

## Public International Law

UGRA\_013010

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Departments	Department of International, European Union and Comparative Law
Teaching Languages	English
ECTS	4
Teacher responsible	Traisbach Knut - knut.traisbach@esade.edu

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### Course Goals

After the course, students should be able to

- explain the basic structure of the international legal system and the basic concepts of international law and international relations;
- recognise the different underlying concepts and perspectives when reading text books and cases;
- critically analyse different perspectives on international law and their influence on how we perceive actors, rule making and subject matters;
- organise and adapt their arguments in a discussion and be able to independently analyse cases in light of international law;
- provide an independent, correct and balanced legal assessment of cases and problems.

### Prior knowledge

A previous knowledge of international affairs, international organizations and the role of norms in international relations is welcome but not strictly necessary.

### Prerequisites

A good command of English is necessary. I will suppose that all students have a basic knowledge of international relations and international organizations (especially the UN) based on previous courses.

### Recommended courses

Introduction to Legal Order  
International Relations  
International Organization

### Teaching methodology

Class sessions will consist of lectures, debates (with the entire class and within smaller groups) and assignments. The sessions will be devoted to learning, challenging and applying the different aspects and concepts of public international law presented during the course. Analysis of cases will give you the opportunity of applying the concepts to real world situations and will allow you to test your understanding and knowledge with other class members.

## Description

### Course contribution to program

Public International Law (PIL), the system of supranational legal rules, is a central pillar to constitute and maintain international order. The course is an introduction to PIL. We will start with a short overview over the historical development and look closer at the following topics: actors and subjects, rule making and specific subject areas of international legal regulation.

### Short description

Public International Law (PIL), the system of supranational legal rules, is a central pillar to constitute and maintain international order. The course is an introduction to PIL. We will start with a short overview over the historical development and look closer at the following topics: actors and subjects, rule making and specific subject areas of international legal regulation.

#### Please note:

Students can participate in the ordinary exam only if they have attended at least 80% of classes. The resit exam requires an attendance of at least 50% of classes. Students need to achieve at least a grade of 5 points (out of 10) in the final exam in order to pass the course. Students who have attended in-person less than 70% of classes (independent of whether the missed classes are excused or unexcused), need to achieve at least a grade of 6 points (out of 10) in the resit exam to pass the course. In case students cannot attend a class, they must inform Programme Direction and the professor by email in advance and provide the necessary justification (e.g. medical certificate). Accepted reasons for class absence include illness, major life events (e.g. births and deaths), ESADE activities for which the student has the written approval from the Programme Direction. Other events that can be scheduled at another time (e.g. personal trips, job interviews, doctor's appointments etc.) will not be accepted as justified reasons of absence. Late submissions of assignments will not be accepted after the deadline, unless an exception has been requested and granted before the deadline. In case of unforeseen events that affect the teaching activities, the teaching schedule, the evaluation methods and percentages and the teaching guide may be modified to address the situation.

## Program Learning Objectives

### GEL23-Bachelor of Global

- General Management Skills
- Recognise the economic, legal and social concepts that define the context of different stakeholders in the context of international relations and global governance.

# Governance, Economics and Legal Order

- Lawyering skills and knowledge
- Integrate legal reasoning in the field of international relations, in the context of the application of international law.

## Bibliography

Jan Klabbers, International Law, Cambridge University Press (Book)

Malcolm N. Shaw, International Law, Cambridge University Press (Book)

James Crawford, Brownlie's Principles of Public International Law, Oxford University Press (Book)

Cecily Rose, An Introduction to Public International Law, Cambridge University Press (Book)

## Activities

Online training activities

In-class discussions and debates

Analytical exercises

Written and/or oral exams

Teamwork

Quizzes/tests

Readings

Case study resolution

Presentations

Case study analyses

## Content

#	Topic
1	PLEASE NOTE: Change of the session schedule is possible, depending on how many sessions will actually take place and how long each session will be.
2	Notion and Characteristics of International Law
3	Subjects of International Law I: The State
4	Subjects of International Law II: International Organizations and other subjects
5	Sources and Law-Making I: Customary International Law
6	Sources and Law-Making II: Treaties
7	Application and Implementation of International Law I: Reception of IL in domestic law, Diplomatic Protection, State Responsibility (Intro)
8	Application and Implementation of International Law II: State Responsibility
9	Application and Implementation of International Law III: Peaceful Settlement of Disputes

#	Topic
9	and Sanctions
10	The Legal Regulation of the Use of Force
11	International Humanitarian Law
12	International Human Rights Law
13	International Criminal Law

## Assessment

Tool	Assessment tool	Category	Weight %
Attendance and punctuality	Attendance	Retake and ordinary round	10.00%
In-class analysis and discussion of issues	Participation and in-class activities	Retake and ordinary round	10.00%
Individual or team exercises	Continuous Assessment: Assignment	Retake and ordinary round	20.00%
Individual or team exercises	Continuous Assessment: Presentation/Case Brief	Retake and ordinary round	20.00%
Written and/or oral exams	Final Exam	Retake and ordinary round	40.00%

## PROGRAMS

GEL19-Bachelor of Global Governance, Economics and Legal Order (Undergraduates: Law)  
 GEL19 Year 2 (Mandatory)

GEL23-Bachelor of Global Governance, Economics and Legal Order (Undergraduates: Law)  
 GEL23 Year 2 (Basic)