



Master International Business Law

Vrije Universiteit Amsterdam - Faculteit der Rechtsgeleerdheid - M International Business Law - 2013-2014

The IBL Master programme is conferred upon students who satisfactorily achieve a minimum of 60 European Credits (EC); one academic year. You can choose between two specializations: Business Relations or Regulation of Business.

The 2013-2014 IBL Master programme consists of:

- The compulsory courses of the chosen specialization (either Business Relations or Regulation of Business) (30 EC)
- Optional courses (choose from the list of optional courses described below) (in total 12 EC)
- A compulsory research seminar (6 EC)
- A Master thesis (12 EC)

You can find a calendar for the IBL Master programme on www.vu.nl/en: click on the Master programme under 'Programmes', and then go to 'Study programme'.

Please check the [Academic and Examination Regulations](#) for more information about the compositions and the aim of the IBL Master programme.

Inhoudsopgave

IBL Spec. Business Relations	1
IBL Spec. Business Relations Compulsory	1
IBL Spec. Business Relations Optional	1
M IBL Spec. Regulations	1
IBL, Spec. Reg of Business Compulsory	1
IBL, Spec. Reg of Business Optional	2
Vak: Competition Law (Periode 2)	2
Vak: EU Internal Market Law (Periode 1)	3
Vak: Financial Markets (Periode 5)	4
Vak: International Arbitration (Periode 4)	6
Vak: International Company Law (Periode 1)	7
Vak: International Contract Law (Periode 1+2)	8
Vak: International Intellectual Property Law (Periode 4)	9
Vak: International Tax Law (Periode 2)	11
Vak: International Trade and Investment Law (Periode 1)	12
Vak: Master's Thesis - International Business Law (Periode 5+6)	13
Vak: Private International Commercial Law (Periode 4)	14
Vak: Research Seminar - International Business Law (Periode 2+3)	15

IBL Spec. Business Relations

Opleidingsdelen:

- IBL Spec. Business Relations Compulsory
- IBL Spec. Business Relations Optional

IBL Spec. Business Relations Compulsory

Vakken:

Naam	Periode	Credits	Code
International Arbitration	Periode 4	6.0	R_Int.com.ar
International Company Law	Periode 1	6.0	R_Int.comp.l
International Contract Law	Periode 1+2	12.0	R_IntConL12
Master's Thesis - International Business Law	Periode 5+6	12.0	R_MThIBL
Private International Commercial Law	Periode 4	6.0	R_PrivIntCom
Research Seminar - International Business Law	Periode 2+3	6.0	R_RSIBL

IBL Spec. Business Relations Optional

Vakken:

Naam	Periode	Credits	Code
Competition Law	Periode 2	6.0	R_Eur.comp.l
EU Internal Market Law	Periode 1	6.0	R_EUIML
Financial Markets	Periode 5	6.0	R_Finmark
International Intellectual Property Law	Periode 4	6.0	R_Int.prop.l
International Tax Law	Periode 2	6.0	R_Int.tax.l
International Trade and Investment Law	Periode 1	6.0	R_IntTII6e

M IBL Spec. Regulations

Opleidingsdelen:

- IBL, Spec. Reg of Business Compulsory
- IBL, Spec. Reg of Business Optional

IBL, Spec. Reg of Business Compulsory

Vakken:

Naam	Periode	Credits	Code
Competition Law	Periode 2	6.0	R_Eur.comp.l
EU Internal Market Law	Periode 1	6.0	R_EUIML
International Intellectual Property Law	Periode 4	6.0	R_Int.prop.l
International Tax Law	Periode 2	6.0	R_Int.tax.l
International Trade and Investment Law	Periode 1	6.0	R_IntTII6e
Master's Thesis - International Business Law	Periode 5+6	12.0	R_MThIBL
Research Seminar - International Business Law	Periode 2+3	6.0	R_RSIBL

IBL, Spec. Reg of Business Optional

Vakken:

Naam	Periode	Credits	Code
Financial Markets	Periode 5	6.0	R_Finmark
International Arbitration	Periode 4	6.0	R_Int.com.ar
International Company Law	Periode 1	6.0	R_Int.comp.l
International Contract Law	Periode 1+2	12.0	R_IntConL12
Private International Commercial Law	Periode 4	6.0	R_PrivIntCom

Competition Law

Vakcode	R_Eur.comp.l (200943)
Periode	Periode 2
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	dr. mr. R.A. Abdullah Khan
Docent(en)	dr. mr. R.A. Abdullah Khan
Lesmethode(n)	Lezing
Niveau	400

Doel vak

The purpose of this course is a study of global antitrust law (competition law) and economics. This is not a course on comparative law in the sense of analysing comparisons purely in order to shed light on

laws that are really national in application. Rather the conviction is that this combination of laws from varying nations in actual practice presents a truer picture of the overall regime of competition law that now faces multinational market players.

Inhoud vak

The focus is on EU and US for several reasons. First, as practical matter, the lion's share of global antitrust enforcement is done by the EU and US. Second, as a conceptual matter, nations outside those jurisdictions by and large borrow the basic statutory frameworks of either the US and EU and employ similar methods of antitrust analysis. Knowing how the US and EU have grappled with the standard set of antitrust problems thus goes a long way to understand how antitrust analysis is done in the rest of the world too. Other nations are discussed in a bit more length where they seem to clearly raise a 'third way' of addressing an important antitrust issue.

Onderwijsvorm

Lectures and a take home examination.

Participation in the lectures is compulsory.

Toetsvorm

Take home examination.

Literatuur

- Richard Whish, Competition Law, Oxford University Press, 2012,
- Handouts and other literature to be announced.

EU Internal Market Law

Vakcode	R_EUIML ()
Periode	Periode 1
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	prof. dr. G.T. Davies
Examinator	prof. dr. G.T. Davies
Docent(en)	prof. dr. G.T. Davies, C. Kaupa
Lesmethode(n)	Hoorcollege
Niveau	400

Doel vak

This course primarily contributes to the following 'end terms' of the programme: 1,3,4,8,13,14

It has as its goals that students:

- Acquire an advanced knowledge of the law of the EU internal market;
- Are able to independently analyse complex factual situations and apply the law to these situations;
- Are able to construct a legal argument based on proper use of legal sources;
- Are able to criticise the state of the law in the light of legal coherence and social concerns, and to take an argued standpoint on

current academic debates concerning this law.

Inhoud vak

The following topics will be addressed in the course:

- Free movement of goods, services, persons, companies and capital in the EU;
- The internal situation;
- The application of free movement law to private actors;
- The protection of public and social interests in EU internal market law.

Onderwijsvorm

The classes will be partly lectures, but with a great deal of room for discussion and questions. Students are expected to actively express opinions and pose questions.

Toetsvorm

Scheduled written examination.

Literatuur

Chalmers, Davies and Monti, EU Law (Cambridge University Press, 2nd Edn, 2010).

Financial Markets

Vakcode	R_Finmark ()
Periode	Periode 5
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	dr. P. Iglesias Rodriguez
Examinator	dr. P. Iglesias Rodriguez
Lesmethode(n)	Hoorcollege
Niveau	500

Doel vak

The course has several targets that make reference to the knowledge, abilities and academic skills of the students.

Knowledge: at the end of the course the student will have substantial knowledge on: a) the structure, rationale, functioning, risks and relevance of financial markets in the areas of banking, securities and insurance; b) the role of public actors (e.g., financial supervisors) and private actors (e.g. financial industry, investors) in shaping the financial system as well as c) how financial rules affect businesses, individuals and society at large; d) the interactions between public and private financial market actors at the international, European and national levels and e) the main academic discussions in core financial markets aspects.

Abilities: the course will enable the student to provide solutions to practical legal problems that regulators, law firms, financial firms and corporations in general may encounter in respect of financial markets' issues.

Academic skills: during the course the student will be required to write original research, publicly present her results and critically use and analyse academic literature in the field of financial markets. This will contribute to the development of the students' research and communication skills.

The course analyses the activities performed by governments, public regulators, lobby groups, financial firms and corporations in respect of financial markets activities. Hence, it may be useful for students aiming to work in the public and private financial sectors as well as in those corporations that use financial instruments to raise money or to manage risk. Other students more interested in pursuing an academic career will have the opportunity to deal with the analysis of literature in the financial markets field, which may increase their interest in the topic.

The key elements of the teaching method are three: 1) Thorough preparation of the sessions by the students at home; b) Active and participative discussion of case studies during the sessions; c) Clear and practical lecturing by the teacher on the main issues.

After each lecture students are requested to solve at home a case study with questions related to the contents addressed in the last lecture. The solution of the case study requires the use of legal and academic materials. During the first part of the following lecture (25 minutes) the students discuss the solution to the case study. The teacher will randomly ask different students to present before the rest their solutions to the case studies and will incentivise the discussion within the group.

In addition to the analysis of case studies, the students must read at home the materials pertaining to the contents of the next lecture. Lectures follow a traditional lecturing style, although the teacher will frequently ask students legal questions on relevant issues –so as to promote the development of their critical thinking.

Inhoud vak

The course consists of 7 lectures that address core financial regulation topics. The titles of the lectures are the following:

1. The role of the financial system in the world's economy;
2. Public actors: financial regulators and supervisors;
3. Private actors: financial industry, businesses and individual investors;
4. Key issues in banking regulation;
5. Key issues in securities regulation;
6. Key issues in insurance regulation;
7. The use of financial markets by corporations as a means of raising capital and managing risks: practical legal aspects.

The first 3 sessions provide the student with a strong theoretical basis on the functioning of financial markets and institutions internationally, with a focus on the EU, the US as well as some emerging markets. Special attention is paid to major institutional developments in the post-financial crisis scenario.

The following 3 lectures address specific regulatory issues in the main areas of financial markets regulation –banking, securities and insurance. The last lecture analyzes the use of financial instruments by

corporations and, therefore, it complements the knowledge acquired by the student in other subjects of the master (e.g., International Company Law).

Onderwijsvorm

The students will receive readers corresponding to each of the sessions. The reading materials include legislation, case law, policy documents as well as academic literature (often with contradicting views on the same issue) in the relevant fields. The reading materials also incorporate practical case scenarios with questions that the student must analyze and solve at home. The analysis of legislation and case law will contribute to enhancing the clinical skills of the student; that may be very useful for a career in the legal industry or within the legal department of a corporation. The academic literature will contribute to the development by the student of a critical approach in respect of financial market issues and may be particularly useful for those intending to develop their work within the academic field.

During the course the students are required to 1) write a paper (2.500 words) on a relevant topic concerning financial markets regulation or supervision and 2) to make a power point presentation on the topic of their papers. The presentation, which constitutes part of the final grade, will help students to strengthen their communication and presentation skills. The paper assignment will enhance the research abilities of the students and give them the opportunity to further analyze specific topics of their interest. The topics of the papers/presentations are decided and allocated on the first session of the course. Presentations (of 6 minutes of duration each) will be performed from the second session onwards.

Toetsvorm

The course will be assessed by the following components:

- Scheduled written examination.
- Paper(s).
- Presentation(s).
- Assignment(s).

Literatuur

A reader specifically devised for this course.

International Arbitration

Vakcode	R_Int.com.ar (200953)
Periode	Periode 4
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	dr. J.J. van Haersolte-van Hof
Docent(en)	dr. J.J. van Haersolte-van Hof
Lesmethode(n)	Lezing
Niveau	400

Doel vak

The objectives of this course are to promote academic education and to encourage critical and independent thinking. Upon completion of the course, the student will be able to practice professionally in the field of arbitration. To this effect, the course discusses realistic problems so that students will be able to resolve such legal problems on a sound theoretical and pragmatic basis.

Inhoud vak

The focus of the course is on commercial arbitration. There will be some discussion of procedural aspects of international investment arbitration. Students are expected to be familiar with basic concepts of private international law.

The course focuses on a combination of practical and theoretical issues. While some elements are taught on a structured, theoretical setting (i.e. the workings of a typical international arbitration law), other components of the course are taught on the basis of practical, real-life, examples (such as drafting appropriate arbitration clauses).

Onderwijsvorm

The format generally consists of lectures. Active participation of students is expected.

A maximum of 30 students can participate in the course.

Toetsvorm

The course will be assessed by the following components:

- Scheduled written examination.
- Presentation(s).
- Assignment(s).

Literatuur

Previously, a reader was compiled with a selection of texts from different handbooks. Probably, and depending on availability, for the 2013/2014 course a single textbook will be prescribed (Redfern and Hunter on International Arbitration, student edition), together with a selection of basic materials (case law and arbitration rules).

International Company Law

Vakcode	R_Int.comp.I (200936)
Periode	Periode 1
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	mr. dr. B.H.A. van Leeuwen
Examinator	mr. dr. B.H.A. van Leeuwen
Docent(en)	mr. W.J.M. van Veen, prof. mr. A.F. Verdam, prof. mr. G.T.M.J. Raaijmakers, prof. mr. J.B. Huizink, dr. P. Iglesias Rodriguez, mr. dr. B.H.A. van Leeuwen
Lesmethode(n)	Hoorcollege, Werkcollege
Niveau	400

Doel vak

The course is intended for students from abroad as well as for regular students of the faculty. Through international trade and transnational activities of companies as well as non-commercial organizations, contacts with companies and organizations of different national laws are becoming more intense. National laws in these areas differ in many, often unexpected ways. The objective of this course is to broaden the perspective and understanding of differences in legal approaches to commercial and non-commercial organizations and deepen the knowledge and insight of international influences, especially the law of the European Union on company and corporation law.

Inhoud vak

- Introduction: different approaches in company law;
- Basics of European company Law;
- Law of trusts, foundations and associations;
- Internal governance of companies;
- The position of directors and supervisors;
- Rights and obligations of shareholders;
- Supervision on financial markets.

Onderwijsvorm

The lectures focus on presenting and discussing the main issues of the subject matter.

Toetsvorm

Scheduled written examination.

Literatuur

An overview of the materials to be studied will be published on Blackboard.

International Contract Law

Vakcode	R_IntConL12 ()
Periode	Periode 1+2
Credits	12.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	mr. dr. R. Mellenbergh
Examinator	mr. dr. R. Mellenbergh
Docent(en)	prof. mr. R.P.J.L. Tjittes, prof. mr. C.E.C. Jansen, mr. F.M. Gilligan, mr. dr. R. Mellenbergh, mr. P.S. Bakker, dr. mr. C.B.P. Mahe, mr. A.A. Machnicka
Lesmethode(n)	Hoorcollege
Niveau	500

Doel vak

This course aims to enable the participants (1) to get acquainted with the basics of terminology and concepts of international contract law in general and with their operation in the context of important specific contracts; (2) to enhance their knowledge of contract laws around the world and of the international instruments (PICC; PECL/DCFR; CISG); (3) to discover similarities and differences in the outcome of a specific case when applying different contract laws; (4) to learn when, why and

how to deviate from the applicable national non-mandatory contract law; and (5) to learn about commonly used boiler plate clauses in international contracts and their possible meaning in international contract law. The course contributes to all end terms of the Degree Programme.

Inhoud vak

The following topics will be addressed in the course:

- Pre-contractual negotiations and letters of intent;
- Formation of contracts;
- Battle of forms;
- Agency;
- Content and interpretation of contracts;
- Supervening effects;
- Remedies for non performance;
- Sale of goods;
- Mergers and acquisitions.

Onderwijsvorm

During the lectures the following working methods will be used:

- (1) Participants prepare by reading and studying course materials in advance;
- (2) Questions and case studies. To show the relativity of the different contract laws with regard to the outcome of a specific case, questions and case studies will be put on Blackboard. Participants are expected to prepare these questions and case studies and to discuss their answers during class;
- (3) Group discussions based on course materials, questions and case studies. The knowledge of all participants will be used during class to confront different contract laws with each other in order to discover the various solutions that are possible to solve the same issues;
- (4) Papers. During the course, participants must prepare four individual papers.

Toetsvorm

The course will be assessed by the following components:

- Scheduled written examination.
- Paper(s).

Literatuur

To be announced in the electronic reader which will be published on Blackboard. The main course material consists of chapters from the book: H. Beale, B. Fauvarque-Cosson, J.W. Rutgers, D. Tallon & S. Vogenauer, Cases, Materials and Text on Contract Law, Oxford: Hart Publishing 2010.

Additional course material will be put on Blackboard, such as commonly used clauses in international commercial contracts ('boiler plates') and references to international instruments such as PICC, PECL/DCFR, CISG and to additional literature on international contract law.

Overige informatie

This course may only be followed by students of the International Business Law master programme.

International Intellectual Property Law

Vakcode	R_Int.prop.I (200991)
Periode	Periode 4
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	prof. dr. M.R.F. Senftleben
Examinator	prof. dr. M.R.F. Senftleben
Docent(en)	prof. dr. M.R.F. Senftleben
Lesmethode(n)	Hoorcollege
Niveau	500

Doel vak

The course provides an overview of the international legal framework for the protection of intellectual property (IP).

Participants will obtain a general understanding of the role of IP protection in international trade, underlying policy considerations and the current debate on imbalances in the international protection system.

Participants will acquire the ability to identify and solve problems arising from the international nature of intellectual property, and the ability to assess the current IP system critically in the light of social, cultural and economic needs in developing and developed countries.

Inhoud vak

The course focuses on the principles and minimum standards of protection established in the Berne Convention for the Protection of Literary and Artistic Works, the Paris Convention for the Protection of Industrial Property and, in particular, the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS). The following issues will be dealt with in particular:

- IP protection and public health;
- The balance between IP protection and freedom to create;
- The regulation of market access in the pharmaceutical industry;
- Further current topics on the international IP agenda.

International intellectual property registration systems constitute an additional topic of the course. The Madrid System for the International Registration of Marks and the Patent Cooperation Treaty will be discussed.

Onderwijsvorm

During the lectures (two hours per week), the international legal framework for the protection of intellectual property will be introduced and discussed. During the seminars, this knowledge will further be enhanced by exploring specific problem areas, such as patent protection and public health, copyright protection and freedom of information in the digital environment, and trademark protection and advertising regulations.

A maximum of 50 students can participate in the course. Participation in the seminars is compulsory.

Toetsvorm

The course will be assessed by the following components:

- Scheduled written examination.
- Presentation(s).

Literatuur

The course will be based on the following book:

WIPO Intellectual Property Handbook - Policy, Law and Use,
2nd edition, Geneva, 2004
WIPO Publication No. 489(E),
ISBN 92-805-1291-7

Please download an electronic copy of the book for free at:
<http://www.wipo.int/about-ip/en/iprm/>

The course material also offers short summaries of copyright, trademark and patent protection that may serve as a first introduction to the main branches of protection.

Additional commentary literature can be found in the library of the VU University, such as:

Ricketson/Ginsburg, International Copyright and Neighbouring Rights – The Berne Convention and Beyond, 2nd ed., Oxford 2006.

Gervais, The TRIPS Agreement: Drafting History and Analysis, 3rd ed., London 2008.

International Tax Law

Vakcode	R_Int.tax.I (200949)
Periode	Periode 2
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Docent(en)	prof. dr. mr. F.P.G. Potgens, mr. G.F. Boulogne, mr. drs. B.B. de Mik, mr. R.R. van der Heide, mr. dr. R.A. Wolf
Lesmethode(n)	Lezing
Niveau	400

Doel vak

The student will acquire a structured understanding of the concepts and principles of international tax law. He/she will know:

- what to look for when dealing with international tax situations;
- the right questions to ask;
- the different approaches of national tax systems; and
- how to apply tax treaties.

Perhaps most importantly, the student will obtain an overview of the framework of international tax law. This will provide him/her with the background knowledge and the confidence to pursue specific enquiries independently.

Inhoud vak

This course discusses the principles and mechanisms of international (direct) taxation of companies, the contents and effects of EU corporate tax directives and the impact of EU case-law on the tax systems of EU Member States. The emphasis is on concepts rather than on technical details. The perspective is multilateral (mainly OECD and EU) rather than domestic, although examples of approaches and systems of various OECD Member States will be given.

Furthermore, there will be a course on VAT and custom duties in relation to international trade.

Onderwijsvorm

For most of the combined lectures and tutorials, the students have to prepare cross-border cases in which they will have to apply the acquired knowledge. During those courses, students are asked to present their answers and discussions will be initiated by the lecturer and students are actively invited to be critical.

Toetsvorm

Scheduled written examination, with preference given to the exam being conducted digitally.

Literatuur

- Michael Lang, Introduction to the Law of Double Tax Conventions, Amsterdam: IBFD, 2010.
- Michael Lang, Pasquale Pistone, Josef Schuch, Claus Staringer (eds.), Introduction to European Tax Law: Direct Taxation, Biddles: Spiramus Press, 2010.
- European Commission, DG Taxation and Customs Union, VAT eLearning course, created under the Community Cooperation Programme "Fiscalis 2013", version 2.00. This eLearning course will be available through Blackboard.

International Trade and Investment Law

Vakcode	R_IntTII6e ()
Periode	Periode 1
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	dr. H.M.G. Denters
Examinator	dr. H.M.G. Denters
Docent(en)	dr. H.M.G. Denters
Lesmethode(n)	Hoorcollege
Niveau	400

Doel vak

The course contributes to all intended learning outcomes of the IBL programme.

Inhoud vak

The course focuses on principles and rules that govern the world trading system and foreign direct investments. Students successfully completing the course should be able to understand relevant principles and rules,

and solve legal problems in the field of international trade and investment relations.

Subjects covered are:

Economic globalisation, Sources and interpretation of International Economic Law, Relationship with Environment/Human Rights and other societal interests, interface between trade, investment and money, WTO Membership, Covered agreements GATT, GATS, TRIPS, DSU, accession protocols, Trade negotiating rounds, Principles of trade liberalization, GATT and GATS comparison, MFN and NT /concept of 'like' product, Preferential treatment of DCs, Exceptions to MFN/NT, General/ Security exceptions, Safeguard measures, BoP measures, GSP schedules, SPS and TBT, principles of investment law.

Onderwijsvorm

Students are expected to read the assigned literature in advance.

Literature consists of reading materials and lecture notes. Students will need to study for 200 hours in total: overhead / classes / comments / assignments / literature.

Students must enrol for this course on VUNet.

Class attendance is mandatory.

Absent students (due to illness or other force majeure) must inform the course coordinator by email.

A maximum of 30 students can participate in the course.

Toetsvorm

Each student can acquire up to 100 points. The course will be evaluated by three assignments. Assignments must be submitted to Blackboard and on paper before the class/date indicated in the schedule below. Late assignments will not be graded. There will be no written exam.

Criteria for grading your writings are:

- Problem statement and conclusion;
- Argumentation supported by legal sources;
- Structure in sections and paragraphs;
- Creativity;
- Conciseness and being to-the-point;
- Use of language.

Literatuur

- Simon Lester and Bryan Mercurio, World Trade Law, Text, Materials and Commentary, Hart Publishing 2008.
- Materials on BlackBoard.
- Case law referred to in classes in <http://www.worldtradelaw.net/>.

Master's Thesis - International Business Law

Vakcode	R_MThIBL ()
Periode	Periode 5+6
Credits	12.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	I.C. Ciobanasu LLM
Niveau	600

Doel vak

All Intended Learning Outcomes of the IBL Master will be achieved.

Inhoud vak

Any subject related to International Business Law may be accepted.

Onderwijsvorm

Before the actual start of the Master thesis (Periods 5 and 6) students must first submit a thesis design in March. This design contains a commitment to a particular research undertaking and describes the subject and problems to be researched as well as the intended supervisor. Students may suggest a subject of research and an intended supervisor themselves. The supervisor is usually a member of the teaching staff; however, this is not a requisite. Both the design and the supervisor must be approved by the Programme Board. The thesis design must also fit the IBL profile, have sufficient academic level and reflect a research plan that can be completed within the time available. Generally, a supervisor will not supervise more than three students, but exceptions are possible. The Programme Board will assist when students are unable to find or approach a supervisor themselves.

The Master Thesis Seminar is the final assessment of the programme. In the seminar, students present and defend their thesis to an external examiner. Also present at the seminar are the chair (a member of the teaching staff) and fellow students who also present their work. External examiners are frequently legal practitioners from law firms such as DLA-Piper or Clifford Chance. External examiners may also be invited from other universities or government agencies when a research field relates to international trade and investment law. The independent assessment of student's research and presentation skills by specialized legal practitioners is considered important for maintaining quality standards and the connection with the professional field.

Toetsvorm

Master Thesis.

Literatuur

Academic literature required for the assigned research.

Overige informatie

Criteria for assessing the Master's thesis are as follows:

- Content, structure and reasoning: The problem statement is clearly formulated. The paper is well structured. The reasoning is logically, consistently and coherently developed. The conclusions are the logical result of the previous argument, with no omissions or contradictions;
- Use of sources: The thesis demonstrates the ability to acquire and apply knowledge found in relevant literature, legislation and case law. The student assesses the validity of sources and distinguishes facts from opinions. There is proper referencing of sources;
- Thinking independently, critically and creatively: The thesis demonstrates the ability to think independently, critically and creatively. The work adds to existing literature.;
- Language: The Master's thesis is written in correct English, idiomatically as well as grammatically.

Private International Commercial Law

Vakcode	R_PrivIntCom (200917)
Periode	Periode 4
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid
Coördinator	mr. M. Zilinsky
Examinator	mr. M. Zilinsky
Docent(en)	prof. mr. P. Vlas, mr. M. Zilinsky
Lesmethode(n)	Hoorcollege
Niveau	400

Doel vak

The main goal of this course is to equip students with the knowledge and skills to apply private international law rules in international commercial trade practice.

Inhoud vak

This course deals with aspects of private international law that may be relevant whenever cross-border commercial disputes are to be resolved. Students will first be familiarised with general principles of private international law. Subsequently, they will be introduced to how to resolve the question of jurisdiction in international contracts, and how parties to a contract may prevent themselves from being sued in a foreign jurisdiction. The course further deals with issues of choice of law. In particular, it will examine which law governs an international commercial contract, having regard to the rules of the Rome I Regulation. Issues regarding recognition and enforcement of foreign court judgements and legal issues regarding insolvency conclude the topics that are focussed on in this course.

Onderwijsvorm

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Toetsvorm

The course will be assessed by the following components:

- Scheduled written examination.
- Oral examination.

Literatuur

- Texts and documents available on Blackboard.
- M. Bogdan, Concise Introduction to EU Private International Law, 2nd edition, Europa Law Publishing: Groningen, 2012.
- M. Bogdan & U. Maunsbach, EU Private International Law: An EC Court Casebook, Europa Law Publishing: Groningen, 2012.

Research Seminar - International Business Law

Vakcode	R_RSIBL ()
Periode	Periode 2+3
Credits	6.0
Voertaal	Engels
Faculteit	Faculteit der Rechtsgeleerdheid

Coördinator	dr. H.M.G. Denters
Docent(en)	dr. H.M.G. Denters, mr. F.M. Gilligan, I.C. Ciobanasu LLM
Lesmethode(n)	Werkcollege
Niveau	500

Doel vak

This course will contribute to intended learning outcomes 1, 4, 6, 7, 8, 10, 11 of the IBL-programme.

- Ability to identify a research area of interest and narrow it to a manageable study topic;
- Identify significant variables related to your inquiry and formulate them into focused, researchable question(s) or hypotheses;
- Examine the personal and practical meaningfulness of your research questions;
- Identify the relevant audience and purpose for the proposal;
- Search out and analyze the relevant literature in terms of the key concepts and assumptions to put your inquiry into the context of what is already known;
- Conduct a review of the literature, including key points, patterns, theories, and voices published in your area of inquiry, indicating awareness of the differences between academic and non-academic sources;
- Note elements of appreciative and critical thinking in the various sources in one's research;
- Discuss the selection of research methods for exploring one's research question.

Inhoud vak

Any subject related to IBL may be discussed.

Onderwijsvorm

Students are trained to develop an implementation-ready research proposal through a series of lectures and assignments. The proposal employs one or more research methods. During this course, student will apply the skills and insights by developing a research proposal. This includes:

- Selecting your own personal area of interest;
- Preliminary orientation on available literature;
- Brainstorming and then writing researchable questions;
- Placing your inquiry in the context of what is already known through bibliographic research;
- Using accepted research methods and ethical standards;
- Writing your research proposal following a template.

Toetsvorm

The course will be assessed by the following components:

- Presentation.
- Project.
- Assignments.
- Students must attend presentations

Literatuur

Literature will be announced later.

Overige informatie

To successfully complete the course:

- Student must attend all class sessions;
- Complete the assignments as described in the course and submit them to Blackboard by the assigned deadline;
- Orally present the research proposal in a seminar.