**Syllabus**

**«International Procedure»**

1. **Course Description**
   1. **Title of a Course**

“International Procedure”

* 1. **Pre-requisites**
* knowledge of theory of state and law or international relations,
* upper-intermediate level of oral and written English
  1. **Course Type (compulsory, elective, optional)**

elective

* 1. **Abstract**

The first part of the course “International Procedure” is dedicated to the most important issues of the general part of Public International Law. During the second part students learn about the particularities of settlement of international disputes in the International Court of Justice, in universal and regional judicial and quasi-judicial human rights bodies and international and mixed criminal courts and tribunals. Special emphasis is made on the methods of case-study, drafting of procedural documents and preparation of oral pleadings. The course is build-up as a training, based on application of the Socrates method, combination of individual and collective exercises and a rating system. During the course participants take part in five moot courts.

1. **Learning Objectives**

Main purpose of the course is to make students able to solve cases on International Law, make research and prepare and represent legal argumentation. This purpose presupposes necessity of several steps necessary for development of the abovementioned competences. They consist in gaining knowledge on General part of International law, studying classical cases and analyzing the peculiarities of the procedure in international judicial bodies. This course is also a platform for preparation of students for participation in international competitions on International law, including Jessup and Telders Moot Court Competitions (simulations in the International Court of Justice), Model of the International Criminal Court, J. Pictet and F. Martens competitions on International Humanitarian Law and others.

1. **Learning Outcomes**

Students must gain *knowledge* on:

* general part of International law (subjects, sources, interpretation of international treaties, international responsibility, jurisdiction and immunities);
* creation, competence, procedure, types and execution of decisions of the International Court of Justice, the European Court of Human Rights, the Committee on Human Rights and the International Criminal Court;
* on basic standards of human rights protection;
* on basics of individual criminal responsibility in International Law;
* international criminal procedure.

*Skills and abilities:*

* to use specific terms and sources of International law;
* practical abilities of research, analysis of judicial decisions and scientific works;
* skills to analyze and solve cases, building up of the legal position and composition of procedural documents on cases in the sphere of International law;
* oral skills and rhetoric;
* preparation for participation in competitions on International law.

*Students should gain the following competences:*

* ability to work with information (search, evaluate, use information, necessary for fulfilment of scientific and professional tasks, from various sources, including application of the systematic approach);
* ability to carry out professional activities in the international environment;
* ability to ensure respect of human rights and fundamental freedoms, secure respect for rule of law;
* ability to search, analyse, and work with legally relevant information by using the juridical, comparative and other specific methods,
* ability to describe legal problems and situations occurring in professional spheres,
* ability to carry out professional activities in conformity with legal and professional norms and duties, discover, prevent and prosecute crimes and other violations, protect human rights and fundamental freedoms.

1. **Course Plan**

I. Basics of Public International Law

1. Sources of Public International Law.
2. Subjects of Public International Law.
3. International Responsibility.
4. Jurisdiction in Public International Law. Immunities.
5. Key precedents of Public International Law.

II. The International Court of Justice.

1. Jurisdiction of the ICJ.
2. Preliminary objections. Standing. Admissibility.
3. Evidence.
4. Settlement of contentious cases by the ICJ.
5. Delivery of Advisory opinions by the ICJ.
6. Decisions of the ICJ.

III. International Judicial and quasi-judicial human rights bodies.

1. Competence of international judicial and quasi-judicial human rights bodies: UN Human Rights Council, UN Human rights committees, European Court of Human Rights, Inter-American Commission and Court on Human Rights, African Commission and Court on Human and Peoples’ Rights.
2. International standards of human rights protection.
3. Admissibility of applications.
4. Rules of Procedure.
5. Types of decisions and their fulfillment.

IV. International Criminal Justice.

1. Introduction in International Humanitarian Law.
2. Competence of the international and mixed criminal courts and tribunals.
3. Elements of international crimes.
4. Principles of international criminal responsibility.
5. International criminal process.
6. The International Criminal Court.
7. **Reading List**
   1. **Required**

* Shaw M. International Law. 6th Ed., Cambridge, 2008.
* Reader for the course “International Procedure” (in electronic form). Ed. by V. Rusinova (Hereinafter: *Reader*).
  1. **Optional**
* Dixon M., McCorquodale, S. Williams. Cases and Materials on International Law. Cambridge, 2011.
* Zimmerman A., Tomuschat C., and Oellers-Frahm K. (Eds.). The Statute of the International Court of Justice. Oxford, 2006.
* International Human Rights Law / [D. Moeckli](http://www.google.com/search?tbs=bks:1&tbo=p&q=+inauthor:%22Daniel+Moeckli%22), [S. Shah](http://www.google.com/search?tbs=bks:1&tbo=p&q=+inauthor:%22Sangeeta+Shah%22), [S. Sivakumaran](http://www.google.com/search?tbs=bks:1&tbo=p&q=+inauthor:%22Sandesh+Sivakumaran%22), [D. Harris](http://www.google.com/search?tbs=bks:1&tbo=p&q=+inauthor:%22David+Harris%22). Oxford, 2010.
* International Human Rights Law: an introduction / By D. S. Weissbrodt, C. de la Vega. Oxford, 2010.
* Harris D., O’Boyle M., Wolbrick D. Law of the European Convention on Human Rights. 2nd Ed. Oxford, 2009.
* Henckerts J-M., Doswald-Beck L. Customary International Humanitarian Law. Oxford, 2005 <http://www.icrc.org/ihl.nsf/INTRO?OpenView>
* Werle G. Principles of international criminal law. T.M.C. Asser Press, 2009.
* Commentary on the Rome Statute of the International Criminal Court. Beck, 2008.

1. **Grading System**

exam; rating system (incl. written and oral tasks, presentations, written tests and Moot courts).

1. **Guidelines for Knowledge Assessment**

The current and inter-mediate control of knowledge has been carried out on the basis of accumulative system of points gained by the participants for:

* tests written in class (regular control of theoretical knowledge),
* composition of memorials/counter-memorials/ judicial decisions,
* oral submissions during a Moot court,
* presentations,
* reports.

1. **Methods of Instruction**

* use of interactive educational technologies (problematic lectures, Socrates method, work in small groups; conferences);
* central part in the course plays the application of the simulations (Moot courts);
* use of ratings and accumulative system of control.

1. **Special Equipment and Software Support (if required)**

Power-point, LMS, Internet, video-typing