**LAW 4212 CIVIL PROCEDURE II**

**Course Description**

This is a continuation of the study of law of civil procedure under LAW 4110. It covers the later part of court procedures especially judgments, appeals and enforcement of judgments. Prior understanding of Civil Procedure I is required.

**Course Outline**

The trial, summoning, attendance and examination of witnesses. Affidavits, judgments, orders and decrees. Execution. Summary judgment on specially endorsed plaints. Procedure in magistrate’s courts. Appeals, review. Special procedure in divorce and matrimonial causes. Procedural rules and the technicalities of law and the administration of justice. Procedure in constitutional cases, enforcement of judgments including foreign judgments, introduction to alternative dispute settlement.

**Course Objectives**

The course covers statutory law, rules of procedure and practice. Students in the course are expected to have:

1. To be exposed to the trial process under ordinary civil procedure rules.
2. Understand all special procedures.
3. To know the procedures for enforcement of judgments.
4. To understand alternative disputes resolution mechanisms.
5. To discuss areas for reform in civil litigation and other forms of dispute resolution..

**Learning Outcomes**

At the end of the course, students are expected to:

1. To invoke the most appropriate procedures in terms of efficiency, time and costs.
2. To follow judgments and accomplish total execution.
3. Seek and negotiate effective out of court settlements.

**Methods of Instruction**

1. At the commencement of the course, students are availed with reading lists, which indicate the topics to be covered, and the respective reading materials for the respective topics. It is expected that the student uses this list in preparation for each lecture.
2. The students are introduced to each topic and guided on the principles therein. Thereafter, students will be given problem questions for discussion in class. Students are further encouraged to also formulate their problems for discussion during the lectures.

**Assessment**

1. A coursework will be administered during the coursework week to be marked out of 30 marks.
2. An examination will be given at the end of the semester to be marked out of 70 marks.