LAW 4218 HIRE PURCHASE AND BANKRUPTCY

**Course Description**

This course explores the causes and consequences of the law governing both individual and corporate inability to pay debts.

**Course Content**

Bankruptcy, historical background and law applicable; Definition and nature of bankruptcy; the doctrine of fresh start, from petition, conditions of bankruptcy, procedure in bankruptcy - form the demand and filing of the bankruptcy petition to the adjudication order, distribution of the property; proof of debts and priorities, duties/obligations of the trustee in bankruptcy; discharge of the debtor, bankruptcy offences.

**Course Objectives**

1. To introduce students to the domestic application of concepts of the legal ramifications of the Debtor – Creditor relationship in Ugandan law at both the individual and business association levels.
2. To introduce students to the relevant statutes and principles that apply to the said concepts in this jurisdiction
3. To offer students a firm ground in the practical aspects of Insolvency Law in Uganda and how these interact with other masses of the Ugandan law.
4. To offer students a thorough grasp of the practical aspects and consequences of Insolvency Law in Uganda.

**Learning Outcomes**

At the end of this course, students should be able to:

1. Articulate all the statutory aspects of Insolvency legislation in Uganda
2. Integrate the common law and domestic legal regimes on Insolvency Law in Uganda
3. Discuss each of the arising obligations and decipher the various rights and obligations arising from Insolvency Law property in Uganda
4. Solve all problems practical, theoretical, philosophical or otherwise that arise in the spectrum of Insolvency Law in Uganda.

**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.