Syllabus

Elements of dual education



Qualification Bachelor Branch of knowledge 29 International Relations Specialty 293 International Law Educational program – «International Law» Year: 2, Semester: 3, 4 Year: 3, Semester: 5, 6

ECTS credits: 6 Language: English

Contact information

Departament of international law and migration policy, class 5311, kaf_mpmp@wunu.edu.ua

Description of educational component

The educational component "Elements of dual education" is intended for the adaptation of higher education applicants of the first (bachelor's) level of the educational and professional program "International Law" specialty 293 International law branch of knowledge 29 International relations to the first workplace that corresponds to their educational and professional program and qualifications, increasing their motivation to obtain qualifications, improving the practical component of the educational process while maintaining a sufficient level of theoretical training, which ensures compliance with higher education standards and improving the quality of training of qualified specialists taking into account the requirements of the labor market.

Sturcture of educational component

The second year

Ho urs	Торіс	Results	Tasks
	•	The third semester	
10	Peculiarities of using terminology from international public law in a foreign language	To communicate fluently on professional issues in the national and foreign language (from among the official languages of the OECD), both orally and in writing, using professional legal terminology.	Work with international legal acts in a foreign language. Consolidation of the skills of using the conceptual apparatus of the legal profile in English practice.
Legal awareness and legal runderlying them, to		To understand the historical context of the formation of international legal norms and institutions, the values underlying them, to predict the main directions of development of international and national law.	Study of practical manifestations of legal consciousness and its relationship and interaction with law. Analysis of the impact of legal awareness on law-making and law-

		enforcement activities.
Correlation of domestic and international law	To know and understand the normative provisions, doctrines and principles of functioning of international and national legal systems, to analyze and qualify legal phenomena on this basis, to apply international legal norms and principles in the national legal system.	Analysis of the legislation of representative states of various legal families in order to clarify the place and role of norms, principles, and customs of international law.
	The fourth semester	
The main directions of harmonization of the civil legislation of Ukraine in the field of consumer rights protection with the law of the European Union	To analyze the dynamics of harmonization of Ukrainian legislation with the law of the European Union, to take into account the legal aspects of European and Euro-Atlantic integration processes in solving complex professional problems.	Work with regulatory legal acts of Ukraine and the EU in the field of consumer rights protection. Study of the peculiarities of the harmonization of the civil legislation of Ukraine in the field of consumer rights protection with the law of the European Union. Development of an individual plan for the harmonization of the civil legislation of Ukraine in the field of consumer rights protection with the law of the European Union.
The concept of representation in the civil law of foreign countries: a comparative analysis	To carry out a comparative analysis of legal systems, evaluate and argue their shortcomings and advantages, find and interpret relevant foreign legislation, provide advice on its content and application practice, assess and minimize the risks of legally significant actions, taking into account the multiplicity of legal systems and jurisdictions.	Work with national, foreign, international legislation. Analysis of the concept and types of representation in the national law of foreign countries. Study of commercial representation and mediation in the continental civil law system. Study of the peculiarities of agency representation in the Anglo- American system of law.
Civil and legal sanctions for breach of obligations under the law of various states	To provide legal support for international public relations and international private relations, to protect the rights and interests of individuals and legal entities, as well as the national interests of the state of Ukraine, through international and national legal mechanisms.	Work with the national legislation of Ukraine and foreign countries, which establish responsibility for violation of civil obligations. Study of types of sanctions. Analysis of the admissibility of the application of fines under contracts in different legal systems.
	and international law The main directions of harmonization of the civil legislation of Ukraine in the field of consumer rights protection with the law of the European Union The concept of representation in the civil law of foreign countries: a comparative analysis Civil and legal sanctions for breach of obligations under the	Correlation of domestic and international lawdoctrines and principles of functioning of international and national legal systems, to analyze and qualify legal phenomena on this basis, to apply international legal norms and principles in the national legal system.The fourth semesterThe fourth semesterTo analyze the dynamics of harmonization of Ukrainian legislation with the law of the European Union, to take into account the legal aspects of European and Euro-Atlantic integration processes in solving complex professional problems.The concept of representation in the civil law of foreign countries: a comparative analysisTo carry out a comparative analysis of legal systems, evaluate and argue their shortcomings and advantages, find and interpret relevant foreign legislation, provide advice on its content and application practice, assess and minimize the risks of legally significant actions, taking into account the multiplicity of legal systems and jurisdictions.Civil and legal sanctions for breach of law of various statesTo provide legal support for international public relations and interrests of individuals and legal entities, as well as the national interests of the state of Ukraine,

The third year The fifth semester

10	Liability for damage.	To use the case law of the European Court of Human	Working with national legislation,
		Rights, other international judicial and arbitration	international legal acts containing

		bodies, theoretical knowledge of international and national law to substantiate and defend one's own position, to protect the client's interests and for other professional purposes.	provisions on liability for damage. Analysis of the grounds for liability for damage in national and international law. Study of types of torts in national and foreign law.	
10 Peculiarities of conducting diplomatic and business correspondence in English		Draft international treaties and related documents (ratification acts, explanatory notes, etc.) in Ukrainian and foreign languages, prepare procedural documents, texts of bills, explanatory notes, comparative tables, other supporting documents for bills, conduct diplomatic and business correspondence.	Preparation of a diplomatic note to the embassy of another country with a request to clarify the position regarding the joint project on economic cooperation. Development of a diplomatic memorandum for the Minister of Foreign Affairs with a proposal for a joint initiative in the field of cultural exchange development with other countries. Preparation of a business letter to a potential partner with a request to hold a meeting to discuss opportunities for cooperation in the field of product export.	
10 Effect and validity of international agreements		To foresee the broad public consequences of the conclusion of international agreements, other diplomatic or international legal actions, adoption of domestic legal acts, to identify relevant risks and prevent threats, including in cooperation with specialists from other fields.	Analysis of Ukrainian legislation and international legal acts. Work with the contractual base of Ukraine. Study of the problems of termination of international treaties. Development of a project of an international agreement, simulation of its signing.	
Subjects of re- international law of		Know and understand the basics of state foreign policy, the nature and dynamics of international relations, international cooperation at the universal and regional levels, identify the legal status of subjects of international relations and the nature of interaction between them.		
establishing custody and care in international private		Communicate to specialists and non-specialists information, ideas, problems, solutions and own experiences on current issues of European and Euro- Atlantic integration, international, national and comparative law.	Working with normative legal acts in the field of establishing custody and care in international private law. Studying the peculiarities of establishing guardianship and care over Ukrainian citizens abroad and over foreign citizens on the territory of Ukraine. Analysis of functions of consular institutions of Ukraine abroad in the field of guardianship	

			and care. Development of an individual plan regarding the mechanism of establishing guardianship and care over Ukrainian citizens abroad and over foreign citizens on the territory of Ukraine.	
10	The procedure and features of using the Unified Judicial Information and Telecommunication System (EUITS) - "Electronic Court"	Using modern digital technologies, collect, systematize and analyze information from various sources on international and national legal processes and phenomena.	Familiarization with the Law of Ukraine "On Amendments to Certain Legislative Acts of Ukraine Regarding Mandatory Registration and Use of Electronic Cabinets in the Unified Judicial Information and Telecommunication System or Its Separate Subsystem (Module) That Ensures the Exchange of Documents" No. 3200-IX dated June 29, 2023 ; The Decision of the Council of Judges of Ukraine "On Approval of the Regulation on the Automated Court Document Management System" dated 11/26/2010 No. 30 and the Decision of the High Council of Justice "On Approval of the Regulation on the Procedure for the Operation of Individual Subsystems of the Unified Judicial Information and Telecommunication System" dated 17/08/2021 No. 1845/0/ 15-21. Analysis of the functioning mechanisms of the ECITS "Electronic Court" subsystem. Study of the registration procedure in the "Electronic Cabinet" subsystem.	
The fourth year The seventh semester				
10	The problem of selecting judges: using the positive experience of foreign countries to form a corps of judges in Ukraine	Formulate conclusions, develop recommendations, justify one's own vision of ways to solve problems in the field of law-making, law interpretation and law enforcement.	Familiarization with the Law of Ukraine "On the Judiciary and the Status of Judges". Clarification of the role of the High Qualification Commission of Judges of Ukraine in the appointment of a judge. Preparation of a comparative table for the selection of judges in Ukraine and the USA, France and Germany with an indication of the positive	

			aspects of the procedure for the selection and appointment of judges in the analyzed countries and proposals for improving the existing procedure for the selection and appointment of judges in Ukraine.
10	Responsibility in international law		
10	Jurisdiction and immunities of the state		
15	Procedural documents of arbitration cases	Determine the persuasiveness of arguments in the process of assessing previously unknown conditions and circumstances.	Working with normative legal acts in the field of arbitration proceedings. Analysis of features of the form, structure and content of the claim statement in trite court proceedings. Study of the legal justification of claims. Research and evaluation of evidence in the case.
15	Modern systems of international private law: comparative legal analysis	Independently determine educational goals and learning trajectories, find the necessary educational resources.	Study of the system of international private law in different countries and comparison of their main principles, procedures for choice of law, recognition and execution of court decisions with the identification of the most effective model. Development of directions for improving the system of private international law in Ukraine.
	Credit		

RECOMMENDED SOURCES OF INFORMATION

- 1. Asensio P. de M. Conflict of Laws and the Internet. Cheltenham, 2020.
- 2. Barnard C. The Substantive Law of the EU: the four freedoms. Cambridge etc.: Cambridge University Press, 2022.
- 3. Bieker F. The right to data protection: individual and structural dimensions of data protection in EU law. The Hague, Netherlands; Berlin, Germany: Asser Press: Springer, 2022.
- 4. Bogdan M. Concise Introduction to EU Private International Law. 4th edition. Europa Law Publishing, 2019.
- 5. Bordin F.L. The European Union and customary international law. Cambridge GB: Cambridge University Press, 2022.
- 6. Börner R. Die Vermögensbeschlagnahme nach § 290 ff. StPO. NStZ. 2005. 791 p.
- 7. Brook Or. Non-competition interests in EU antitrust law: an empirical study of Article 101 TFEU. Cambridge etc.: Cambridge University Press, 2022.
- 8. Carlo Vittorio Giabardo, Disobeying Courts' Orders—A Comparative Analysis of the Civil Contempt of Court Doctrine and of the Imageof the Common Law Judge, 10 J. Civ. L. Stud. (2017) Available at: <u>https://digitalcommons.law.lsu.edu/jcls/vol10/iss1/5</u>
- 9. Carrie McDougall. Why Creating a Special Tribunal for Aggression Against Ukraine is the Best Available Option: A Reply to Kevin Jon Heller and Other Critics, 15.03.22 URL: http://opiniojuris.org/2022/03/15/why-creating-a-special-tribunal-for-aggression-against-ukraine-is-the-best-available-option-a-reply-to-kevin-jon-heller-and-other-critics
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- 11. Close Josepha. Amnesty, Serious Crimes and International Law: Global Perspectives in Theory and Practice. 2019. 316 p.
- 12. Cohen A., Zlotogorski D. Proportionality in International Humanitarian Law. Consequences, Precautions, and Procedures. Oxford University Press, 2021. 262 h.
- Colin B. Picker, Guy Seidman. The Dynamism of Civil Procedure Global Trends and Developments. 2016. Springer. <u>https://doi.org/10.1007/978-3-319-21981-3</u> Nader Ghanbari , Hassan Mohseni & Dawood Nassiran. (2016). Comparative Study of Civil Procedure in Common Law and Civil Law Systems. Journal of Politics and Law; Vol. 9, No. 5; 2016. <u>10.5539/jpl.v9n5p267</u>
- 14. Comparative Civil Procedure Joachim Zekoll The Oxford Handbook of Comparative Law (2nd edn) Edited by Mathias Reimann and Reinhard Zimmermann. 2019.
- 15. Corruption in the Economy of Ukraine. Intellectual Archive Volume 10. Number 3, Jule September. Canada. 2021. P. 60–66.
- 16. Craig P., Burca, Grainne de. EU Law: Text and Materials. 5th ed. Oxford University Press, 2019.
- 17. Crawford, J. 9th Edition. Brownlie's Principles of Public International Law. Oxford University Press. 2019.
- 18. Crijns J.H. Haentjens M. The enforcement of EU financial law. Oxford etc.: Hart, 2022.
- 19. Cryer, Robinson, Darryl K.; An Introduction to International Criminal Law and Procedure. 4th ed., Cambridge, UK: Cambridge University Press, 2019. 518 p.
- 20. Deiters M. Systematischer Kommentar zur Strafprozessordnung / In: A. H. Albrecht et al. (Eds.). Vol. 4. 5th edn. § 198-246. StPO, 2015. 896 p.
- 21. Eisenberg U. Sich-Entfernen bzw. Fernbleiben whrend der Hauptverhandlung. Berlin: NStZ, 2012. 755 p.
- 22. Employment and Private International Law/ Edited by U.Liukkunen, Cheltenham, 2020.

- 23. European Rules of Civil Procedure. A Commentary on the ELI/UNIDROIT Model Rules. 2023. 784 pp.
- 24. Fox E.M., Auteur G.D. EU competition law: cases, texts and context. Alphen aan den Rijn: Wolters Kluwer Law International, 2023.
- 25. Galli F. Algorithmic marketing and EU law on unfair commercial practices. Cham, Switzerland: Springer, 2022.
- 26. George Mousourakis? Matteo Nicolini. Comparative Law and Legal Traditions. Historical and Contemporary Perspectives. Ritsumeikan University Kyoto, Japan. 2019
- 27. Gmel D. Karlsruher Kommentar zur Strafprozessordnung, 7th edn / In: R. Hannisch (Ed.). 2013. 3180 p.
- 28. Hix S. The Political System of the European Union / S. Hix. London: Palgrave Macmillan; 3rd edition edition, 2021. 448 p.
- 29. International Encyclopedia of Comparative Law. Tubingen, 1980.
- International Humanitarian Law: Modern Develoments of the Limitation of Warfare. Routledge, 2019.
 332 p.
- 31. Joseph W. Glannon. Civil Procedure: Rules, Statutes, and Other Materials, 2019.
- 32. Kaczorowska A. European Union Law. 3rd ed. London, Routledge, 2021.
- 33. Kaminska N., Shcherban I. Implementation of the Rome Statute of the International Criminal Court: historical, theoretical and practical aspects. Odessa: Fenika, 2023. 236 p.
- 34. Kischel, Uwe, and Andrew Hammel, 'The Basic Context of Civil Law, Comparative
Law (Oxford, 2019; online edn, Oxford Academic, 17 Apr.
2019), <u>https://doi.org/10.1093/oso/9780198791355.003.0006</u>Law, Comparative
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- 41. Lasok D., Bridge J. W. Law and Institutions of the European Communities. L., 2020.
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- 43. Lidiya Kotlyarenko; Maryna Kulyk; Yuliia Tereshchenko; Anatolii Symchuk; Serhii Kharchenko. Features of Officer Training in Military Educational Institutions of Ukraine. Intellectual Archive, Volume 11 Namber 1. January-March 2022. Canada. P. 24-30.
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- 45. Meyer-Goßner L., Schmitt B. Strafprozessordnung, 59th edn. Berlin: Duncker & amp; Humblot, 2016. 284 p.
- 46. Orakhelashvili, A. Akehurst's Modern Introduction to International Law. 8e edition. 2019.
- 47. Pamela K. Bookman & Colleen F. Shanahan, A Tale of Two Civil Procedures, 122 COLUM. L. REV. 1183 (2022). Available at: <u>https://scholarship.law.columbia.edu/faculty_scholarship/3839</u>

- 48. Private International Law: Avoiding and Resolving Conflict of Laws by James Nafziger, Anastasia Telesetsky, & Ved Nanda. Carolina Academic Press, 2022.
- 49. Prof. Dr. Michael G. Faure. METRO Institute, Maastricht University. The Harmonization, Codification and Integration of Environmental Law: A Search for Definitions / European Environmental Law Review. June 2000. P. 174.
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- 52. The Future of the European Law of Civil Procedure. Coordination or Harmonisation? Intersentia. 2020. 292 p.
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Evaluation policy

The following criteria are taken into account when evaluating the applicant's oral report: For a higher education applicant:

- full access of applicants to up-to-date information on the current state of professional development;

- increasing the level of competence of the acquirer from the position of target training of personnel for the market:

- the possibility of applying the acquired theoretical knowledge to practical work experience;

- gaining practical experience during training and the possibility of further employment.

For employers:

- influence on the process of training a specialist in terms of acquiring the necessary competencies and learning outcomes:

- obtaining qualified specialists, ready to work at the appropriate level without additional costs for initial familiarization with work processes;

- selection of the most talented students of higher education for invitation to work after graduation.

I he final grade is calculated as follows:		
Evaluation criteria	Limits (100 points)	

1 1 4 1

0-100 points
1

Rating scale

On a university scale	On a national scale	On a scale ECTS
90-100	perfectly	А
85-89	fine	В
75-84		С
65-74	antiafactorily	D
60-64	satisfactorily	E
35-59	unsatisfactorily	FX
1-34		F