

**KAZAKH NATIONAL UNIVERSITY them. AL-FARABI**

**Faculty of Law**

**Department of Customs, Financial and Environmental Law**

**FINAL EXAM PROGRAM**

**Discipline:**100743 International financial law

**Speciality -7M04216 "Financial law"**

Number of credits - 9

**Almaty, 2023**

The program of the final exam was compiled on the basis of the educational program in the specialty 7M04216 "Financial Law" Ph.D. Tasbulatova A.A.

Reviewed and approved at a meeting of the Department of Customs, Financial and Environmental Law

April 21, 2023, protocol No. \_\_\_\_\_

Head of the Department \_\_\_\_\_ Kuanalieva G.A.

## **Introduction**

Mastering the training program in the master's program in the specialty "7M04216-financial law" in accordance with the state obligatory standard of education of the Republic of Kazakhstan and academic policy, the study of the discipline ends with the final control, which consists in passing the exam. Only undergraduates who have scored the appropriate points upon completion of the educational process in the discipline in accordance with the curricula and working curricula of the magistracy are allowed to the examination and final control. The exam is held on the dates specified in the Academic calendar and the working curriculum.

Undergraduates who have received an unsatisfactory grade, passing the final control for this period is allowed only with the payment of the loan and re-training. An appeal is envisaged. A graduate student who received an unsatisfactory grade on the exam results is registered for re-training by order of the university, if he received 25 points for the exam, then FX retake. Documents for health reasons issued after receiving an unsatisfactory grade are not considered. Retaking an exam to encourage grades is not allowed.

The final exam in the discipline "International Financial Law" for full-time students will be held orally in the classroom as scheduled.

### **Description of the forms of conducting final control (examination).**

1.1 For admission to the exam, you must score at least 50 points for the current performance in the discipline (RK1, intermediate control, arithmetic mean RK2).

1.2 Master students studying on a paid basis for admission to the exam should not have arrears in tuition fees.

1.3 The exam is conducted orally. The form and schedule of the exam are indicated in the Univer system.

1.4 During the exam, it is strictly forbidden to use or receive cheat sheets, mobile phones, smart watches and other means for transmitting information, communicate with other students and strangers, write a full name and / or make other identification records in response.

1.5 The use of additional information during offline oral examination, etc. is strictly prohibited.

1.6 The undergraduate does not have the right to open a ticket in front of the examining teacher to take the exam.

1.7 Exams are held in classrooms with a video camera, during which the examination score can be canceled in case of violations by the undergraduate.

1.8 At the end of the exam, the points scored by students within 48 hours are put on the certification sheet.

### **Guidelines for taking the oral exam offline**

The form of the exam is standard oral offline. Oral exam: answers to traditional questions. Oral exam - according to the exam schedule, the student is taken by a teacher or representatives of the examination committee. The instructor-examiner or the commission ensures compliance with the requirements of the exam from the beginning to the end of the exam.

All offline oral exams are conducted in accordance with the instructions published on the website of Al-Farabi KazNU.

An oral exam is conducted:

1.1. 30 minutes before the start of the exam, all undergraduates of the group enter the classroom according to the approved schedule at the request specified in the rules of the final exam.

1.2. The teacher or a member of the examining committee starts the exam at the set time in accordance with the exam schedule.

1.3. A student who is more than 10 minutes late is not allowed to take the exam.

1.4. The examiner invites the undergraduate by name and patronymic, the undergraduate in the absence of an identity card is allowed to take the exam with the presentation of an ID-card.

1.5. The preparation time is determined by the examiner or the examination committee. The response time is determined by the examiner or examination committee. It is recommended to take 15-20 minutes to answer all questions of the ticket.

1.6. Graduates are allowed to use a draft to compile a summary of the answer.

1.7. At the end of the undergraduate's answer, the examiner, in the absence of additional questions, takes the undergraduate out of the audience. The procedure is then repeated with each student in the group.

#### **Evaluation policy:**

Criteria-based assessment: assessment of learning outcomes in accordance with descriptors, checking the formation of competencies (learning outcomes) at intermediate control and exams.

Examination answers are evaluated on a 100-point scale, taking into account the degree of completeness of the student's answer:

Grade	Criteria
Great	1. Correct and complete answers to all theoretical questions are given; 2. Completely solved practical task; 3. The material is presented correctly in a logical sequence; 4. Demonstrated creativity.
Fine	1. Correct but incomplete answers to all theoretical questions are given, minor errors or inaccuracies are made; 2. The practical task was completed, but a minor mistake was made; 3. The material is presented correctly in a logical sequence.
Satisfactorily	1. Answers to theoretical questions are in principle correct, but incomplete, there are inaccuracies in the wording and logical errors; 2. The practical task has not been fully completed; 3. The material is presented correctly, but the logical sequence is broken.
unsatisfactory	1. Answers to theoretical questions contain gross errors; 2. The practical task has not been completed; 3. In the presentation of the answer, grammatical and terminological errors were made, the logical sequence was violated.

Grading by letter system	Digital equivalent	Points indicator) (%)	Assessment according to the traditional

			system
A	4	95-100	Great
A-	3.67	94-90	
B+	3.33	85-89	Fine
B	3.0	80-84	
B-	2.67	75-79	
C++	2.33	70-74	Satisfactorily
C	2.0	65-69	
C-	1.67	60-64	
D+	1.33	55-59	
D-	1.0	50-54	
FX	0.5	25-49	unsatisfactory
F	0	0-24	

### Key topics for exam preparation

**Topic 1.** The concept of international financial law: the subject, methods of legal regulation. Theoretical approaches to the doctrine of international financial law. The system of science of international financial law. The structure of international financial law.

**Topic 2.** International financial relations and norms of international financial law. Concept and classification of norms of international financial law. International financial relations. Types of modern international financial relations (investment, banking, currency, etc.). The system of international financial relations.

**Topic 3. Sources and principles of international financial law.** General principles of law, principles of international law. Special principles of international financial law. The essence and features of the sources of international financial law. Types of sources of international financial law. International model financial contracts as sources of international financial law. Conflict rules in international financial law governing relations with a foreign element.

**Topic 4. Subjects of international financial law.** Subjects of international financial law: the ratio of public and private elements in the IFP. States - subjects of the IFP. International financial organizations as subjects of international financial law.

**Topic 5. Subjects of international financial law.** International financial institutions, credit organizations and transnational corporations as subjects of international financial law. International non-governmental organizations, groups and unions in the system of subjects of international financial law. Individuals, individuals and legal entities and international law.

**Topic 6.** The concept and types of objects of international financial law. International legal regime of the turnover of financial resources in banking.

Securities as an object of international legal regulation in global financial activity. Money as an object and instrument of international trade. Institutional foundations of the Bretton Woods monetary and financial system. Historical roots of the modern international financial system. Sources of regulation of international financial relations. Modern international financial system

**Topic 7.** International Settlement Law. International payment law. Unfair competition in the world credit markets and measures to prevent it. International responsibility in the banking sector.

International legal regulation of the prevention of insolvency of credit institutions. Creation and functioning of transnational banks.

**Topic 8.** The role of foreign investment in the globalization of the world economy. International legal regulation of foreign investments on a multilateral basis. Legal regulation of foreign investments on a bilateral basis. Investment Promotion and Protection Agreements (IPPAs). Models of bilateral agreements on the promotion and protection of investments. Multilateral Investment Guarantee Agency (MIGA). Agreement on Trade-Related Investment Measures (TRIMs).

**Topic 9.** The concept of international monetary law. IMF Monetary System Regime. Functions of the IMF to provide financial assistance to member countries. Main achievements and tasks of improving the IMF system. Legal regulation of international credit relations. Public law international credit relations. Problems of settlement of state debt obligations ("sovereign" debts).

**Topic 10.** Legal aspects of international taxation in foreign economic activity. International legal principles of taxation in foreign economic activities. Unification and harmonization of norms on taxation in international relations

**Topic 11.** Conceptual bases of international legal regulation of the securities market and financial instruments. The value of the norms of national and international financial law in the regulation of the securities market. international legal regulation clearing Anddepository activity in the securities market.

**Topic 12. International legal regulation of insurance.**Modern financial risk insurance contracts. International legal principles of insurance supervision

**Topic 13. The concept of international debt law. Kazakhstan and external debt issues. On the sovereign debt market. Stabilization programs of the IMF.**Public debt management. Service and restructuring of public debt.

**Topic 14.** International credit system and international credit law. The concept of international credit. Types of international credit. Crediting of foreign trade. Interbank credit market. The role of the OECD in the international credit system.

**Topic 15.** Institute for Combating Money Laundering at the IFP. On money laundering and combating it. Combating money laundering within the European Union. "Special Financial Commission on Money Laundering" (FATF) and its recommendations.

## Literature:

### 1. Main:

1. International financial law: textbook / V.M. Shumilov, I.M. Lifshits. - 3rd ed., revised. and additional - Moscow: JUSTICE, 2020. - 302 p.
2. Petrova, GV International financial law: a textbook for universities / GV Petrova. — 2nd ed., corrected. and additional - Moscow: Yurayt Publishing House, 2023. - 319 p. - (Higher education). - ISBN 978-5-534-11476-8. — Text: electronic // Educational platform Urayt [website]. - url:<https://urait.ru/bcode/510489>
3. International tax law: textbook / Gracheva E.Yu., Machekhin V.A., Arzumanova L.L. – Publisher: NORMA, 2018.-200 p.
4. Maulenov, K. S., International economic law: textbook / K. S. Maulenov, I. V. Gudkov, Yu. V. Shumilov, ; ed. V. M. Shumilova. - Moscow: Justice, 2021. - 580 p. - ISBN 978-5-4365-5857-8. - url:<https://book.ru/book/938915>

### 2. Optional:

1. International investment law: course of lectures / comp. L.F. Tratsevskaya. - Vitebsk: VSU named after P.M. Masherova, 2022. - 50 p.
2. Erpyleva N.Yu. International banking law: theory and practice of application M.: Publishing House of the Higher School of Economics. 2012. - 670 p.[http://www.bibliorossica.com/book.html?search\\_query=%D0%BC%D0%B5%D0%B6%D0%B4%D1%83%](http://www.bibliorossica.com/book.html?search_query=%D0%BC%D0%B5%D0%B6%D0%B4%D1%83%)

### Internet resources

1. <http://elibrary.kaznu.kz/ru>
2. <https://adilet.zan.kz/kaz/>
3. [www.un.org](http://www.un.org)United Nations (UN)