

UČNI NAČRT PREDMETA / COURSE SYLLABUS

Predmet: Pravo socialne varnosti
Course title: Social Security Law

| Študijski program in stopnja Study programme and level | Študijska smer Study field | Letnik Academic year | Semester Semester |
|---|---|-------------------------|----------------------|
| Psihosocialna pomoč (VS) / Psychosocial support (BA) | Program nima smeri / Program has a single course | Prvi / First | Drugi / Second |
| Prva stopnja / First level | | | |

Vrsta predmeta / Course type

Obvezni / Compulsory

Univerzitetna koda predmeta / University course code:

PSV / SSL

| Predavanja Lectures | Seminar Seminar | Vaje Tutorial | Klinične vaje work | Druge oblike študija | Samost. delo Individ. work | ECTS |
|------------------------|--------------------|------------------|-----------------------|-------------------------|----------------------------------|------|
| 20 | | 40 | | | 120 | 6 |

Nosilec predmeta / Lecturer:

Doc. dr. Petra Kleindienst / Assist. Prof. Petra Kleindienst, Ph.D.

**Jeziki /
Languages:**

**Predavanja /
Lectures:** Slovenski / Slovenian, Angleški / English

Vaje / Tutorial: Slovenski / Slovenian, Angleški / English

**Pogoji za vključitev v delo oz. za opravljanje
študijskih obveznosti:**

Ni posebnih pogojev.

Prerequisites:

No special prerequisites.

Vsebina:

UVOD

- Osnove prava

SPLOŠNI DEL PRAVA SOCIALNE VARNOSTI

- Splošno o pravu socialne varnosti, delitev in umestitev prava socialne varnosti, opredelitev temeljnih pojmov
- Materialno in formalno pravo socialne varnosti
- Koncept socialne države
- Socialna pravičnost
- Sistem socialne varnosti: socialno zavarovanje in socialno varstvo
- Socialnopravno razmerje
- Socialni upravni postopek in socialni spor

POSEBNI DEL PRAVA SOCIALNE VARNOSTI

- Zavarovanje za primer brezposelnosti
- Sistem pokojninskega zavarovanja
- Socialna varnost invalidov
- Zdravstvenega varstvo in zavarovanje
- Starševsko varstvo
- Družinski prejemki
- Socialno varstvo

Content (Syllabus outline):

INTRODUCTION

- Basics of law

GENERAL PART OF SOCIAL SECURITY LAW

- General information on social security law, division, and placement of social security law, the definition of basic concepts
- Substantive and formal social security law
- The concept of the social state
- Social justice
- System of social security: social insurance and social assistance
- Social security legal relationship
- Social administrative procedure and social conflict

SPECIAL PART OF SOCIAL SECURITY LAW

- Insurance against employment
- System of pension insurance
- Social security of disabled
- Health care and health insurance
- Parental protection
- Family benefits
- Social assistance

Temeljni literatura in viri / Readings:

VODOVNIK, Z., TIČAR, L. *Osnove delovnega in socialnega prava (Fundamentals of labour and social law)*. Ljubljana: GV Založba, 2018.

Osnovna zakonodaja s tega področja / Basic legislation from this area.

Gradivo, obravnavano na predavanjih in vajah. / Materials discussed during lectures and tutorials.

Priporočena literatura / Advised readings:

AVBELJ, Matej (ur.). *Komentar Ustave Republike Slovenije*. Nova Gorica: Nova univerza, Evropska pravna fakulteta, 2019.

Cilji in kompetence:

Cilj predmeta je študentu približati polje pravne regulative na področju socialne varnosti ter ga prek tega naučiti reševanja preprostejših pravnih problemov v praksi.

Pridobitev splošnih kompetenc:

- sposobnost uporabe znanja v praksi in reševanja problemov,
- občutljivost za raznolikost in družbeno neenakost,
- etična refleksija in zavezanost profesionalni etiki.
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Pridobitev predmetno-specifičnih kompetenc:

- zmožnost učenja, strokovnega izpopolnjevanja z visoko stopnjo samostojnosti,
- zmožnost avtonomije v izvedbi posameznih nalog v profesionalni praksi,
- sposobnost argumentiranega ter spoštljivega razpravljanja in reševanja problemov,
- zmožnost prevzemanja etične in profesionalne odgovornosti biti svetovalec,
- zmožnost avtonomno uporabljati vire za učenje konkretnih vsebin.

Objectives and competences:

The objective of the course is to broaden the knowledge of students in the field of social security law and thus to equip them with the knowledge to solve easier legal issues in practice.

Acquisition of general competences:

- ability to apply knowledge in practice as well as ability to solve problems,
- sensitivity to diversity and social inequality,
- ethical self-reflection and commitment to professional ethics.

Acquisition of course-specific competences:

- ability to learn, professional development with a high degree of independence,
- ability of autonomy in performing individual tasks in professional practice,
- ability to discuss and solve problems in a reasoned and respectful manner,
- ability to take ethical and professional responsibility as a counsellor,
- ability to use resources autonomously to learn concrete content.

Predvideni študijski rezultati:

Znanje in razumevanje:

Študent/ka:

- pozna in razume temeljne koncepte na področju socialne varnosti,
- umesti pravo socialne varnosti v okvir pravnega sistema in razume njegove značilnosti,
- razloži temeljne pravne institute na področju prava socialne varnosti in relevantno pravno terminologijo,
- razume upravno (procesno) delovanje organov na področjih socialnega varstva in zavarovanja v pristojnosti CSD, ZPIZ, ZZZS in ZRSZ,

Intended learning outcomes:

Knowledge and understanding:

Student:

- knows and understands basic concepts in the field of social security,
- places social security law within the framework of the legal system and understands its characteristics,
- explains basic legal institutes in the field of social security law and relevant legal terminology,
- understands administrative (procedural) activities of different bodies in the field of social insurances and assistance in the

- uporablja pravne instrumente in izbira ustrezna pravne poti na področju prava socialne varnosti; upoštevajoč pravo EU in mednarodno pravo,
- analizira in kritično ovrednoti osnovne pravne probleme na področju socialne varnosti ter argumentira rešitve teh problemov.

- competence of Social Work Centres, Pension and Disability, and Health Insurance Institute, and Employment Service,
- uses legal instruments and chooses legal remedies in the field of social security law, considering the EU law and international law,
 - analyzes and critically evaluates basic legal problems in the field of social security, and argues solutions to these problems.

Metode poučevanja in učenja:

- predavanja z aktivno udeležbo študentov (razlaga, diskusija, vprašanja, primeri, reševanje problemov),
- seminarske vaje (pisne refleksije strokovnih člankov, timsko delo, diskusija na obravnavane tematike vezane na predmet),
- uporaba spletne učilnice oziroma drugih sodobnih IKT orodij,
- seminarske vaje, ki temeljijo na utrjevanju znanja, problemskem učenju, dodatni razlagi, diskusiji, kritičnem razpravljanju,
- individualne in skupinske konzultacije (diskusija, dodatna razlaga, obravnava specifičnih vprašanj).

Learning and teaching methods:

- lectures with active student participation (explanation, discussion, questions, examples, case-solving),
- seminars (written reflections on scientific articles, team work, discussing presented themes),
- use of online classroom or other contemporary ICT tools,
- tutorials based on knowledge (strengthening, problem-learning, additional explanation, discussion, critical debate),
- individual and group consultations (discussion, additional explanation, consideration of specific issues).

| Načini ocenjevanja: | Delež (v %) / Weight (in %) | Assessment: |
|---|--------------------------------|--|
| Pisni izpit | 100 | Written exam |
| Ocenjevalna lestvica – skladno s Pravilnikom o preverjanju in ocenjevanju znanja. | | Grading scale - in accordance with the Rules of examination and evaluation of knowledge. |

Reference nosilca / Lecturer's references:

- Praktične izkušnje iz področja / Practical experience in the field:*
- Center za socialno delo (2010) / Center for Social Work (2010)
 - Generalni sekretariat Republike Slovenije (2010) / General Secretariat of the Government of the Republic Slovenia (2010)

Izbrane publikacije, predavanja / Selected publications, lectures:

KLEINDIENST, Petra. Komentar 21. in 34. člena Ustave Republike Slovenije. V: AVBELJ, Matej (ur.), *Komentar Ustave Republike Slovenije*. Nova Gorica: Nova univerza, Evropska pravna fakulteta, 2019.

KLEINDIENST, Petra. Economic and Social Security in EU: Reforming Slovenian Law on Social Entrepreneurship. *Research in Social Change*, ISSN 1855 – 4202, 2019, vol. 11, no. 2, pp. 14-34.

KLEINDIENST, Petra. Comprehensive understanding of human dignity. V: FILEJ, Bojana (ur.). Zbornik prispevkov z recenzijo = Proceeding book with peer review, 5. *Mednarodna znanstvena konferenca za človeka gre: interdisciplinarnost, transnacionalnost in gradnja mostov*. Maribor: Alma Mater Europea - ECM. 2017, pp. 967-974.

KLEINDIENST, Petra. Narava človekovega dostojanstva. *Raziskave in razprave*, ISSN 1855-4148, 2016, vol. 9, no. 1/3, pp. 195-232.

KLEINDIENST, Petra. Understanding the different dimensions of human dignity: analysis of the decision of the Constitutional Court of the Republic of Slovenia on the "Tito street" case. *Danube: law and economics review*, ISSN 1804-6746, 2017, vol. 8, no. 3, pp. 117-147.