



## Information about the subject

**Degree:** Bachelor of Arts Degree in Law

**Faculty:** Faculty of Legal, Economic and Social Sciences

**Code:** 310403 **Name:** International Private Law

**Credits:** 6,00 **ECTS Year:** 4 **Semester:** 1

**Module:** European Community and International Law

**Subject Matter:** European Community and International Law **Type:** Compulsory

**Department:** -

**Type of learning:** Classroom-based learning

**Languages in which it is taught:** Spanish

### Lecturer/-s:

314A Ricardo Gosalbo Bono (Responsible Lecturer)

ricardo.gosalbo@ucv.es

314B Ricardo Gosalbo Bono (Responsible Lecturer)

ricardo.gosalbo@ucv.es



## Module organization

### European Community and International Law

Subject Matter	ECTS	Subject	ECTS	Year/semester
European Community and International Law	18,00	European Union Law	6,00	1/2
		International Private Law	6,00	4/1
		International Public Law	6,00	3/2

## Recommended knowledge

In order to study Private International Law, it is recommended - not obligatory - to have previously passed the subjects of Civil Law I, II, III, IV, Commercial Law I and II, Community Law and Public International Law.

## Learning outcomes

At the end of the course, the student must be able to prove that he/she has acquired the following learning outcomes:

- R1 To identify the existence of a foreigner element in a legal-private relationship.
- R2 To know the rules relating to the attribution of international jurisdiction.
- R3 To know the particularities of the judicial procedure with a foreign element.
- R4 To know how to apply the conflict rule to determine the law applicable to a legal relationship with a foreign element.
- R5 To know the rules concerning the recognition and enforcement of foreign rules.



## Competencies

Depending on the learning outcomes, the competencies to which the subject contributes are (please score from 1 to 4, being 4 the highest score):

GENERAL	Weighting			
	1	2	3	4
CG1 Knowledge of the Science being studied, in this case of the science of Law, fundamentally of the most practical branches, with their international and economic implications and their specialized language.				X
CG2 Analysis and synthesis capacity			X	
CG3 Capacity for organization and planning		X		
CG4 Problem-solving capacity.				X
CG5 Computer skills related to the field of knowledge.			X	
CG10 Knowledge of a foreign language in relation to the Science of Law.		X		
CG11 Professional relationships: be able to establish and maintain relationships with other relevant professionals and institutions.		X		
CG12 To be able to develop audiovisual presentations.	X			
CG13 Information management capacity.		X		
CG14 Ability to work as a team and collaborate effectively with others.			X	
CG15 Ability to work in interdisciplinary teams.	X			
CG16 Ability to develop and maintain one's own competencies, skills and knowledge according to the standards of the profession.			X	



SPECIFIC	Weighting			
	1	2	3	4
CE2 Understanding of the different ways of creation of Law in its historical evolution and in its current reality, assimilating the existence of subordinate and supranational legal systems and the forms in which they are articulated.			X	
CE4 Ability to understand and know how local, regional, state, community, and international institutions work, in their genesis and as a whole, and to identify the competent institution or administration in each case as well as the sectoral law applicable in each case.		X		
CE5 Ability to identify the rights and obligations of the natural persons in all the areas of Law and give legal form to their acts of will.				X
CE8 Ability to know the law applicable to intra-community transactions and to international transactions outside the community and the means of enforcing it.				X
CE26 Assumption of the necessary interdisciplinary vision of legal problems.			X	
CE27 Capacity for negotiation and conciliation.	X			
CE28 Ability to give legal form to bilateral and multilateral relations of individuals.			X	
CE29 Ability to legally articulate projects, agreements, or disagreements.	X			
CE30 To acquire the knowledge of the necessary legal concepts in English in order to understand and articulate a basic legal discourse in this language.	X			



## Assessment system for the acquisition of competencies and grading system

Assessed learning outcomes	Granted percentage	Assessment method
R1, R2, R3, R4, R5	50,00%	Practical tests
R1, R2, R3, R4, R5	15,00%	Attendance, active participation and favourable attitude in the subject/ course/ module
R1, R2, R3, R4, R5	35,00%	Written theoretical tests

### Observations

- To compute the set of grades, the theoretical examination (5/10) and the individual practical test must be passed. In order to pass the course it is necessary to obtain a grade of 5 out of 10 in the course set.- The final examination consists of a theoretical part and a practical part. The theoretical part can be taken either orally or in writing. At the beginning of the course, the teacher will give a clear indication in this respect.- Provided that it is merited, the honourable mention can be obtained in the first or second call for papers with a minimum overall mark of 9.- Only the mark obtained in the theoretical and practical examination will be taken into account in the second round. It will only consist of one exam. It will not be possible to recover marks for the other sections (activities, attendance, participation).- In relation to absences, the communication of these will be made in advance - when possible - and the justification, in any case, within the following 7 days by e-mail.- The attendance to the sessions is neither compulsory nor voluntary, but necessary to obtain the qualification related to the active participation of the student.

Translated with [www.DeepL.com/Translator](https://www.DeepL.com/Translator) (free version)

### MENTION OF DISTINCTION:

According to Article 22 of the Regulations governing the Evaluation and Qualification of UCV Courses, the mention of "Distinction of Honor" may be awarded by the professor responsible for the course to students who have obtained, at least, the qualification of 9 over 10 ("Sobresaliente"). The number of "Distinction of Honor" mentions that may be awarded may not exceed five percent of the number of students included in the same official record, unless this number is lower than 20, in which case only one "Distinction of Honor" may be awarded.



## Learning activities

The following methodologies will be used so that the students can achieve the learning outcomes of the subject:

- M1 Group work sessions supervised by the teacher. Study of legal cases, both true and fictitious. Significant construction of knowledge through student interaction and activity. Critical analysis of values and social commitment.
- M6 The student must present a case in which the applicable law is not the national law but the Community or international law directly.
- M7 The students must read some specific texts that are connected with the module and be able to present their conclusions.
- M8 Exposition of contents by the teacher, analysis of competences, explanation and demonstration of capacities, skills and knowledge in the classroom.
- M11 Personalised attention and in small groups. Period of instruction and/or orientation carried out by a tutor with the aim of reviewing and discussing the materials and topics presented in the classes, seminars, readings, completion of assignments, etc.
- M12 Set of written and/or oral tests used in the initial, formative or summative evaluation of the student.
- M13 Group preparation of readings, essays, resolution of problems, seminars, papers, dossiers, etc., to be presented or delivered in theory classes, practical classes, and/or small group tutorials.
- M14 Student's study: individual preparation of readings, essays, problem-solving, seminars, works, reports, etc. to present or deliver in the theoretical classes, practical classes and/or small group tutorials.



## IN-CLASS LEARNING ACTIVITIES

	LEARNING OUTCOMES	HOURS	ECTS
In-class presentation of practical cases where international law or European Law is directly applied. M13	R1, R2, R3, R4, R5	10,00	0,40
Practical cases. M6	R1, R2, R3, R4, R5	10,00	0,40
In-class presentation of readings related to the subject. M13	R1, R2, R3, R4, R5	10,00	0,40
Theoretical classes. M8	R1, R2, R3, R4, R5	25,00	1,00
Tutorial. M11	R1, R2, R3, R4, R5	2,00	0,08
Assessment M12	R1, R2, R3, R4, R5	3,00	0,12
<b>TOTAL</b>		<b>60,00</b>	<b>2,40</b>

## LEARNING ACTIVITIES OF AUTONOMOUS WORK

	LEARNING OUTCOMES	HOURS	ECTS
Group work. M1	R1, R2, R3, R4, R5	10,00	0,40
Individual work. M14	R1, R2, R3, R4, R5	80,00	3,20
<b>TOTAL</b>		<b>90,00</b>	<b>3,60</b>



## Description of the contents

Description of the necessary contents to acquire the learning outcomes.

### Theoretical contents:

Content block	Contents
LESSON 1	CONCEPT, NATURE AND CHARACTERISTICS OF PRIVATE INTERNATIONAL LAW
LESSON 2	THE SOURCES OF PRIVATE INTERNATIONAL LAW
LESSON 3	PROCEDURAL PRIVATE INTERNATIONAL LAW
LESSON 4	SPANISH LAW ON NATIONALITY AND FOREIGNERS
LESSON 5	TYPES OF PRIVATE INTERNATIONAL LAW RULES
LESSON 6	THE APPLICATION OF FOREIGN LAW
LESSON 7	PERSONAL LAW, FAMILY LAW AND THE LAW OF SUCCESSION
LESSON 8	THE LAW OF MOVABLE AND IMMOVABLE PROPERTY
LESSON 9	CONTRACTUAL AND TORTIOUS OBLIGATIONS





## Temporary organization of learning:

Block of content	Number of sessions	Hours
LESSON 1	3,00	6,00
LESSON 2	3,00	6,00
LESSON 3	3,00	6,00
LESSON 4	3,00	6,00
LESSON 5	3,00	6,00
LESSON 6	6,00	12,00
LESSON 7	3,00	6,00
LESSON 8	3,00	6,00
LESSON 9	3,00	6,00



## References

### BASIC BIBLIOGRAPHY:

- ESPULGUES MOTA, C. e IGLESIAS BUHIGUES, J.L, Derecho Internacional Privado, Ed. 16ª, Tirant Lo Blanch. 2023.
- CALVO CARAVACA, A.L. Y CARRASCOSA GONZÁLEZ, F.J., Tratado de Derecho Internacional Privado, 3 vols., 2023.
- GUZMÁN ZAPATER, M. et altera, Lecciones de Derecho Internacional Privado, 3ª edición, Tirant lo Balch, 2023.

### LEGISLATIVE COLLECTIONS

- ÁLVAREZ GONZÁLEZ, S., ESPUGUES MOTA, C. Y OTROS, Legislación de Derecho internacional privado, Granada, Comares, 2021.
- BORRÁS MORENO, A., BOUZA VIDAL, N. Y OTROS, Legislación básica de Derecho internacional privado, Madrid, Tecnos, 2023.

### LINKS

- ICC - International Chamber of Commerce
- Eurlex - Buscador de Derecho de la Unión Europea. Comisión Europea.
- ICSID - International Centre for the Settlement of Investment Dispute
- UNCITRAL - UN Commission for International Trade Law
- UNIDROIT - UN International Institute for the Unification of Private Law
- USITC - United States International Trade Commission
- WIPO - World Intellectual Property Organization
- WTO - World Trade Organisation



## Addendum to the Course Guide of the Subject

Due to the exceptional situation caused by the health crisis of the COVID-19 and taking into account the security measures related to the development of the educational activity in the Higher Education Institution teaching area, the following changes have been made in the guide of the subject to ensure that Students achieve their learning outcomes of the Subject.

**Situation 1: Teaching without limited capacity** (when the number of enrolled students is lower than the allowed capacity in classroom, according to the security measures taken).

In this case, no changes are made in the guide of the subject.

**Situation 2: Teaching with limited capacity** (when the number of enrolled students is higher than the allowed capacity in classroom, according to the security measures taken).

In this case, the following changes are made:

### 1. Educational Activities of Onsite Work:

All the foreseen activities to be developed in the classroom as indicated in this field of the guide of the subject will be made through a simultaneous teaching method combining onsite teaching in the classroom and synchronous online teaching. Students will be able to attend classes onsite or to attend them online through the telematic tools provided by the university (videoconferences). In any case, students who attend classes onsite and who attend them by videoconference will rotate periodically.

In the particular case of this subject, these videoconferences will be made through:

☒ Microsoft Teams

☐ Kaltura



## **Situation 3: Confinement due to a new State of Alarm.**

In this case, the following changes are made:

### **1. Educational Activities of Onsite Work:**

All the foreseen activities to be developed in the classroom as indicated in this field of the guide of the subject, as well as the group and personalized tutoring, will be done with the telematic tools provided by the University, through:

☒ Microsoft Teams

☐ Kaltura

Explanation about the practical sessions:

The practical sessions will be carried out through teams and will be uploaded to the UCVNET platform.



## 2. System for Assessing the Acquisition of the competences and Assessment System

### ONSITE WORK

#### Regarding the Assessment Tools:

☐

The Assessment Tools will not be modified. If onsite assessment is not possible, it will be done online through the UCVnet Campus.

☒

The following changes will be made to adapt the subject's assessment to the online teaching.

Course guide		Adaptation	
Assessment tool	Allocated percentage	Description of the suggested changes	Platform to be used
Asistencia, participación activa y actitud favorable	15%	Participación activa	Teams y UCVNET

The other Assessment Tools will not be modified with regards to what is indicated in the Course Guide.

#### Comments to the Assessment System:



- With respect to attendance, being online classes, attendance is not mandatory (although convenient) and mere attendance will not count towards the final grade. Consequently, attendance will not be recorded during the academic year. The percentage of points foreseen for mere attendance (5%) will increase the percentage of participation and favourable attitude in the subject (the percentage of this will therefore be 15% in total). In other words, since the classes are online, only the student's participation will be taken into account (in addition, of course, to the percentage corresponding to the internship and the exam).
- As for the final exam (to be taken within the official exam period), whether it is definitely face-to-face or online, it will be oral (using Microsoft Teams).