

JUFN12, European Private International Law, 15 credits

European Private International Law, 15 högskolepoäng

Second Cycle / Avancerad nivå

Details of approval

The syllabus was approved by Educational Committee of the Law Faculty Board on 2008-01-21 to be valid from 2012-03-14, spring semester 2012.

General Information

The course is an optional (elective) course for students on the programme leading to a Swedish Professional Law degree. 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

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Depth of study relative to the degree requirements

A1N, Second cycle, has only first-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 must 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 must 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.

Judgement and approach

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

The students 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 must 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.

The course content is overlapping the content of the optional course JAEN08 European Private International Law, 7,5 credits, offered within the Master Programme in European Business Law.

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 and a written paper.

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 in 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 within the programme leading to a Swedish professional degree Master of Laws:

prerequisites stated in the curriculum for the Master of Law Programme at the Faculty of Law.

Prerequisites for international exchange students:

relevant undergraduate studies corresponding to three years at a university level.

Further information

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

The University views plagiarism as a very serious academic offence, and will take disciplinary actions 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 JUFN12, European Private International Law

Applies from V08

0801 European Private International Law, 15,0 hp
Grading scale: Fail, Pass, Pass with credit, Pass with distinction