

American College Dublin

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IB304 International law

Credits:	7
Credit level:	Stage two
Prerequisites:	IB304
Mandatory:	Yes
Contact hours:	40
Academic Year:	2020 – 2021
Semester: 1,	14 th September – 30 th November
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MODULE DESCRIPTION

This course is an introduction to legal issues facing the international business in theory and in practise from decided cases so as to enable students to apply the law to their specific area(s) of business. It examines the role of private international law, the law of the European law and public international law in international trade. It requires the study of the terms of international trade agreements and international conventions on world trade.

MODULE LEARNING OUTCOMES

1. Have developed a comprehension of the kind of knowledge pertaining to international law.
2. Understand the different theories, concepts and methods of international law.
3. Have developed an understanding of international legal systems and their terminology.
4. Have gained the know-how in the course to identify problems and apply the law in a rational manner in order to assist them to overcome difficulties which may arise in the international business environment and/or to seek specialist legal advice.

TEACHING METHODS

Lectures, exercises, presentations, assignments, reading, group discussion, based upon the course in international law. Due to the Covid 19 health restrictions, please refer to advice from College as regards distance and remote lecturing, that may take palce.

Learning outcomes map

Learning Content Delivery Assessment

Outcomes

1. All Lectures, readings Class exercises, Sections class exercises & assignment, exam discussions. & participation.
2. Sections Lectures, readings Presentations 2-6 class exercises & & participation. discussions.

Learning outcomes map

Learning Outcomes	Content	Delivery	Assessment
1.	All sections	Lectures, readings, class exercises & discussions.	Assignment, exam & participation.
2.	All sections	Lectures, readings, class exercises & participation.	Assignment, exam & participation.
3.	All sections	Lectures, readings, class exercises & participation.	Assignment, exam & participation.
4.	All sections	Lectures, readings, class exercises & participation.	Assignment, exam & participation.
5.	12	Lectures, readings, class exercises & participation.	Assignment, exam & participation.
6.	4-12	Lectures, readings, class exercises & participation.	Assignment, exam & participation.

Course Outline

Weighting

1. Introduction to international law and international 10%

Trade law. Public and private law distinguished; Sources of international trade law; state jurisdiction; Nationality and corporations.

2. Private international law. The applicable law in contract 20%

Disputes; the applicable law in tort (civil law) disputes. The recognition and enforcement of judgments under the Brussels and Lugano Conventions. A European private international law.

3. The law of the European Union. 20%

The international personality of the EU; historical background to treaties; the EU institutions; the legal framework of the EU's external trade policy; free movement of goods; free movement of workers, establishment and supply of services; competition law.

4. International law. 20%

Export contracts; the law of the international sale of goods; convention on contracts for the international sale of goods; transportation of export goods by land, air and sea; finance and insurance of exports.

5. International trade agreements. 10%

GATT; NAFTA; customs law.

6. Dispute settlement international trade law. 20%

The EU system. The WTO system; international commercial arbitration; Resolving e-commerce disputes.

REQUIRED TEXT

White, Fidelma, *Commercial Law*, Second Edition, Thompson Roundhall.

REQUIRED READING

D'Arcy, Murray and Cleave, *Schmitthoff's Export Trade*, Twelfth Edition Sweet and Maxwell.

Supplementary Reading

Hotchkiss, (1994) *International law for business*, McGraw Hill.

Wyatt and Dashwood, (2000) *European community law*, Sweet and Maxwell.

Wallace, (1997) *International law – a student introduction*, Sweet and Maxwell.

Binchy, 1988 *Irish conflicts of law*, Butterworths.

Forde, (1997) *Commercial law, second edition*, Butterworths.

Collier and Vaughan, (1999) *The settlement of disputes in international law*, OUP.

Maher, (1999) *Competition law alignment and reform*, Sweet and Maxwell.

Assessment/Grading

Assessment

The following must be completed satisfactorily by any student undertaking the standard assessment of the course.

Class test: Complete a written test under exam conditions and within the allocated time, on one subject of the course outline.

Essay: Complete a written paper that demonstrates the capacity for independent research and be submitted within the allocated time, on one subject of the course outline

Exam: The Exam is in one section and is paper based. Essay style answers are required. Please refer to the Office of the Registrar as to the format of the exam e.g. open book in a time limited period, if required in view of the Covid 19 situation.

Assessment/Grading

Assessment

The following must be completed satisfactorily by any student undertaking the standard assessment of the course.

Class test: Complete a written test under exam conditions and within the allocated time, on one subject of the course outline.

Assignment: Complete a written paper that demonstrates the capacity for independent research and be submitted within the allocated time, on one subject of the course outline.

Exam: The Exam is in one section and is paper based. Essay style answers are required.

Assessment will take the form of:

Attendance & participation	10%
Class test	10%
Assignment/Essay	30%
Final Exam	<u>50%</u>
100%	

Grading

Please refer to the Office of the Registrar.

ATTENDANCE

Class attendance is necessary for the achievement of intended learning outcomes. In the case of illness it is the student's responsibility to telephone the College office to notify the lecturer (see *Academic Policies and Procedures* in the ACD Catalogue and the QA Manual).

ACADEMIC DISCIPLINE

Refer to the subsection on Academic Discipline in the current ACD Catalogue and the QA Manual.

COVID-19 PROTOCOLS AS AT 14 SEPTEMBER 2020

Welcome to the 2020-21 academic year to all our students and staff!

As we seek to adapt to the ongoing challenges of covid-19, we ask our community to observe the current protocols provided below; these will be subject to amendment and development over the coming weeks in line with changing circumstances, and so will be superseded as required as the semester progresses by updated versions.

- Students and staff should wear face masks and/or face guards at all times in the College facilities (students and staff may bring their own supplemental protective or sanitary materials as they see fit);
- Students and staff should register their attendance through an electronic system when entering and leaving the College facilities, in order to assist in tracking and tracing should an infection outbreak occur in the College;
- College and class materials will be provided and should be used in electronic soft-copy formats inasmuch as is practicable;
- Students and staff should attend the College facilities only for the purpose of taking classes and conducting essential undertakings and, once those activities are over, should leave immediately;
- Hand sanitization devices should be used regularly;
- Students should comply with all covid-19 signs and all relevant guidances and directions from staff and teachers on physical distancing (including seating, movement and related interactions in the classroom environment), sanitization and healthy behaviour;
- Marked one-way systems and related signs should be observed in stairwells, corridors and other common areas;
- Students and staff should adhere to all current government-mandated physical distancing and other covid-19 guidelines;
- Student and staff interaction with administration should take place by appointment and whenever possible by videoconferencing or telephone;
- Staff and students are encouraged to download and activate the HSE Covid Tracker app;
- The College requests that any staff member or student who has a confirmed diagnosis of covid-19 stay away from the College facilities, self-isolate and inform the College's Lead Workplace Representative (see final item below) or any other appropriate member of staff immediately of the diagnosis, and also inform the HSE of the diagnosis;

- In the event that the College learns that a staff member or student has been diagnosed with covid-19, the College will follow the current HSE guidelines on how to proceed and inform the affected person and his or her contacts immediately of the procedure. This will likely involve the class group and any other known College contacts of the person being requested to stay away from the College, self-isolate and seek a covid test immediately; only upon receiving a negative test result will the relevant people be permitted to return to the College facilities and interact with the College community; the College will provide ongoing guidance based on HSE advice to all those affected in this circumstance and asks those concerned for their cooperation in resolving the situation;
- The College's Lead Workplace Representative for covid-19 is Rowland Crawte; Rowland may be contacted at rcrawte@iamu.edu for further guidance on covid-19 matters as necessary.