

**Al-Faraby Kazakh National University
Faculty of International Relations**

**Chair of International Law
050202-education program in International Law**

APPROVED

Meeting of the Academic Council of the
Faculty of International Relations
Protocol № 6 "25" June 2015
Dean of the Faculty
Doctor of Jurisprudence,
Professor _____ Shakirov K.N.

SYLLABUS

**CLRKFC 2407 Criminal Law of Republic of Kazakhstan and foreign countries. General party.
1 course, e/d , 1 Spring semester, the number of credit - 3.**

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Lecturer (practical seminars, labs): Jetibayev Nurbol S, Candidate of Jurisprudence. (international law). Job Phone: (8 727) 377-33-30, (1337) 87758432842, Zhetybaev-14@mail.ru, 205 office FIR.
Lecturer (practical seminars, labs):

Goals criminal law is one of the majors studied in higher education institutions of the Republic of Kazakhstan. Teaching criminal law requires disclosure of the socio-political meaning and legal content of the criminal law, the relationship of its constituent norms and institutions, mastering the methods of scientific analysis. In studying criminal law students deepen the knowledge of the content and trends of the legal system, the role of law in the implementation of socio-economic transformation of society, the possibilities and the limits of the criminal law to combat crime. Teaching of Criminal Law in higher educational institutions of the Republic of Kazakhstan aims at forming students deep theoretical knowledge and on this basis to impart durable skills they need to effectively carry out the tasks entrusted to the judiciary and law enforcement agencies. **The main objectives** of the course are systematic presentation of students' theoretical knowledge of the principles and provisions of the categories of criminal law sciences, teaching students the correct orientation in current criminal legislation, capacity skillfully interpret and apply the provisions of criminal law, to qualify crimes. The priority should be education of the students' respect for the criminal law as an indisputable way to protect citizens, their rights, freedoms and legitimate interests, and the interests of society and the state from criminal encroachments. An important aspect of the teaching of the course of the criminal law is the active development of inter-subject relationship with general theoretical, and especially with other legal and special subjects of criminal procedure, penal, administrative, civil law, criminology, forensics, operational and investigative activities, and others.

Prerequisites: Logic, Theory of State and Law, Constitutional Law of the Republic of Kazakhstan.
Postrekvizits: Criminology, Criminal Executive Law, Basic of qualifying crimes.

STRUCTURE AND CONTENT OF DISCIPLINE

Week	The name	Number of hours	The maximum score
1	Lecture 1. The concept, objectives and the system of criminal law of Kazakhstan and foreign countries"	2	1
	Seminar 1. Practical lesson. The concept, objectives and the system of criminal law of Kazakhstan and foreign countries"	1	5
	SIWT 1. Writing the essay. 1 SIWT. Criminal legal	1	5
2	Lecture 2. Criminal legal	2	2
	Seminar 2. Practical lesson. Criminal legal	1	5
	SIWT 2 Doing homework	1	5
3	Lecture 3. The concept of a criminal offense	2	2
	Seminar 3. Practical lesson. The concept of a criminal offense	1	5
	SIWT 3. Writing essays. The object of the criminal offense	1	5
4	Lecture 4. The composition criminal offense	2	1
	Seminar 4. Practical lesson The composition criminal offense	1	5
	SIWT 4Doing homework	1	5
5	Lecture 5. The object of the criminal offense	2	2
	Seminar 5. Practical lesson The object of the criminal offense	1	5
	SIWT 5 Doing homework	1	5
6	Lecture 6. Objective side criminal offense	2	2
	Seminar 6. Practical lesson Objective side criminal offense	1	5
	SIWT 6 Objective side criminal offense	1	5
7	Lecture 7. The subject of the crime for the Republic of Kazakhstan and foreign criminal law	1	1
	Seminar 7. Practical lesson. The subject of the crime for the Republic of Kazakhstan and foreign criminal law "	1	5
	SIWT 7 Doing homework	1	5
	Landmark control on the passed themes		20
	1. Landmark control		100
	Midterm Exam		100
8	Lecture 8. The subjective side of a criminal offense.	2	1
	Seminar 8. Practical lesson The subjective side of a criminal offense.	1	5
	SIWT Doing homework	1	5
9	Lecture 9. Types of accessories for domestic and foreign criminal law and especially their determination "	2	1
	Seminar 9. Practical lesson Types of accessories for domestic and foreign criminal law and especially their determination "	1	5
	SIWT 8 The subjective side of a criminal offense	1	5
	Lecture 10. "Features of the responsibility for the preliminary and incomplete criminal activity a criminal offense in domestic and foreign criminal law"	2	2
	Seminar 10. Practical lesson "Features of the responsibility for the preliminary and incomplete criminal activity a criminal offense in domestic and foreign criminal law"	1	5
	SIWT 9 Doing homework	1	5
11	Lecture 11. Determination of punishment and its purposes in the domestic and foreign criminal law. Sentencing in the criminal law of the Republic of Kazakhstan "	2	2
	Seminar 11. Practical lesson Determination of punishment and its purposes in the domestic and foreign criminal law. Sentencing in the	1	5

	criminal law of the Republic of Kazakhstan "		
	SIWT 10 . Types of accessories for domestic and foreign criminal law and especially their determination	1	5
12	Lecture 12. Exemption from criminal responsibility and punishment. Conviction "	2	2
	Seminar 12. Practical lesson Exemption from criminal responsibility and punishment. Conviction "	1	5
	SIWT 11 Doing homework	1	5
13	Lecture 13. "Peculiarities of criminal liability and punishment of minors" in the Republic of Kazakhstan and foreign countries	2	2
	Seminar 13. Practical lesson "Peculiarities of criminal liability and punishment of minors" in the Republic of Kazakhstan and foreign countries	1	5
	SIWT 12 Doing homework	1	5
14-15	Lecture 14-15. Compulsory measures of a medical nature in the Republic of Kazakhstan and foreign countries	2	1
	Seminar 14-15. Practical lesson Compulsory measures of a medical nature in the Republic of Kazakhstan and foreign countries	1	5
	SIWT 13 Doing homework	1	5
	Landmark control on the passed themes	1	20
	2 Landmark control	1	100
	Exam	2	100
	Total		400

**References:
Main literature**

1. Adelkhanyan RA criminal acts under international criminal law. - M., 2002.
2. International Criminal Law (edited by V. Kudryavtsev), Moscow, 2005.
3. Romashev YS Combating international crimes committed by the sea (terrorism, piracy, drug trafficking, and others.): Monograph. M .: Ros-Consult, 2001.
4. Inogamova-Khegai LV international criminal law. - SPb., 2003.
5. Safarov extradition in international criminal law: theory and practice problems. Moscow, 2005
6. Kibalnik AG The modern international criminal law: the concept, objectives, principles. St. Petersburg, 2003. - 252 p.
7. Casse A. International Criminal law. Oxford 2003.
8. EA Ivanov The system of international legal regulation of combating money laundering. M., 2013.
9. Zhdanov Yu, Lagovskaya ES European criminal law. Development prospects. M., 2011.
10. Toksanbay AB Interpol and International Terrorism: Challenges, trends and counter: Monograph. - Almaty, 2004. - 304 p.
11. Ball H. Prosecuting War Crimes and Genocide: The Twentieth-Century Experience. - Lawrence, 2012.
12. Robertson G. Crimes against Humanity: The Struggle for Global Justice. - New York, 2013.
13. Aidarbayev S.Z International law. Ouch. for high schools. - Almaty, 2013.
14. Aidarbayev S.Z, Shumilov VM Public international law. Textbook. - Almaty, 2012.1.

Additional literature:

1. Genocide Convention in 1948.
2. International Convention on the Elimination of All Forms of Racial Discrimination, 1965.
3. The Convention on the Non-Applicability of Statutory Limitations to War Crimes and Crimes against

- Humanity in 1968.
4. The Convention on the Suppression and Punishment of the Crime of Apartheid of the 1973.
 5. Convention for the Suppression of the Traffic in Women and Children, 1921.
 6. Convention for the Suppression of the Circulation of pornographic publications and trade in 1923.
 7. Slavery Convention in 1926.
 8. Convention for the Suppression of Counterfeiting Currency of 1929.
 9. Convention for the Suppression of the Traffic in Women of 1933.
 10. Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984.
 11. The United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances of 1988.
 12. United Nations Convention against Transnational Organized Crime, 2000.
 13. The Standard Minimum Rules for the Treatment of Prisoners, adopted August 30, 1955 the first United Nations Congress on the Prevention of Crime and the Treatment of Offenders, approved by ECOSOC resolutions 663 C (XXIV) of 31 July 1957, 2076 (LHII) of 13 May 1977 .

ACADEMIC

POLICY

COURSE

All work must be performed and protect within a specified time. Students who do not pass regular job or received for his performance of less than 50% score, have the opportunity to work on additional specified job schedule. Students who missed laboratory classes for a good reason, and spend their extra time in the presence of a laboratory assistant, after the admission of the teacher. Students who do not fulfill all kinds of work, the exam is not allowed. In addition, the assessment takes into account the activity and attendance of students during class. Be tolerant and respect other people's opinions. The objections formulated in the correct manner. Plagiarism and other forms of unfair work inadmissible. Unacceptable prompting and cheating during the delivery of CDS and SRSP, intermediate controls and final exam, up problems solved by others exam for another student. Student convicted of falsification of any information exchange, unauthorized access to the Internet, use of cribs, will receive final evaluation «F». For advice on the implementation of independent work (CDS), their delivery and protection, as well as for more information on the passed material and all other questions arise taught a course, contact the teacher during his office hours. The forms of knowledge and competencies (evaluation criteria of knowledge and competence, scores in%):

Estimates of discipline exhibited quest CDS / SRSP, attendance of classes (lectures) and the development of material, execution boundary control. Grading Policy is cumulative and is as follows (on the basis of 100 points for 7 weeks training):

- Development of classroom material (2 points per lecture topic, where 1 point for a visit, and 1 point for notes) - 15 points;
- Practical (seminar) classes - 35 points;
- Fulfillment of the CDS / SRSP - 35 points (7 targets for 5 points each);
- Landmark control in the form of test - 20 points (40 - test questions 0.5 points each);
- Intermediate certification (Exam) - 100 points. Includes 80 written assignments, depending on the level of knowledge and skills identified where the 50 - involves obtaining information about a specific result of training in the discipline and 30 - problem. Thus, each ticket includes three questions. Two questions - theoretical, requiring a detailed answer openly in all aspects of a topic. The third issue involves a detailed response to address the problem of criminal law (detailed description of the criminal law specifying the ways to solve arguments) to identify students most key expected results:
- Clearly define the existence of a criminal offense in a particular act;
- Qualify the criminal acts on the basis of knowledge of the elements and the elements of the crime;
- Identify practical situations in the presence or absence of circumstances precluding criminal liability or punishment for the offense;
- Delimit criminal behavior from the behavior that contains elements of other offenses, as well as

the lawful behavior;
 Evaluation Criteria interim assessment (examination) of the criminal law of Kazakhstan. Theoretical questions depending on the level of knowledge and skills identified. Each question - 30 points (full and correct answer - 30 points; incomplete and correct answer - 20-25 points; incomplete response to inaccuracies - 10 -15 points, a wrong answer - 0 points). Situational Competence task - 40 points (correct given the criminal legal solution to the problem, with the corresponding norms of the Criminal Code and suggests necessary argumenty- 40 points, admitted some inaccuracies in the task - 30 points; the right, but not sufficiently argued the criminal legal solution - 20 points; 10 points - in dealing with a mistake or an error, allowing, however, assume that the problem is solved, the wrong decision penal legal situation - 0 points). Landmark control is carried out on theoretical and practical issues within the content of the discipline (7 weeks). Consultations on the subjects of the module can be obtained during office hours of teacher. Landmark control is carried out on theoretical and practical issues within the content of the discipline (7 - 15 weeks). Midterm Exam in the 7- 8th week - 100 points and taken into account in the final assessment on discipline. The final score is calculated on the discipline and rounded in the "Univer" automatically. Final inspection (examination) - 100 points. The questions IR (exam questions) shall be included in the assignment, considered in all kinds of activities (lectures, seminars, practical, SRSP), as well as issues for Midterm Exam. The form of the exam – written

№	The requirement for the assessment	Балл
1	Rented during	1
2	Compliance with the specifications (14 font, Times New Roman, single, 3 on the right side, left side 1, 2 down, 2 top)	1
3	Proper design of the structure (title page plan, main part, conclusion and literature (at least 5 literature))	1
4	Protection of the abstract	5
5	The correct answer to a question,	2
Total		10

Презентация

№	The requirement for the assessment	Балл
1	Rented during	1
2	Not less than 20 slides	1
3	Proper design of the structure (title page plan, main part, conclusion and literature (at least 5 literature))	2
4	Protection of the abstract	3
5	The correct answer to a question,	2
6	A short video on the topic	1
Total		10

Boundary line of control during the examination session.

Boundary line of control is carried out on the theoretical and practical issues (7, 15 weeks).

Advice on the subjects of the module can be taken during the (SIWT).

The order of evaluation of training and functions,% points

Test papers

Participation and activity in practical classes

Individual and group assignment (SIWT)

Boundary line of control (test) 40

Boundary line of control (written and oral) and the form of the exam - writing

Scale of assessment of:

Score alphabetic system	digital equivalent%	% content score	Score traditional system
A	4,0	95-100	Excellent
A-	3,67	90-94	
B+	3,33	85-89	In Good
B	3,0	80-84	
B-	2,67	75-79	
C+	2,33	70-74	Satisfactory
C	2,0	65-69	
C-	1,67	60-64	
D+	1,33	55-59	
D-	1,0	50-54	
F	0	0-49	Unsatisfied
I (Incomplete)	-	-	The pending item (During the GPA is not calculated)
P (Pass)	-	-	"Calculated" (During the GPA is not calculated)
NP (No Pass)	-	-	«Notcalculated » (Во время GPA не рассчитывается)
W (Withdrawal)	-	-	«Failure to object" (During the GPA is not calculated)
AW (Academic Withdrawal)			subject for academic reasons will be suspended (During the GPA is not calculated)
AU (Audit)	-	-	Subject to listen" (During the GPA is not calculated)
Attested		30-60 50-100	attested
Not attested		0-29 0-49	Not attested
R (Retake)	-	-	Reeducation subject

Policy and procedure of the course

The duties of a student is a regular class attendance, compliance schedule delivery jobs in the discipline, independent work with literature.

Timely and fully completed assignment involves the maximum score for each job. Pending written work are not deductible.

Reward Points: 3 points -

For creativity;

Active participation in the learning process;

Using a variety of sources.

Penalty points: 3 points out of the total charged in the case:

Late submission of materials;

Poor quality of work performed;

Absenteeism;

Being late to class.

Without the personal presence of a student final control is not performed.

Graduate student must:

attend classes;

do not be late to class

to actively participate in the group when the CPM and in lectures, seminars;

be an executive

systematically prepare for classes

to take the job in the period specified in the schedule of the CPM;

study primary and secondary literature;

try to be independent in their judgments;

learn how to speak to the point.

Help: For advice on the implementation of individual works (CPM), their delivery and protection, as well as additional information on the studied material, and all other questions arise, offered the course, contact the instructor during his office hours.

Considered at the meeting of the department

Considered at the meeting of the Department

3 protocol number "23" in June 2015

Head of the Chair _____ Doctor of Juridical, Professor S.J. Aidarbaev

Lecturer _____ acting docent Jetibayev N.S.

Syllabus Volume 6, page