on the concept of the stock market, the market objectives and its growth, the legal personality of the market, as well as the board of directors of the market and its terms of reference, the market manager and employees, the specialized organs, the disciplinary and arbitration committee, market members, and monitoring and listing and trading securities in the market. The specific programme deals with market finance, such as mechanisms used by the market, deposit system, clearing, definition of financial broker and the description of his significant functions, and the detailed provisions stipulated under Law No. (57) of 2009 regarding Bahrain Stock Exchange, and Establishing and Regulating the Internal Regulations of Bahrain Stock Exchange or any other topic related to the course and approved by the concerned department.

MCL 628 Law to Encourage and Protect Competition- In- Depth Studies (E)

The curriculum of this course includes a "general" and a "specific" programme. The general programme aims to provide the learners with critical knowledge and understanding related to

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promotion and Protection of Competition Law which affecting the wealth of a country; as well as the concept of competition and its nature, the scope of investment and its Mechanisms to encourage it, at the level of national and Regional. The "specific" programme contains a detailed and analytical comparative study of one of the topics of the "general" programme, as abuse of dominant position and the exceptions it or what is approved by the concerned department.

MCL629 Maritime Law - In-Depth Studies

This course includes a "general" curriculum and a "specific" curriculum. The general curriculum includes the study of maritime navigation in terms of its definition, characteristics and types, and the related contracts. The specific curriculum includes a topic of maritime law and studying its in-depth analytical studies, such as the maritime transport contract and maritime carrier's legal liability under the contract, where the provisions related to this contract are studied, where the provisions relating to this contract are examined in terms of stating the necessary terms for concluding the contract and the parties thereto, how the contract is concluded and its implications, examining the bill of lading and the liability of the maritime carrier, or any topic of the specific curriculum as deemed appropriate by the lecturer and approved by the concerned department.

MCL 641 Reorganisation and Bankruptcy Law – In Depth Studies

The course includes a "general" curriculum and a "specific" curriculum. The general curriculum includes the bankruptcy study in terms of its definition, characteristics, purpose, types, and the conditions required by the reorganisation act and the bankruptcy. The specific curriculum includes an in-depth study of one of the topics of the reorganisation act and bankruptcy, such as imitating bankruptcy procedures, debtors and creditors lawsuits to initiate bankruptcy procedures and decide on their requests, or any topic of the specific curriculum that the course lecturer deems appropriate and approved by the concerned department.

ML611 Civil Law - In-Depth Studies

This course includes a "general" curriculum and a "specific" curriculum. The general curriculum examines some significant topics relating to private law in general, civil law and its sources, tortious liability and contractual liability and their provisions. The specific curriculum includes an in-depth study of a topic of civil law, such as the civil liability of the doctor, the provisions of the promise of an award through modern means of communication in the Civil Code, franchise agreements, liability for nuclear and radiological damage, civil liability of the real estate broker, civil liability of the judicial expert, personal data protection, compensation for variable damage under civil liability, or any other topic as deemed appropriate the lecturer deems and approved by the concerned department.

ML615 Electronic Communications and Transactions Law - in depth studies

This course includes a general and a specific curriculum. The general curriculum addresses a domestic in-depth legal study of the Electronic Communications and Transactions Law No. 54 of 2018 and a regional study in terms of concluding the electronic contract and the law applicable to electronic contracts and finding potential solutions to these difficulties. The specific curriculum addresses an in-depth analysis of one of the course topics, such as the authenticity of electronic records or any topic of electronic communications and transactions as deemed appropriate by the lecturer and approved by the department.

Course Description

Thesis (MCL 600) - (9 credit hours)

MCL 600 Thesis

Thesis According to the specialized scientific research steps, this course is designed to prepare students to plan and implement an independent Master's Thesis in Commercial Law. The student is expected to use the skills of higher levels to conduct a critical evaluation of information to investigate a complex case and create creative solutions by adopting a structured methodology, reviewing the literature and analysing the relevant data, in order to reach research conclusions and appropriate recommendations that it shall contribute to achieving qualitative development at the professional and community levels. In the final version, the Thesis is subject to public defence, and its evaluation is based on the written and oral presentation, which are prepared according to the Thesis Handbook at Applied Science University.

(Pre-requisite: 21 Credit Hours including the Legal Research Methodology - In-Depth Studies (ML 601). In accordance with the postgraduate regulations in the ASU.