

JAEN08, European Private International Law, 7.5 credits

European Private International Law, 7,5 högskolepoäng

Second Cycle / Avancerad nivå

Details of approval

The syllabus was approved by Educational Committee of the Law Faculty Board on 2007-10-03 to be valid from 2012-03-14, spring semester 2012.

General Information

The course in European Private International Law is an optional (elective) course in the programme of study for the Degree of Master of Laws in European Business Law at the Law Faculty. It is open to international students participating in exchange programmes with the Faculty of Law.

Lectures and course materials are in English.

Main field of studies

European Business Law

Depth of study relative to the degree requirements

A1F, Second cycle, has second-cycle course/s as entry requirements

Learning outcomes

The aim of the course is to enable students to solve legal problems and reflect critically upon the basic principles and policies at the heart of European private international law.

Knowledge and understanding

To pass the examination the student shall be able to:

- demonstrate a basic understanding of the way in which the various private international law instruments of EU origin and the case law of the ECJ establish a consistent pattern of European private international law
- demonstrate a basic understanding of how private international law of the EU Member States is affected by the general principles of EU law
- demonstrate a basic understanding of legal solutions to private international law problems arising in civil and commercial disputes and which have international

implications; such as the jurisdiction of national courts; the ascertainment of the applicable legal system and the recognition/enforcement of foreign judgments.

Skills and abilities

To pass the examination the student shall be able to:

- demonstrate a capability of mastering a wide range of diverse sources of European private international law
- assess legal and policy issues caused by the diverging European legal systems
- discuss the issues involved in the harmonization and unification of private international law within the EU.

Values and attitudes

Students will practise discussing private international law issues with colleagues from different cultural backgrounds and of the opposite gender.

They will carry out independent studies of specific issues and take full responsibility for the development of their own knowledge in an objective, but critical manner.

To pass the examination the student shall be able to consider and discuss social and ethical aspects of private international law in the European context and make personal judgments based on these reflections.

Course content

In this course, private international law will be studied from an EU perspective. The focus is mainly on the principal EU regulations and directives in this field as well as on the decisions of the ECJ pertaining to the ascertainment of the applicable legal system, jurisdiction and the recognition/enforcement of judicial decisions.

Course design

Teaching is organized as lectures and seminars, where the students active participation is required. The seminars consist mainly of student submissions, which are graded and taken into account when determining the grade for the whole course. Another part of the examination is a written test at the end of the course.

The student obtains knowledge and competences as outlined above through the self-study of course literature and other course materials, and by taking an active part in lectures and seminars.

In order to pass, students are required to have 80% attendance or more on the seminars.

Assessment

Subcourses that are part of this course can be found in an appendix at the end of this document.

Grades

Marking scale: Fail, Pass, Pass with credit, Pass with distinction.

Entry requirements

Students recruited within the study programme for the Degree of Master of Laws in European Business Law qualify automatically for this course.

For students within the programme leading to a Swedish Professional Law degree, the requirements are stated in the Curriculum for the Master of Laws Programme at the Law Faculty.

For international exchange students, the requirements are relevant undergraduate studies corresponding to three years at university level.

Further information

The course is also an optional (elective) course for students on the programme leading to a Swedish Professional Law degree with specializations in international, business, procedural or private law.

It is open to international students participating in exchange programmes with the Faculty of Law.

The duration of the course is 10 weeks of part-time studies.

The University views plagiarism as a very serious academic offence, and will take disciplinary action against students for any kind of attempted malpractice in connection with examinations and assessments. The penalty that may be imposed for this, and other unfair practice in examinations or assessments, includes suspension from the University.

Subcourses in JAEN08, European Private International Law

Applies from H08

0701 European Private International Law, 7,5 hp
Grading scale: Fail, Pass, Pass with credit, Pass with distinction