



Teaching Guide

Teaching Guide				
Identifying Data				2019/20
Subject (*)	Public International Law		Code	612G01019
Study programme	Grao en Dereito			
Descriptors				
Cycle	Period	Year	Type	Credits
Graduate	2nd four-month period	Second	Obligatory	6
Language	SpanishGalician			
Teaching method	Face-to-face			
Prerequisites				
Department	Dereito Público			
Coordinador	Sobrino Heredia, Jose Manuel		E-mail	j.sobrino@udc.es
Lecturers	Maestro Cortizas, Ana María Mkrtychyan , Artak Oanta Oanta, Gabriela Alexandra Quindimil Lopez, Jorge Antonio Sobrino Heredia, Jose Manuel		E-mail	a.maestro@udc.es a.mkrtychyan@udc.es gabriela.oanta@udc.es jorge.quindimil@udc.es j.sobrino@udc.es
Web	https://campusvirtual.udc.es/moodle/course/view.php?id=41475&amp;sesskey=9Zrftw1li			
General description	This subject pretends to make possible the systematic education of the legal order, which is allocated to regulate the international society/community, facilitating the understanding among students of the basic problems that surround to the same. From a legal formal perspective, the international law presents to the student in its positive dimension, offering the greater possible number of references to the law in force. This perspective completes with a historical and sociological approach, exposing to the student the underlying realities to the norms and the half concrete in that these are called to govern, since for an effective education of the matter is fundamental an exhibition of the historical events and of the sociological events. Likewise, both approaches accompany of an axiologic approach to the international aw, with the purpose to procure a constant assessment of the norm with the ideal of Justice. Of course, the final dimension of the educational activity drives to that the education do not reduce to a description of the international juridical legislation, but it has to do reflexionar to the student on the group of values that inspire and to which aspires this legislation. Of this form, when teaching and spread the international Right pretends contribute, in good measure, to do progress to the international Society and to the subjects that compose it in the road of the peace. Taking into account the essential content of this scientific discipline, its teaching activity poses from a realistic vision but with the firm purpose to do partícipe to the student of the values that inspire the international juridical legislation, aiming, when it was possible, suggestions for the improvement of the norms that integrate it and insisting, especially, in his fulfillment. In this context situates one of the most important functions of the teaching of the international Right public: show and convince to the students that this is an increasingly notable discipline in the training of all jurist and that take consciousness of the international perspective, that confers them the knowledge of the international juridical Legislation, like an indispensable element of the interdependent world. The university educational function, in which it combines an informative function and another formative, has to serve to form jurists that can find professional exits linked with his studies but, especially, also has to serve to form and improve the intellectual capacities of the students so that they can and know to face of critical form the values and the social attitudes that develop in the national and international societies of which they form part.			

Study programme competences

Code	Study programme competences
A1	Knowledge of the main legal institutions
A2	Knowledge of the role of law as a regulatory system of social relations
A3	Grasping the systematic nature of the legal system
A4	Appreciating the interdisciplinary nature of legal problems
A5	Knowing the constitutional principles and values.



A6	Understanding the different manifestations of law in its historical evolution and in its current reality.
A7	Knowing the national and international legal and political structures.
A8	Basic knowledge of legal argumentation.
A9	Ability to handle legal sources (legal, jurisprudential and doctrinal).
A10	Ability to interpret and critically assess the legal system.
A11	Ability to understand and write legal documents.
A12	Management of legal oratory (ability to express themselves properly in public).
A13	Mastering new technologies applied to law.
A14	Ability to draft legal norms.
A15	Ability to negotiate and mediate.
B6	Learning to learn.
B7	Effective problem solving.
B8	Critical, logical, and creative thinking.
B9	Working autonomously on own initiative with a lifelong learning approach.
B10	Teamwork and collaboration.
B11	Ethical and social responsibility.
B12	Effective workplace communication and oral and written skills in Spanish, Galician and foreign languages.
B13	Computing and ICT skills.
C1	Adequate oral and written expression in the official languages.
C2	Mastering oral and written expression in foreign languages.
C3	Using ICT in working contexts and lifelong learning.
C4	Exercising an open, educated, critical, committed, democratic and supportive citizenship for the sake of the common good.
C5	Understanding the importance of entrepreneurial culture and knowing the useful means for enterprising people.
C6	Critically assess the knowledge, technology and information available to solve the problems they face.
C7	Assume as a professional and citizen the importance of lifelong learning.
C8	Valuing the importance of research, innovation and technological development for the socioeconomic and cultural progress of society.

Learning outcomes			
Learning outcomes		Study programme competences	
Knowledge of the Law function as a regulatory system of social relations.	A1	B6	C1
	A2	B7	C2
	A3	B8	C3
	A4	B9	C4
	A5	B10	C5
	A6	B11	C6
	A7	B12	C7
	A8	B13	C8
	A9		
	A10		
	A11		
	A12		
	A13		
	A14		
	A15		



Perception of the systematic character of the legal order.	A1	B6	C1
	A2	B7	C2
	A3	B8	C3
	A4	B9	C4
	A5	B10	C5
	A6	B11	C6
	A7	B12	C7
	A8	B13	C8
	A9		
	A10		
	A11		
	A12		
	A13		
	A14		
	A15		

Contents	
Topic	Sub-topic
PART I. INTERNATIONAL LEGAL ORDER	1. International society
Lesson 1.- International society and its legal order	A) Historical development
	B) Basic characters
	2. Public international law as the legal order of the international society
	A) Concept of public international law
	B) Characters of public international law
Lesson 2.- Creation of public international law	C) Functions of public international law
	1. Creation and progressive development of public international law
	2. International norms:
	A) International treaties
	B) Custom and general principles
PART II. THE SUBJECTS OF PUBLIC INTERNATIONAL LAW	C) Unilateral acts of states and international organizations
	3. Reception of international norms into national legal orders
	1. Constitutive elements of a state
	2. Recognition of states and recognition of governments
	3. State immunities
A) STATE	4. State succession
Lesson 3.- State as primary subject of public international law	
Lesson 4.- The Territory	1. General aspects on the defined territory
Lesson 5.- Population	2. Territorial jurisdiction on marine areas
	3. Territorial jurisdiction on outer space
	4. Territorial jurisdiction on other areas
	1. Nationality: State jurisdiction abroad
	2. Foreigner's legal status
Lesson 6.- National bodies with capacity to enter into international relations	3. Qualifies regimes on foreigners
	1. Central bodies
	2. Diplomatic representation
	3. Consular representation



B) INTERNATIONAL ORGANISATIONS	1. Background and historical development
Lesson 7.- Overview of international organisations	2. Concept
	3. Structure and formation of the will
	4. International legal personality
	5. Types of international organisations
Lesson 8.- The United Nations	1. Background and historical development
	2. Purposes and principles
	3. Members
	4. Institutional structure
Lesson 9.- The main functions of the United Nations	1. Decolonization
	2. Development
	3. Human rights
	4. Maintenance of international peace and security
	5. Disarmament
C) HUMAN PERSON	1. The international subjectivity of the individual
Lesson 10- The human person and public international law	2. The capacity to act of the individual before the international bodies
	3. The international responsibility of the individual
	4. The systems of the protection of human rights
PART III. THE APPLICATION OF PUBLIC INTERNATIONAL LAW	1. Codification and progressive development of the law on the international responsibility
Lesson 11.- International responsibility	2. The international responsibility for internationally wrongful acts
	3. The international liability for injurious consequences arising out of acts not prohibited by international law
Lesson 12.- Procedures for the application of the international norms	1. The diplomatic protection
	2. Countermeasures
	3. The institutionalized procedures
Lesson 13.- The settlement of disputes by peaceful means	1. International disputes
	2. No jurisdictional methods of dispute settlement
	3. Jurisdictional methods of dispute settlement
Lesson 14.- The control of the use of force	1. The prohibition of the threat or use of force
	2. The regulation of the armed conflicts
	3. International humanitarian law

Planning				
Methodologies / tests	Competencies	Ordinary class hours	Student's personal work hours	Total hours
Guest lecture / keynote speech	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B6 B7 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	28	28	56
Speaking test	A1 A2 A3 A4 A6 A7 A8 A9 A10 A11 A12 B6	1	42	43



Introductory activities	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B6 B7 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	24	0	24
Problem solving	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	3	3	6
Case study	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B6 B7 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	3	3	6
Document analysis	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A13 B6 B9	6	3	9
Events academic / information	A1 A2 A3 A4 A5 A6 A7	3	3	6
Personalized attention		0	0	0
(*)The information in the planning table is for guidance only and does not take into account the heterogeneity of the students.				

Methodologies	
Methodologies	Description
Guest lecture / keynote speech	Theory and seminars on the contents of the programme.
Speaking test	The final exam of the course will be written. The final exam will represent 80 % of the final mark and the other activities will be valued with the 20 % of the final mark.
Introductory activities	The lecturers will be coupled with workshops directed to solving problems, which will usually involve reading international legal instruments and case law.
Problem solving	The lecturers will be coupled with workshops directed to solving problems, which will usually involve reading international legal instruments and case law.
Case study	The course will also involve a reflection paper, an exam and different research papers in public international law. All the activities will count towards the final grade. Students are expected to be able to put their prior knowledge to bear on the problems and issues presented in this course.
Document analysis	The requirements for the paper and the cases discussed will be uploaded on Moodle in due course
Events academic / information	The directed activities will consist, fundamentally, of activities of simulation or of role, in research paper to be prepared by the students, for whose preparation or resolution the students will have the corresponding orientations and methodological instructions, bibliographic and documentary.

Personalized attention	
Methodologies	Description



Introductory activities Problem solving Case study Document analysis Speaking test	The assistance and the active participation of students also will be taken into account positively in the global assessment.
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Assessment			
Methodologies	Competencies	Description	Qualification
Introductory activities	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B6 B7 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	As actividades dirixidas representarán o 20% da nota final e consistirán, fundamentalmente, en actividades de simulación ou de rol, en traballos de investigación, de reflexión o en casos prácticos, para cuxa elaboración e resolución os estudantes contarán coas correspondentes orientacións e instrucións metodolóxicas, bibliográficas e documentais.	2
Problem solving	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	As actividades dirixidas representarán o 20% da nota final e consistirán, fundamentalmente, en actividades de simulación ou de rol, en traballos de investigación, de reflexión o en casos prácticos, para cuxa elaboración e resolución os estudantes contarán coas correspondentes orientacións e instrucións metodolóxicas, bibliográficas e documentais.	10
Case study	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B6 B7 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	As actividades dirixidas representarán o 20% da nota final e consistirán, fundamentalmente, en actividades de simulación ou de rol, en traballos de investigación, de reflexión o en casos prácticos, para cuxa elaboración e resolución os estudantes contarán coas correspondentes orientacións e instrucións metodolóxicas, bibliográficas e documentais.	2
Document analysis	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A13 B6 B9	As actividades dirixidas representarán o 20% da nota final e consistirán, fundamentalmente, en actividades de simulación ou de rol, en traballos de investigación, de reflexión o en casos prácticos, para cuxa elaboración e resolución os estudantes contarán coas correspondentes orientacións e instrucións metodolóxicas, bibliográficas e documentais.	2
Events academic / information	A1 A2 A3 A4 A5 A6 A7	As actividades dirixidas representarán o 20% da nota final e consistirán, fundamentalmente, en actividades de simulación ou de rol, en traballos de investigación, de reflexión o en casos prácticos, para cuxa elaboración e resolución os estudantes contarán coas correspondentes orientacións e instrucións metodolóxicas, bibliográficas e documentais.	3
Speaking test	A1 A2 A3 A4 A6 A7 A8 A9 A10 A11 A12 B6	Exame final. Suporá o 80% da nota total, e se realizará ó final do cuatrimestre, sobre a base da docencia impartida durante o curso e co apoio da bibliografía e da documentación relativa ós contidos da guía docente. O exame será oral ou escrito (opcional) e consistirá en diversas preguntas baseadas en epígrafes do programa. O nivel mínimo esixido para a superación da proba é de 5 puntos sobre 10. En caso contrario, a materia non se considerará aprobada.	80



Guest lecture / keynote speech	A1 A2 A3 A4 A5 A6 A7 A8 A9 A10 A11 A12 A13 A14 A15 B6 B7 B8 B9 B10 B11 B12 B13 C1 C2 C3 C4 C5 C6 C7 C8	Docencia expositiva e orientativa sobre os contidos do programa.	1
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Assessment comments

The final exam of the course will be written. The final exam will represent 80 % of the final mark and the other activities will be valued with the 20 % of the final mark.

Sources of information

Basic	- DIEZ DE VELASCO, M. (2013). Instituciones de Derecho Internacional Público, 18ª ed.. Madrid: Ed. Tecnos - DIEZ DE VELASCO, M. (SOBRINO HEREDIA, J.M. coord.) (2010). Las Organizaciones internacionales. Madrid: Ed. Tecnos - SOBRINO HEREDIA, J.M. (2016). Textos para el estudio del Derecho internacional público, Derecho de la Unión Europea y Derecho internacional de los espacios. Valencia: Ed. Tirant lo Blanch - SOBRINO HEREDIA, J.M. (2016). Textos para el estudio del Derecho internacional público, Derecho de la Unión Europea y Derecho internacional de los espacios. Valencia: Ed. Tirant lo Blanch - CRAWFORD, J. (2015). Brownlie's Principles of Public International Law. Oxford: Oxford University Press - DIXON, M. (2013). Textbook on International Law. Oxford: Oxford University Press
Complementary	- MARIÑO MENENDEZ, F. (2005). Derecho internacional público. Parte general, 4ª ed. revisada. Madrid: Ed. Trotta - PASTOR RIDRUEJO, J.A. (2015). Curso de Derecho internacional público y Organizaciones internacionales, 19ª ed.. Madrid: Ed. Tecnos - REMIRO BROTONS, A. Y OTROS (2014). Derecho internacional: curso general, 2ª ed.. Valencia: Ed. Tirant lo Blanch - RODRIGUEZ CARRIÓN, A. (2009). Lecciones de Derecho internacional público, 6ª ed., 2ª reimpresión . Madrid: Ed. Tecnos - SÁENZ DE SANTAMARÍA, P.A. (2018). Sistema de Derecho Internacional Público, 5ª ed.. Pamplona: Ed. Civitas-Thomson Reuters

Recommendations

Subjects that it is recommended to have taken before

Subjects that are recommended to be taken simultaneously

Subjects that continue the syllabus

European Union Law/612G01021

Final Dissertation/612G01031

International Law on Spaces/612G01047

Other comments

(*)The teaching guide is the document in which the URV publishes the information about all its courses. It is a public document and cannot be modified. Only in exceptional cases can it be revised by the competent agent or duly revised so that it is in line with current legislation.