Al-Farabi Kazakh National University

Faculty of International Relations

Department of International Law

Educational program in the specialty

7M04201 “International Law”

Syllabus of the discipline

“Actual Problems of International Trade Law”

Autumn semester of the 2020-2021 academic year

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Discipline code** | **Discipline** | **Independent Work of Student (IWM)** | **Number of hours** | **Number of credits** | **Independent student work under the guidance of a teacher (IWM)** |
| Lectures (L) | Pract. classes (PC) | Lab. classes (LC) |
| AVMTP 6307 | Actual Problems of International Trade Law | 25 | 15 | 30 | - | 3 | 7 |
| Academic Course Information |
| Type of training | Type / nature of the course | Types of lectures | Types of practical classes | Number of IWM | Final control form |
| Online  | Elective | Problematic, analytical,the conference | Discussion, presentations | 6 | A written exam |
| Lecturer | Senior Lecturer, PhD Otynshiyeva Aidana Aitukyzy | Of / h |  |
| e-mail | Aidana-best91@mail.ru  |
| Phone  | +7 702 625 59 00 |

|  |
| --- |
| **Academic presentation of the course** |

|  |  |  |
| --- | --- | --- |
| **Objective of the discipline** | **Expected learning outcomes (LO)**As a result of studying the discipline student will be able to: | **Indicators of Achievement of LO** (IA)(for each LO at least 2 indicators) |
| To form students' ability to understand the essence and meaning of international trade law and apply the knowledge gained in the regulation of international trade law | LO 1.Use the scientific and conceptual apparatus of the legal system of the WTO; | IA 1.1. To define the international trade transactions;IA 1.2. To expand the Legal nature of the principles of international commercial contracts UNIDROIT 2004 |
| LO 2. Determine the mechanism of development and adoption of international legal documents in the WTO system; | IA 2.1. To determine the INCOTERMS 2010 and features of application of separate groups of basesIA 2.2. To define the International legal basis for a foreign trade transaction |
| LO 3. Make legally qualified and correct interpretation of international agreements made within the WTO; | IA 3.1. To analyze the Types of international commercial operations performed on the world market: main and supporting commercial operationsIA 3.2. To develop the professional skills of graduates-bachelors, that is, their ability to legally explain and apply WTO agreements and international legal documents in the field of international trade in goods and services in real terms. |
| LO 4. Apply the relevant provisions of the national legislation of the Republic of Kazakhstan for the protection of the interests and rights of the state, legal entities and individuals in the field of international trade; | IA 4.1. To provide the documentation of required documents, taking into account the requirements arising from WTO agreements and domestic legislation;.IA 4.2. To carry out of research and analytical work on WTO agreements. |
| LO 5. Use the international legal remedies to prevent violations of WTO rules and requirements.  | IA 5.1. To analyze the disputes resolution within the WTO, assessment of the legal consequences of decisions made on specific disputes, their use in practical work;IA 5.2. To use the knowledge gained in WTO law in multilateral trade negotiations and in the activities of state bodies in the field of foreign trade. |
| **Prerequisites** | The Law of the WTO |
| **Postrequisites**  | International Economic Law, International Finance Law |
| **Resources and Literature** | Literature 1. Shumilov V.M. World Trade Organization (WTO) Law: A Textbook for the Bachelor. and master., 2nd ed. - M.: Publishing. Yurait, 2016, p.219 2. Zenkin I.V. World Trade Organization Law. - M.: Publishing. Int. rel., 2014, p.792 3. Belov V.A. International trade law and WTO law. in 2 tons. Textbook for bachelors and masters. - M.: Publishing. Yurayt, 2015, p.347 4. Smbatyan A.S. Interpretation and application of the rules of the World Trade Organization. Ed. Infra-M, 2017, p.448 5. Baimagambetova Z.M. International legal issues of unification of the rules governing international trade. Monograph. Kazakh University, 2015.6. Maulenov K.S., Shumilov V.M. International Economic Law, Textbook, Almaty, 2014, p.498 7. Folsom R.H. et al. International Transactions: Krat. course: Textbook. allowance for the lawyer. and econ. specialist. / R. H. and others Folsom; R. H. Folsom, M. W. Gordon, J. A. Spanogl. - M.: Logos, 2016, p.5278. Tynel Andrzej and others. International Trade Law Course / Andrzej et al. Tynel; A. Tynel, Ya. Funk, V. Khvalei. - 2nd ed. - Minsk: Amalfey, 2015, p.703**Internet resources:**<http://www.wto.org/english/tratop_e/dda_e/dda_e.htm> - The official website of the WTO <http://www.wto.ru/documents.asp?f=sogl&t=13>- The WTO Agreements |

|  |  |
| --- | --- |
| **Academic policy of the course in the context of university moral and ethical values** | Rules of academic conduct:The deadlines for completing the online course modules must be strictly observed in accordance with the schedule for studying the discipline.ATTENTION! Failure to meet deadlines leads to loss of points! The deadline for each assignment is indicated in the calendar (schedule) for the implementation of the content of the training course.Academic values:- Practical / laboratory studies, CDS should be independent, creative.- Plagiarism, forgery, use of cheat sheets, cheating at all stages of control are unacceptable.- Students with disabilities can receive consulting assistance at the e-address aidana-best91@mail.ru  |
| **Assessment and attestation policy** | Criteria assessment: assessment of learning outcomes in relation to descriptors (checking the formation of competencies at midterm control and exams).Summative assessment: assessment of the activity of work in the audience (at the webinar); assessment of the completed assignment. |

**Calendar (schedule) for the implementation of the content of the training course**

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| Week | Topic name | LO | IA | Number of hours | Maximum score | Knowledge Assessment Form | Lesson form / platform |
| 1 | **Lecture 1.** International trade law. Problems of state regulation of foreign trade. | LO 1 | IA 1.1. | 1 |  |  | Video lecture in ZOOM |
| 1 | **Seminar 1.** To tell about the subjects of the ICC. Comparative characteristics of the principles of civil and commercial law. | LO 2  | IA 1.1. | 2 | 8 | Analysis | Video meeting in ZOOM |
| 2 | **Lecture 2**. State regulation of activities  | LO 1LO 2 | IA 1.1IA 1.3IA 2.1 | 1 |  |  | Video lecture in ZOOM |
| 2 | **Seminar 2.** Consider the types of state regulation of international trade. Free trade policy. Protectionist policy. | LO 1LO 2 | IA 1.1IA 1.3IA 2.1 | 2 | 8 | Analysis | Video meeting in ZOOM |
| 3 | **Lecture 3.** World trade organization and the RK | LO 1 | IA 1.2 | 1 |  |  | Video lecture in ZOOM |
| 3 | **Seminar З.** Expand the basic principles and rules of the WTO. | LO 1 | IA 1.2. | 2 | 8 | Analysis | Video meeting in ZOOM |
| 3 | **IWMT 1. Consultation on the implementation of the IWM 1.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 3 | **IWM 1.** Analyze the International legal basis for a foreign trade transaction. | LO 2 | IA 2.1.IA 2.2. |  | 25 | IW | Video meeting in ZOOM |
| 4 | **Lecture** **4.** Legal regulation of joint entrepreneurship in the countries of the Romano-German legal system (continental law)  | LO 4  | IA 4.1. | 1 |  |  | Video lecture in ZOOM |
| 4 | **Seminar 4.** Consider the role of the commercial partnership as a fundamental institution in the civil and commercial law of the countries of the Romano-German legal system | LO 4  | IA 4.1. | 2 | 8 | Analysis | Video meeting in ZOOM |
| 5 | **Lecture 5.** Legal regulation of joint entrepreneurship in the countries of the Anglo-American legal traditions  | LO 4  | IA 4.1.IA 4.2 | 1 |  |  | Video lecture in ZOOM |
| 5 | **Seminar 5.** The concept of Organizational and legal forms of doing business in England and the USA. | LO 4  | IA 4.1.IA 4.2 | 2 | 8 | Analysis | Video meeting in ZOOM |
| 5 | **IWMT 2. Consultation on the implementation of the IWM 2.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 5 | **IWM 2.** Assessment of the role of Trade contract and currency risk. | LO 4  | IA 4.1. |  | 20 | IW | Video meeting in ZOOM |
| 5 | **Make a structural and logical diagram of the material read**  |  |  |  | 10 |  | Video meeting in ZOOM |
| 5 | **RK 1** |  |  |  | 100 |  |  |
| 6 | **Lecture 6.** Main types of monopolistic associations  | LO 4  | IA 4.1. | 2 |  |  | Video lecture in ZOOM |
| 6. | **Seminar 6.** To determine thefeatures of Goals and objectives of the Association of entrepreneurs in monopolistic organizations. | LO 4  | IA 4.1. | 1 | 8 | Analysis | Video meeting in ZOOM |
| 7. | **Lecture 7**. International commercial operations. International trade transactions  | LO 4  | IA 4.1. | 2 |  |  | Video lecture in ZOOM |
| 7. | **Seminar 7.** To define thetypes of international commercial operations carried out on the world market: main and supporting commercial operations. | LO 4  | IA 4.1. | 1 | 8 | Analysis | Video meeting in ZOOM |
| 8.  | **Lecture 8.** Procedures and techniques for preparing an international trade transaction. | LO 4  | IA 4.1. | 2 |  |  | Video lecture in ZOOM |
| 8. | **Seminar 8.** To determine the Preparation of a foreign trade contract: commercial offer. Firm and free offer. | LO 4  | IA 4.1. | 1 | 8 | Analysis | Video meeting in ZOOM |
| 8. | **IWMT 3. Consultation on the implementation of the IWM 3.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 8. | **IWM 3.** International agreements on counter-purchases. | LO 1LO 2 | IA 1.3IA 2.1 |  | 25 | IW | Video meeting in ZOOM |
| 9. | **Lecture 9.** Procedures and techniques for preparing an international trade transaction. | LO 5 | IA 5.1IA 5.2IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 9. | **Seminar 9.** To expand the Business negotiation. The General rules of the Protocol, practices and methods of conducting commercial negotiations. | LO 5 | IA 5.1IA 5.2IA 5.3 | 1 | 8 | Analysis situational tasks | Video meeting in ZOOM |
| 10. | **Lecture 10**. Legal support for the activities of a trade intermediary on the world market | LO 5 | IA 5.1IA 5.2IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 10. | **Seminar 10.** Consider the International legal regulation of trade mediation. | LO 5 | IA 5.1IA 5.2IA 5.3 | 1 | 8 | Analysis situational tasks | Video meeting in ZOOM |
| 10. | **IWMT 4. Consultation on the implementation of the IWS 4.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 10. | **IWM 4.** Recognition of the non-concluded contract for the international sale of goods. | LO 1LO 2 | IA 1.1И.Д 2.1 |  | 15 | IW | Video meeting in ZOOM |
| 10. | **IWST 5.** Oral survey of completed material. |  |  |  | 10 |  | Video meeting in ZOOM |
| 10. | **МТ (MidtermExam)** |  |  |  | 100 |  |  |
| 11. | **Lecture 11.** Legal support for the activities of a trade intermediary on the world market | LO 1LO 2 | IA 1.1IA 2.2 | 2 |  |  | Video lecture in ZOOM |
| 11. | **Seminar 11.** To define the types of trade and intermediary operations resale operations. | LO 1LO 2 | IA 1.1IA 2.2 | 1 | 8 | Analysis | Video meeting in ZOOM |
| 12. | **Lecture 12**. International technology exchange  | LO 3LO 4 | IA 3.2IA 4.1 | 2 |  |  | Video lecture in ZOOM |
| 12. | **Seminar 12**. To determine the Contractual forms of international trade in intellectual property rights | LO 3LO 4 | IA 3.2IA 4.1 | 1 | 8 | Analysis | Video meeting in ZOOM |
| 12. | **IWMT 6. Consultation on the implementation of the IWS 5.** |  |  |  | 5 |  | Video meeting in ZOOM |
| 12. | **IWM 5.** International trade in services and the practice of its regulation. | LO 2LO 3 | IA 2.2IA 3.2 |  | 25 | IW | Video meeting in ZOOM |
| 13. | **Lecture 13.** International technology exchange  | LO 2LO 4 | РО 2.2IA 4.1 | 2 |  |  | Video lecture in ZOOM |
| 13. | **Seminar 13.** To expand the Contractual forms of international trade in intellectual property rights | LO 2LO 4 | РО 2.2IA 4.1 | 1 | 8 | Analysis | Video meeting in ZOOM |
| 14. | **Lecture 14**. International lease operations | LO 5 | IA 5.1IA 5.2IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 14. | **Seminar 14.** To expand the essence of international lease operations, the content of the concept of "international lease operation". | LO 5 | IA 5.1IA 5.2IA 5.3 | 1 | 8 | Analysis situational tasks | Video lecture in ZOOM |
| 15. | **Lecture 15**. International lease operations | LO 5 | IA 5.1IA 5.2IA 5.3 | 2 |  |  | Video lecture in ZOOM |
| 15. | **Seminar 15.** International legal regulation of relations in the field of international financial leasing.  | LO 5 | IA 5.1IA 5.2IA 5.3 | 1 | 8 | Analysis situational tasks | Video meeting in ZOOM |
| 15. | **IWMT 7. Consultation on the implementation of the IWM 6.** |  |  | 5 |  |  | Video meeting in ZOOM |
| 15. | **IWM 6.** International agreements on compensation purchases. | LO 2LO 3 | IA 2.2IA 3.2 | 15 |  | Анализпрезентаций | Video meeting in ZOOM |
|  | **Written Examination** |  |  | 10 |  |  |  |
|  | **RK 2** |  |  | 100 |  |  |  |

Dean Aidarbayev S.Zh.

Chairperson of the Methodology Bureau Mashimbayeva G.A.

Head of the Department Sairambayeva Zh.T.

Senior Lecturer Otynshiyeva A.A.