



Syllabus
International Law and Contemporary Challenges
CFU 6

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Course Description

The 2nd Module of the “Global Law” Course aims to provide students with the knowledge of the basic elements of modern international law, with particular reference to subjects and legal sources, the United Nations collective security system, the State responsibility and disputes resolution.

<p>Topic 1 The Law of the International Community: Subjects and Sources of International Law (Prof. Mucci)</p>	<p>SUBJECTS OF INTERNATIONAL LAW</p> <ul style="list-style-type: none">a) The main features of the International Community and its historical evolutionb) The subjects of international law<ul style="list-style-type: none">- States- International intergovernmental organizations- Other subjects?- Individuals <p>SOURCES OF INTERNATIONAL LAW</p> <ul style="list-style-type: none">a) Customb) Treatiesc) General principles of lawd) Hierarchy of sources and <i>jus cogens</i>e) <i>soft law</i>
<p>Topic 2 United Nations and Collective Security System (Prof. Borgia)</p>	<p>THE CONCEPT AND DEVELOPMENT OF COLLECTIVE SECURITY</p> <p>Collective security: a historical journey The morphology of collective security Triggers, actors and institutions</p> <p>THE UNITED NATIONS</p> <p>UN Charter UN Structure</p> <p>THE UN CHARTER’S SYSTEM OF COLLECTIVE SECURITY</p> <p>Powers of general assembly, general secretary and security council The contribution of regional, defence and security organisations to peace and security Economic and military sanctions</p> <p>THE COLLECTIVE SECURITY AND THE PROTECTION OF HUMAN RIGHTS</p> <p>Humanitarian intervention Responsibility to Protect doctrine Criticisms</p>

Topic 3
State
Responsibility
and Disputes
Resolution in
International Law
(Prof. Simone)

STATE RESPONSIBILITY IN INTERNATIONAL LAW

The International Law Commission's Articles on Responsibility of States for Internationally Wrongful Acts
Internationally wrongful acts
The rules of attribution
Circumstances precluding wrongfulness
Consequences of breach
Invocation of State responsibility
International liability for injurious consequences arising out of acts non prohibited by international law

DISPUTES RESOLUTION IN INTERNATIONAL LAW

The international judicial function: Arbitration; the International Court of Justice
Regional and sectorial international courts: The General Court and the Court of Justice of the European Union; the International Tribunal of the Law of the Sea; the WTO Dispute Settlement Body; the European Court of Human Rights; the Interamerican Commission and Court of Human Rights; the African Commission and Court of Human Rights; the Committee for Human Rights of the United Nations Covenant on Civil and Political Rights; the International Criminal Court and the *ad hoc* International Criminal Tribunals
The pacific resolution of international disputes and the non-judicial settlement procedures

Teaching Method

The topics of the 2nd Module will be exposed through lectures. The active participation of students will be stimulated through the analysis of cases and materials submitted by the teachers. The formation of groups among students will be also expected, so as to stimulate the mutual interaction and the study of specific and relevant matters.

Textbook and Materials

A. CASSESE, International Law, 2nd edition, Oxford University Press, 2004.
Selected materials and/or slides will be provided to the students during the course.

Assessment

With reference to the 2nd Module, the students evaluation will be based on the attendance in classes (25%), on mid-term written exams (30%) and on a final oral exam (45%). The mid-term exams will be a total of three (one for each topic), and will consist in the preparation of papers regarding issues addressed in topic 1 (The Law of the International Community: Subjects and Sources of International Law), in topic 2 (United Nations and Collective Security System) and in topic 3 (State Responsibility and Disputes Resolution in International Law), respectively.

The final grade given to the students for the Course of Global Law will be equivalent to the point average obtained between the final grade attributed at the end of the 1st Module and the final grade attributed at the end of the 2nd Module.

Office hours

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