**SYLLABUS**

**Fall semester 2023-2024 academic year**

**Educational program «8D04201 - International Law»**

**1st year**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **ID** **and name** **of course** | **Independent work** **of the student****(IWS)** | **Number of credits**  | **General****number** **of credits** | **Independent work** **of the student****under the guidance** **of a teacher (IWST)** |
| **Lectures (L)** | **Practical classes (PC)** | **Lab. classes (LC)** |
| **88584 - Actual problems of the diplomatic and consular law** | 5 | 15 | 30 | 0.00 | 5 | 6 |
| **ACADEMIC INFORMATION ABOUT THE COURSE** |
| **Learning Format** | **Cycle,****component** | **Lecture** **types** | **Types** **of practical classes** | **Form and platform final control** |
| Offline | CD. EC. M-2. | Informational, debatable, problematic | Mixed form of seminars: tests, group work, case studies, etc. | Standard orally offline IS «Univer» |
| **Lecturer** | Otynshiyeva Aidana Aitukyzy, acting associate professor |
| **e-mail :** | Aidana-best91@mail.ru  |
| **Phone :** | +7 701 091 44 55 |
| **ACADEMIC COURSE PRESENTATION** |
| **Purpose****of the course** | **Expected Learning Outcomes (LO) \*** Describe what is the result of studying the coursethe student will be able to: | **Indicators of LO achievement (ID)** |
| The purpose of the discipline is to form the ability to investigate doctoral students of current problems and prospects of providing a pan-Asian regional security system. During the study of course, PhD students should be competent in: 1. remember the basics of diplomatic and business protocol and etiquette; 2. to design theoretical approaches to their study, models and ways to resolve them; 3. demonstrate knowledge in relation to the foreign policy of the Republic of Kazakhstan and diplomacy; 4. analyze international legal and other regulatory acts, provide qualified legal opinions and advice, collect regulatory and factual information relevant to the implementation of legal norms in relevant areas of professional activity; 5. explain the reasons for the emergence and forms of manifestation of actual problems of diplomatic and consular law. During the study of the discipline PhD students will learn following aspects: theories of modern diplomatic and consular law, its basic concepts, categories and institutions; the main stages of the development of diplomacy in the Republic of Kazakhstan; issues of granting diplomatic immunities and privileges; the concept and types of bodies of external relations; political processes in Kazakhstan. | 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. interprets the main terms of diplomatic and consular law;1.2. has a complete understanding of the general structure of diplomatic and consular law; 1.3. knows the structure of public international law;1.4. possesses 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. masters the technique of conducting negotiations with representatives of other states; 2.2. analyzes the 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. analyzes the diplomatic consular systems of states;2.4.compares the 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. assesses the state's foreign policy;3.2. explains the normative content of documents in the field of diplomacy3.3.explains the rules for conducting diplomatic correspondence.3.4.evaluates the 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 understands the legal mechanism for implementing standards in national legislation; 4.2. applies 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. interprets the laws and the main characteristics of legal systems;5.2. assesses the 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 |
| **Postrequisites** | International Law, Political science. |
| **Learning Resources** | **Literature:**1. International law. Textbook ed . Professors Kolosova Y.M., Kuznetsova V.I. - M., 2020.2. Shumilov V.M. International Law: Textbook. – M.: KNORUS, 2019.3. Blishchenko I.P. Diplomatic law. Textbook. - M., 2019.4. Sarsembayev M.A. Consular law and consular service. Textbook. - Almaty, Daneker, 2020.5. Egorov S.A., Ashavsky B.M. et al. International Law: Textbook. – M.: Mezhdunar. relation., 2019.6. Getman-Pavlova I. V.International law. Textbook for bachelors. - M.: Yurayt, 2021.**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. <https://publications.hse.ru>
5. <https://www.tstu.ru/book/elib/pdf/2014/iskevich-t.pdf>
 |

|  |  |
| --- | --- |
| **Academic****course policy** | The academic policy of the course is determined by [the Academic Policy](https://univer.kaznu.kz/Content/instructions/%D0%90%D0%BA%D0%B0%D0%B4%D0%B5%D0%BC%D0%B8%D1%87%D0%B5%D1%81%D0%BA%D0%B0%D1%8F%20%D0%BF%D0%BE%D0%BB%D0%B8%D1%82%D0%B8%D0%BA%D0%B0.pdf) and [the Policy of Academic Integrity of Al-Farabi Kazakh National University .](https://univer.kaznu.kz/Content/instructions/%D0%9F%D0%BE%D0%BB%D0%B8%D1%82%D0%B8%D0%BA%D0%B0%20%D0%B0%D0%BA%D0%B0%D0%B4%D0%B5%D0%BC%D0%B8%D1%87%D0%B5%D1%81%D0%BA%D0%BE%D0%B9%20%D1%87%D0%B5%D1%81%D1%82%D0%BD%D0%BE%D1%81%D1%82%D0%B8.pdf) Documents are available on the main page of IS Univer.**Integration of science and education.** The research work of students, undergraduates and doctoral students is a deepening of the educational process. It is organized directly at the departments, laboratories, scientific and design departments of the university, in student scientific and technical associations. Independent work of students at all levels of education is aimed at developing research skills and competencies based on obtaining new knowledge using modern research and information technologies. A research university teacher integrates the results of scientific activities into the topics of lectures and seminars (practical) classes, laboratory classes and into the tasks of the IWST, IWS, which are reflected in the syllabus and are responsible for the relevance of the topics of training sessions andassignments.**Attendance.** The deadline for each task is indicated in the calendar (schedule) for the implementation of the content of the course. Failure to meet deadlines results in loss of points.**Аcademic honesty.** Practical/laboratory classes, IWS develop the student's independence, critical thinking, and creativity. Plagiarism, forgery, the use of cheat sheets, cheating at all stages of completing tasks are unacceptable.Compliance with academic honesty during the period of theoretical training and at exams, in addition to the main policies, is regulated by [the "Rules for the final control"](https://univer.kaznu.kz/Content/instructions/%D0%9F%D1%80%D0%B0%D0%B2%D0%B8%D0%BB%D0%B0%20%D0%BF%D1%80%D0%BE%D0%B2%D0%B5%D0%B4%D0%B5%D0%BD%D0%B8%D1%8F%20%D0%B8%D1%82%D0%BE%D0%B3%D0%BE%D0%B2%D0%BE%D0%B3%D0%BE%20%D0%BA%D0%BE%D0%BD%D1%82%D1%80%D0%BE%D0%BB%D1%8F%20%D0%9B%D0%AD%D0%A1%202022-2023%20%D1%83%D1%87%D0%B3%D0%BE%D0%B4%20%D1%80%D1%83%D1%81%D1%8F%D0%B7%D1%8B%D0%BA%D0%B5.pdf) , ["Instructions for the final control of the autumn / spring semester of the current academic year"](https://univer.kaznu.kz/Content/instructions/%D0%98%D0%BD%D1%81%D1%82%D1%80%D1%83%D0%BA%D1%86%D0%B8%D1%8F%20%D0%B4%D0%BB%D1%8F%20%D0%B8%D1%82%D0%BE%D0%B3%D0%BE%D0%B2%D0%BE%D0%B3%D0%BE%20%D0%BA%D0%BE%D0%BD%D1%82%D1%80%D0%BE%D0%BB%D1%8F%20%D0%B2%D0%B5%D1%81%D0%B5%D0%BD%D0%BD%D0%B5%D0%B3%D0%BE%20%D1%81%D0%B5%D0%BC%D0%B5%D1%81%D1%82%D1%80%D0%B0%202022-2023.pdf) , "Regulations on checking students' text documents for borrowings".Documents are available on the main page of IS Univer.**Basic principles of inclusive education.** The educational environment of the university is conceived as a safe place where there is always support and equal attitude from the teacher to all students and students to each other, regardless of gender, race / ethnicity, religious beliefs, socio-economic status, physical health of the student, etc. All people need the support and friendship of peers and fellow students. For all students, progress is more about what they can do than what they can't. Diversity enhances all aspects of life.All students, especially those with disabilities, can receive counseling assistance by phone / e-mail aidana-best91@mail.ru or via video link in MS Teams [https://teams.microsoft.com/l/meetup-join/19%3ad468695d3ea14195bf84e179593975fb%40thread.tacv2/1694063904429?context=%7b%22Tid%22%3a%22b0ab71a5-75b1-4d65-81f7-f479b4978d7b%22%2c%22Oid%22%3a%22f7f27e31-33e7-48cb-95d2-f66e7d87d8fd%22%7d](https://teams.microsoft.com/l/meetup-join/19%3Ad468695d3ea14195bf84e179593975fb%40thread.tacv2/1694063904429?context=%7b%22Tid%22%3a%22b0ab71a5-75b1-4d65-81f7-f479b4978d7b%22%2c%22Oid%22%3a%22f7f27e31-33e7-48cb-95d2-f66e7d87d8fd%22%7d) .**Integration MOOC (massive open online course).** In the case of integrating MOOC into the course, all students need to register for MOOC. The deadlines for passing MOOC modules must be strictly observed in accordance with the course study schedule. **ATTENTION!** The deadline for each task is indicated in the calendar (schedule) for the implementation of the content of the course, as well as in the MOOC. Failure to meet deadlines results in loss of points. |
| **INFORMATION ABOUT TEACHING, LEARNING AND ASSESSMENT** |
| **Score-rating letter system of assessment of accounting for educational achievements** | **Assessment Methods** |
| **Grade** | **Digital****equivalent****points** | **points,****% content** | **Assessment according to the traditional system** | **Criteria-based assessment** is the process of correlating actual learning outcomes with expected learning outcomes based on clearly defined criteria. Based on formative and summative assessment.**Formative assessment is** a type of assessment that is carried out in the course of daily learning activities. It is the current measure of progress. Provides an operational relationship between the student and the teacher. It allows you to determine the capabilities of the student, identify difficulties, help achieve the best results, timely correct the educational process for the teacher. The performance of tasks, the activity of work in the classroom during lectures, seminars, practical exercises (discussions, quizzes, debates, round tables, laboratory work, etc.) are evaluated. Acquired knowledge and competencies are assessed.**Summative assessment** -type of assessment, which is carried out upon completion of the study of the section in accordance with the program of the course.Conducted 3-4 times per semester when performing IWS. This is the assessment of mastering the expected learning outcomes in relation to the descriptors. Allows you to determine and fix the level of mastering the course for a certain period. Learning outcomes are evaluated. |
| A | 4.0 | 95-100 | Great |
| A- | 3.67 | 90-94 |
| B+ | 3.33 | 85-89 | Fine |
| B | 3.0 | 80-84 | **Formative and summative assessment** | **Points % content** |
| B- | 2.67 | 75-79 | Activity at lectures | 0 |
| C+ | 2.33 | 70-74 | Work in practical classes | 42 |
| C | 2.0 | 65-69 | Satisfactorily | Independent work | 18 |
| C- | 1.67 | 60-64 | Design and creative activity | 0 |
| D+ | 1.33 | 55-59 | Final control (exam) | 40 |
| D | 1.0 | 50-54 | TOTAL | 100 |
| FX | 0,5 | 25-49 | Unsatisfactory |
| F | 0 | 0-24 |
| **Calendar (schedule) for the implementation of the content of the course. Methods of teaching and learning.** |

|  |  |  |  |
| --- | --- | --- | --- |
| A week | Topic name | Number of hours | Max.ball |
| MODULE 1.  |
| 1 | L 1. The concept, system and sources of diplomatic and consular law | 1 |  |
| PC 1. To define the the concept, system, sources of diplomatic and consular law. Differentiation of views on the concept of public international law | 2 | 10 |
| 2 | L 2. History of the formation and development of diplomatic law | 1 |  |
| PC 2. To expand and discuss the historical stages of diplomatic law, to establish the stages of their development | 2 | 10 |
| IWST 1. Consultations on the implementation of IWS 1 |  |  |
| 3 | L 3. Diplomatic service as part of Public Service | 1 |  |
| PC 3. Analysis of the law «on Diplomatic Service of the Republic of Kazakhstan» | 2 | 10 |
| IWST 2. Consultations on the implementation of IWS 2 |  |  |
| 4 | L 4. Legal status and system of external Chinese bodies of the Republic of Kazakhstan | 1 |  |
| PC 4. To determine the legal status and system of external Chinese bodies of the Republic of Kazakhstan to recognize their types | 2 | 10 |
| IWS 1. The emergence and development of diplomatic law. To make a presentation. |  | 15 |
| 5 | L 5. Composition and functions of the diplomatic mission | 1 |  |
| PC 5. To define the composition and functions of the diplomatic mission | 2 | 10 |
| MODULE 2.  |
| 6 | L 6. Beginning and end of the diplomatic mission | 1 |  |
| PC 6. To identify the concept of timing of the beginning and end of the diplomatic mission, their differentiation | 2 | 10 |
| IWST 3. Consultations on the implementation of IWS 3 |  |  |
| 7 | L 7. Immunity and privileges of the diplomatic mission, its employees | 1 |  |
| PC 7. To determine the immunities and privileges of the diplomatic mission, its employees, recognize their features, distinguish them from each other | 2 | 10 |
| IWS 2. Law of the Republic of Kazakhstan «on Diplomatic Service» |  | 15 |
| RK 1 |  | 100 |
| 8 | L 8. Diplomatic law of special missions | 1 |  |
| PC 8. To determine the status of diplomatic law of special missions | 2 | 8 |
| IWST 4. Consultations on the implementation of IWS 4 |  |  |
| 9 | L 9. The concept and sources of Consular law | 1 | 8 |
| PC 9. To make the analysis of sources of Consular law | 2 |  |
| IWS 3. Determination of the composition and legal status of the diplomatic mission |  | 10 |
| 10 | L 10. Procedure for establishing and implementing Consular Relations | 1 |  |
| PC 10. To define the procedure for establishing and implementing Consular Relations | 2 | 8 |
| IWST 5. Consultation on the implementation of IWS 5 |  |  |
| MODULE 3.  |
| 11 | L 11. Status, composition and activities of consular institutions | 1 |  |
| PC 11. To expand the determination of the legal status, composition and modern status of consular institutions, the ability to give examples | 2 | 8 |
| 12 | L12. Legal status of a freelance Consul | 1 |  |
| PC 12. To determine the legal status of a freelance consul, to give examples | 2 | 8 |
| IWS 4. Immunities and benefits of special missions  |  | 10 |
| 13 | L 13. Diplomatic law of international organizations | 1 |  |
| PC 13. To analyze the reasoning of diplomatic law of international organizations | 2 | 10 |
| IWST 6. Consultation on the implementation of IWS 5. |  |  |
| 14 | L 14. The problem of diplomatic etiquette and protocol | 1 |  |
| PC 14. To determine the issue of diplomatic etiquette and protocol | 2 | 10 |
| 15 | L 15. Diplomat and Consul | 1 |  |
| PC 15. To consider the Diplomat and Consul: conducting a comparative legal examination | 2 | 10 |
| IWS 5. Immunity and privileges of the diplomatic mission and its employees |  | 10 |
| RK 2 |  | 100 |
| Final control (exam) | 100 |
| TOTAL for course | 100 |

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

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

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

**RUBRICATOR OF THE SUMMATIVE ASSESSMENT**

**CRITERIA EVALUATION OF LEARNING OUTCOMES**

**Written assignment "Diplomatic law of international organizations" (25% of 100% MC)**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Criterion**  | **"Excellent"**20-25% | **"Good"**15-20% | **"Satisfactory"**10-15% | **"Unsatisfactory"**0-10% |
| **Research**   | The submission shows evidence of outstanding research that goes far beyond the suggested reading for the module. | The submission shows a very capable research effort with a good use of the suggested reading materials for the module, perhaps with some use of additional sources | The submission shows at least a general familiarity with the research sources suggested in the module and an ability to use these reasonably effectively | 1. Research: The submission makes some reference to suggested reading material for the module, but reproduces this with little discussion or evaluation in a way that shows a limited grasp the subject matter |
| **Knowledge**    | The work shows an impressive knowledge of the subject area and an exceptional ability to identify peculiar or novel aspects for consideration. | The work shows an informed knowledge of the subject area and awareness of key issues and their gravity | The work demonstrates a sound basic knowledge of the subject area and presents a clearly organised account of this | The work shows a significant lack of understanding of the issues, perhaps due to misunderstandings or shortcomings in research |
| **Critical thinking** | The discussion shows extremely incisive analysis and reasoning demonstrating an exceptional perception and capacity for independent critical evaluation of the subject area, perhaps by suggesting novel or alternative ways of addressing the issues. | There is some evidence of perceptive and evaluative thinking, and the ability to construct a reasoned and substantiated argument towards a clear conclusion | The discussion shows relatively little capacity for critical evaluation | There is a lack of coherence in the overall argument |
| **Presentation**  | The essay is extremely well structured and lucidly presented, with no serious typographical or grammatical errors. There are only very minor amendments | The work is reasonably well organised with relatively few typographical or grammatical errors | The work is reasonably well organised, with some typographical or grammatical errors. Comment: Typically, an answer in this category may fall short of a merit classification because of over-dependency on secondary sources, shortcomings in coverage, misunderstandings of critical issues, or because the presentation, organisation or writing style are deficient. A bare pass mark might be awarded where the work involves a purely descriptive treatment of the subject area with little attempt to offer any evaluative discussion | The work shows serious weakness in presentation, because of a lack of structuring and/or serious grammatical or typographical errors |
| **Letter,**  **APA style**   | The writing demonstrates clarity, conciseness, and correctness. Strictly follows the APA style.  | The letter demonstrates clarity, and correctness. Basically, follows the APA style.  | The letter has some key errors and clarity needs to be improved. There are mistakes in following the APA style.  | The writing is unclear, it is difficult to follow the content. Lots of mistakes in following the APA style.  |