



Ekonomihögskolan

HARN51, Internationell kontraktsrätt, 7,5 högskolepoäng

International Contract Law, 7.5 credits

Avancerad nivå / Second Cycle

Fastställande

Kursplanen är en historisk, äldre version, faställd av Institutionsstyrelsen vid Institutionen för handelsrätt 2019-11-13 och gällde från och med 2020-08-30, höstterminen 2020.

Allmänna uppgifter

The course International Contract Law is an advanced course which focuses on the regulation of international trade and contracts. The students will in particular study various rules relevant for international contracts, including international contractual model laws. The course is optional for the students achieving a Master of European and International Trade Law. It may also be studied as a single subject course.

Huvudområde

Europeisk och internationell handelsrätt

Fördjupning

A1N, Avancerad nivå, har endast kurs/er på grundnivå som förkunskapskrav

Kursens mål

The students will be trained as reflective practitioners in taking an active part in developing a sustainable society building on innovative thinking. This course will particularly enable the students to adopt informed decisions regarding legal aspects of international contracts and be able to convert regulatory constraints into opportunities. It aims at providing students with knowledge in European and international trade law in general and international contract law in particular. A passing grade on the course will be awarded to students who:

Kunskap och förståelse

- demonstrate knowledge as regards general aspects of international trade, such as sources of international law, international jurisdictions, courts and arbitration;
- demonstrate profound knowledge and understanding in the fields of trade and contract law; and
- demonstrate methodological knowledge in trade and contract law

Färdighet och förmåga

- demonstrate an ability to apply the law in the field of European and international trade and contract law;
- demonstrate an ability to independently identify and analyse problems related to European and international trade and contract law; and
- demonstrate an ability to work individually as well as in groups with students from different cultures in order to solve practical problems

Värderingsförmåga och förhållningssätt

- demonstrate an ability to make assessments in the fields of trade and contract law, taking into account relevant scientific, social and ethical aspects; and
- demonstrate an ability to identify their need of further knowledge and to take responsibility for developing their knowledge.

Kursens innehåll

International trade evolves rapidly and becomes increasingly complex. The need for a common understanding between business parties when it comes to contractual terms is very high. The course therefore focuses on international sales of goods and services and highlights the role of international contractual model laws such as the Unidroit Principles of International Commercial Contracts, the Principles of European Contract Law and the Draft Common Frame of Reference. However, different interpretation and disputes are sometimes unavoidable. The course therefore in addition covers other aspects of international trade, such as sources of international law, international jurisdictions, courts and arbitration.

Kursens genomförande

Teaching is structured in lectures and seminars, where students' participation is compulsory.

Kursens examination

The course requires active participation from the students during lectures, seminars and group works. It also requires individual preparation (self-study). Examination is based on individual as well as group performance. The exam is an individual written exam. Group performances and other individual performances are case solving activities and can include written short assignment/s and/or oral presentation/s. In order to pass, students are required to meet the 80% active

attendance requirement in the lectures and in the seminars.

The number of occasions that a student can try to complete the examination for the approved result on the course is limited to five occasions.

Om så krävs för att en student med varaktig funktionsnedsättning ska ges ett likvärdigt examinationsalternativ jämfört med en student utan funktionsnedsättning, så kan examinator efter samråd med universitetets avdelning för pedagogiskt stöd fatta beslut om alternativ examinationsform för berörd student.

Betyg

Betygsskalan omfattar betygsgraderna Underkänt, E, D, C, B, A.

At the School of Economics and Management grades are awarded in accordance with a criterion-based grading scale A-U. Students have to receive a grade of E or higher in order to pass the course.

A (Excellent) A distinguished result that is excellent with regard to theoretical depth, practical relevance, analytical ability and independent thought.

B (Very good) A very good result with regard to theoretical depth, practical relevance, analytical ability and independent thought.

C (Good) The result is of a good standard with regard to theoretical depth, practical relevance, analytical ability and independent thought and lives up to expectations.

D (Satisfactory) The result is of a satisfactory standard with regard to theoretical depth, practical relevance, analytical ability and independent thought.

E (Sufficient) The result satisfies the minimum requirements with regard to theoretical depth, practical relevance, analytical ability and independent thought, but not more.

U (Fail) The result does not meet the minimum requirements with regard to theoretical depth, practical relevance, analytical ability and independent thought.

Plagiarism is considered to be a very serious academic offence. The University will take disciplinary actions against any kind of attempted malpractice in examinations and assessments. The penalty that may be imposed for this, and other improper practices in examinations or assessments, includes suspension from the University for a specific period of time.

Förkunskapskrav

An undergraduate degree in Law or an undergraduate degree in Economics or Business Administration (BSc, LL.B. or equivalent), including 15 ECTS credits in Law or equivalent knowledge.

A good command of English language, both spoken and written, equivalent to English 6 (advanced level) in the Swedish secondary system.