**авмSYLLABUS**

**Fall semester 2022-2023 academic years**

**on the educational program “Actual problems of the diplomatic and consular law”**

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| **Discipline’s code** | **Discipline’s title** | **Independent work of students (IWS)** | **Number of credits** | | | | **Number of credits** | | **Independent work of student with teacher (IWST)** |
| **Lectures (L)** | **Practical training (PT)** | | **Laboratory (Lab)** |
| **APDKP 7203** | **Actual problems of the diplomatic and consular law** | 3 | 15 | 15 | | 0 | 7,5 | | 7 |
| **Academic course information** | | | | | | | | | |
| **Form of education** | **Type of course** | **Types of lectures** | | | **Types of practical training** | | | **Form of final control** | |
| Full-time | Elective discipline | Analytical | | | Presentation, discussion | | |
| Lecturer | Otynshiyeva Aidana Aitukyzy | | | | | | | Oral examination | |
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| **Aim of course** | **Expected Learning Outcomes (LO)\***  As a result of studying the discipline the undergraduate will be able to: | **Indicators of LO achievement (ID)**  (for each LO at least 2 indicators) |
| Formation of PhD students' ability to understand the content of international legal norms and apply these norms in professional legal activities. | LO 1. Application of the existing system of standards in the field of diplomatic and consular law, the conceptual apparatus in all the most important theoretical and practical problems of regulating activities in the field of diplomatic and consular law. | 1.1. interpretation of the main terms of diplomatic and consular law;  1.2. have a complete understanding of the general structure of diplomatic and consular law;  1.3. orientation to the structure of public international law;  1.4.possess the skills of preparing legal, international legal and foreign policy documents. |
| LO 2. Classification of diplomatic and consular systems based on the theoretical results of a comparative legal critical study. | 2.1. master the technique of conducting negotiations with representatives of other states;  2.2. analysis of knowledge and skills that allow you to navigate all the most important theoretical and practical problems of regulating activities in the field of diplomatic and consular law;  2.3. analysis of diplomatic consular systems of states;  2.4.comparison of national norms for compliance with the norms of international law. |
| LO 3. Explanation of the legal nature of international legal documents in the field of diplomatic and consular law. | 3.1. assessment of the state's foreign policy;  3.2. explanation of the normative content of documents in the field of diplomacy  3.3.explanation of the rules for conducting diplomatic correspondence.  3.4.evaluation of documents related to the activities of diplomatic and consular institutions. |
| LO 4. To summarize the problems of the correlation of international standards in diplomatic and consular law. | 4.1 understand the legal mechanism for implementing standards in national legislation;  4.2.apply the legal definition of the ratio of international standards in the conduct and conclusion of diplomatic relations. |
| LO 5. Explanation of penological processes and patterns of development. | 5.1. interpretation of laws and comparison of the main characteristics of legal systems;  5.2.assessment of national norms in terms of compliance with the norms of diplomatic and consular law. |
| **Prerequisites** | Theory of state and law, constitutional law of the Republic of Kazakhstan and foreign countries | |
| **Post requisites** | International Law, Political science. | |
| **Information resources** | **Literature:**  1. 1. International law. Textbook ed . Professors Kolosova Y.M., Kuznetsova V.I. - M., 2018.  2. Shumilov V.M. International Law: Textbook. – M.: KNORUS, 2018.  3. Blishchenko I.P. Diplomatic law. Textbook. - M., 2017.  4. Sarsembayev M.A. Consular law and consular service. Textbook. - Almaty, Daneker, 2016.  5. Egorov S.A., Ashavsky B.M. et al. International Law: Textbook. – M.: Mezhdunar. relation., 2016.  6. Getman-Pavlova I. V.International law. Textbook for bachelors. - M.: Yurayt, 2013.  **Internet resources:**   1. [www.online.zakon.kz](http://www.online.zakon.kz) 2. <http://elibrary.kaznu.kz/ru> 3. www.alleng.ru/d/jur/jur091.htm 4. .lib.lunn.ru/KP/Sovremenniki/lukashuk\_1.pdf 5. <https://publications.hse.ru> 6. <https://www.tstu.ru/book/elib/pdf/2014/iskevich-t.pdf> | |

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| **Academic policy of the course in the context of university moral and ethical values** | **Academic Behavior Rules:**  All students are required to register for the MOOC. The deadlines for completing the modules of the online course must be strictly observed in accordance with the schedule for studying the discipline. Leave in case of current MOOC or SPOC courses.  **ATTENTION!** Failure to meet deadlines results in loss of points! The deadline for each task is indicated in the calendar (schedule) for the implementation of the content of the training course, as well as in the MOOC. Leave in case of current MOOC or SPOC courses.  **Academic values:**  - Practical trainings/laboratories, IWS should be independent, creative.  - Plagiarism, forgery, cheating at all stages of control are unacceptable.  - Students with disabilities can receive counseling at e-mail [Aidana-best91@mail.ru](mailto:Aidana-best91@mail.ru). |
| **Evaluation and attestation policy** | **Criteria-based evaluation:**  assessment of learning outcomes in relation to descriptors (verification of the formation of competencies in midterm control and exams).  **Summative evaluation:** assessment of work activity in an audience (at a webinar); assessment of the completed task. |

**CALENDAR (SCHEDULE) THE IMPLEMENTATION OF THE COURSE CONTENT:**

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| Week | Topic name | Number of hours | Max.  score\*\*\* |
| Module 1 | | | |
| 1 | Lec 1. The concept, system and sources of diplomatic and consular law | 1 |  |
| 1 | Sem 1. To define the the concept, system, sources of diplomatic and consular law. Differentiation of views on the concept of public international law. | 2 | 8 |
| 2 | Lec 2. History of the formation and development of diplomatic law. | 1 |  |
| 2 | Sem 2. To expand and discuss the historical stages of diplomatic law, to establish the stages of their development. | 2 | 8 |
| 2 | IWST 1. Consultation on the implementation of the IWS 1. | 1 | 7 |
| 3 | Lec 3. Diplomatic service as part of Public Service. | 1 |  |
| 3 | Sem 3. Analysis of the law «on Diplomatic Service of the Republic of Kazakhstan» | 2 | 8 |
| 3 | SIW 1. The emergence and development of diplomatic law. To make a presentation. | 1 | 25 |
| 4 | Lec 4. Legal status and system of external Chinese bodies of the Republic of Kazakhstan | 1 |  |
| 4 | Sem 4. To determine the legal status and system of external Chinese bodies of the Republic of Kazakhstan to recognize their types. | 2 | 8 |
|  | IWST 2. Consultation on the implementation of the IWS 2. | 1 | 6 |
| 5 | Lec 5. Composition and functions of the diplomatic mission | 1 |  |
| 5 | Sem 5. To define the composition and functions of the diplomatic mission | 2 | 8 |
| Module 2 | | | |
| 6 | Lec 6. Beginning and end of the diplomatic mission. | 1 |  |
| 6 | Sem 6. To identify the concept of timing of the beginning and end of the diplomatic mission, their differentiation. | 2 | 8 |
| 7 | Lec 7. Immunity and privileges of the diplomatic mission, its employees. | 1 |  |
| 7 | Sem 7. To determine the immunities and privileges of the diplomatic mission, its employees, recognize their features, distinguish them from each other. | 2 | 8 |
| 7 | IWST 3. Consultation on the implementation of the IWS 3. | 1 | 6 |
|  | LEVEL CONTROL 1 (RK 1) | **1** | **100** |
| 8 | Lec 8. Diplomatic law of special missions. | 1 |  |
| 8 | Sem 8. To determine the status of diplomatic law of special missions. | 2 | 8 |
| 8 | SIW 2. Law of the Republic of Kazakhstan "on Diplomatic Service" | 1 | 8 |
| 9 | Lec 9. The concept and sources of Consular law. | 1 |  |
| 9 | Sem 9. To make the analysis of sources of Consular law. | 2 | 8 |
| 10 | Lec 10. Procedure for establishing and implementing Consular Relations. | 1 |  |
| 10 | Sem 10. To define the procedure for establishing and implementing Consular Relations. | 2 | 8 |
| 10 | IWST 4. Consultation on the implementation of the IWS 4. Procedure for establishing and implementing Consular Relations. | **1** | **5** |
| Module 3 | |  |  |
| 11 | Lec 11. Status, composition and activities of consular institutions. | 1 |  |
| 11 | Sem 11. To expand the determination of the legal status, composition and modern status of consular institutions, the ability to give examples. | 2 | 8 |
| 12 | Lec 12. Legal status of a freelance Consul | 1 |  |
| 12 | Sem 12. To determine the legal status of a freelance consul, to give examples. | 2 | 8 |
| 12 | IWST 5. Immunity and privileges of the diplomatic mission and its employees. | 1 | 5 |
| 13 | Lec 13. diplomatic law of international organizations. | 1 |  |
| 13 | Sem 13. To analyze the reasoning of diplomatic law of international organizations. | 2 | 8 |
| 13 | SIW 3. Determination of the composition and legal status of the diplomatic mission. | 1 | 8 |
| 14 | Lec 14. the problem of diplomatic etiquette and protocol | 1 |  |
| 14 | Sem 14. To determine the issue of diplomatic etiquette and protocol | 2 | 8 |
|  | IWST 6. Immunities and benefits of special missions. | 1 | 5 |
| 15 | Lec 15. Diplomat and Consul | 1 |  |
| 15 | Sem 15. To consider the Diplomat and Consul: conducting a comparative legal examination. | 2 | 8 |
| 15 | IWST 7. Consultation on examination issues | 1 | 5 |
|  | LEVEL CONTROL 2 (RK 2) | **1** | **100** |

Dean \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Zhekenov D.K.

Head of Department \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Sairambayeva Zh.T.

Lecturer \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Otynshiyeva A.A.