

**AL-FARABI KAZAKH NATIONAL UNIVERSITY**

**Law faculty**

**Department of customs, financial and environmental law**

APPROVED

Dean of Faculty

\_\_\_\_\_ (signature)

professor D.L. Baideldinov

" \_\_\_\_\_ " \_\_\_\_\_ 2020

**THE FINAL EXAM PROGRAM**

**Discipline: MPPSKM5302 International legal problems of the status of the  
Caspian sea**

**Specialty - "7M042-Maritime and energy law»**

Course-1

Semester-2

Number of credits – 2

Form of study: full-time, distance

**Almaty, 2020**

The program of the final exam based on the working curriculum in the speciality **"7M042-Maritime and energy law»** and was compiled by PhD doctor, associate professor Teleuyev G.B.

The program was reviewed and recommended at the meeting of the Department of customs, financial and environmental law

«\_\_\_\_\_»\_\_\_\_\_2020, protocol №\_\_\_\_\_

Head of the Department Zhatkanbayeva A.E. \_\_\_\_\_(signature)

## **Introduction**

The goal of the final exam is to systematize and consolidate the knowledge obtained by students over the entire period of study in accordance with the requirements of the educational curriculum.

This program is designed to prepare students for the final exam in Kazakhstan law and includes a review of its main institutions and categories, the study of which will contribute to students acquire the necessary knowledge and practical skills to apply them.

Only students who have completed the educational process in the discipline in accordance with the curriculum and Bachelor's degree program and have scored the appropriate points in accordance with the working Bachelor's degree programs allowed to participate in the final control.

The exam conducted within the time limits specified in the academic calendar and the exam schedule on the University page.

Students who have received unsatisfactory grades will allowed to retake the final control for this period only after paying the monetary amount with the number of credits to the current account of NAO kaznu.Al-Farabi Kazakh National University. A student who has received an unsatisfactory grade based on the results of the exam issued an order for retraining in this discipline. If a student scores 20 points on the exam, they have the opportunity to retake FX by paying the amount to the account of NAO kaznu.Al-Farabi Kazakh National University. After receiving an unsatisfactory assessment, documents related to the submitted health status are not considered.

It isn't allowed to retake the exam to increase the grade.

## **Final Control Program (exam) instructions for passing the exam**

The exam served on the corporate platform of kaznu Microsoft Teams or external ZOOM resources in case of technical problems. The process of passing an oral exam by a student involves the automatic creation of an exam ticket, to which the student must answer verbally by the Examination Board. When conducting an oral exam, video recording is mandatory.

2. Duration of the exam: the time of preparation will be decided by the examiner or the Examination Board. The Examiner or the Examination Board decides the answer time. To answer all the questions of the ticket, offered 15-20.

3. Univer IP exam tickets generated automatically.

4. 30 minutes before the start of the exam, all students of the group enter the conference hall of the video communication by following the link specified in the rules of the final exam organized by the teacher or members of the Commission (sent by the teacher/members of the commission in case of violation of the work of the video communication service).

5. Checks the ability to log in 30 minutes before the exam starts Univer.kaznu.kz through any browser, but through Google Chrome (in case of loss of username and/or password, the student must contact the curator-adviser before the start of the exam). After verification, they log out of the account, waiting for a call from the Commission.

6. At the beginning of the exam, the student invited by the commission shows his / her ID card (ID card or passport) to the camera. It is forbidden to take the ID card exam). Includes screen display. Univer logs in to its IP account, goes to the "exam schedule" page, and selects the current exam-by clicking on the «pass the oral exam» button. After passing the link "passing the oral exam", a window opens where the student will see the questions of the exam ticket. The student shows a screen with questions about the ticket, reads them aloud. The BBB translates the presentation of the service to the camera, prepares for the answer, and answers the ticket questions after preparing for the period set by the teacher or the commission.

7. If a student who has opened his ticket for technical reasons (power outage, internet shutdown, or low speed) does not stay online for more than 10 minutes during the exam, then his answer will be canceled. The exam will be postponed to another day in coordination with the Department of academic affairs.

8. The Examination Board and the teacher certify the exam participants. Univer puts points in the final statement in the IP. The time for putting points in the certification list for the oral exam is 48 hours.

### **Exam rules:**

To pass the exam-test, students must first familiarize themselves with all the requirements for conducting the exam in oral form. All instructions are uploaded: [https://drive.google.com/file/d/1u\\_TOKL2MZiJsE3EJjluDNNv\\_68WXb4rG/view?usp=sharing](https://drive.google.com/file/d/1u_TOKL2MZiJsE3EJjluDNNv_68WXb4rG/view?usp=sharing)

Students should familiarize themselves with the date and time of the exam in advance in the "Univer" system, in the "exam schedule" section.

**Requirements for students:**

1. the student must familiarize himself with all the instructions for passing the final exam and the program of the final exam in the subject of control at the customs border »;
2. before the exam starts, the student must check:
  - \* internet connection on the working device( computer, monoblock, laptop, tablet), the device must be provided with charging for the entire duration of the exam;
  - \* web functionality of the camera and microphone.
- 3.the student must prepare a workplace for passing the exam: a separate room (office); the room must be illuminated.
4. when passing the test, the presence of unauthorized persons in the room/office is not allowed
- 5.the student's clothing style is classic. It is not allowed to participate in the exam in home clothes or in a sports suit.
6. checks the ability to log in 30 minutes before the exam starts Univer.kaznu.kz through any browser, but through Google Chrome (in case of loss of username and / or password, the student must contact the curator-adviser before the start of the exam)
7. according to the schedule, at the beginning of the exam, students will have access to UNIVER IP tickets created in their accounts univer.kaznu.kz.
- 8.a student does not have the right to open a ticket until the commission personally invites him / her to pass the exam, only at the request of the commission, the student logs in to the Univer IP account and opens his / her ticket on video.

**Evaluation policy:**

Criterion-based assessment: evaluation of learning outcomes according to descriptors, verification of the formation of competencies (learning outcomes) in border control and exams.

Summative assessment: assessment of activity and participation in work in the classroom; task completion, SRS assessment.

Rating by letter system	Digital equivalent	Points (%- s ' rate)	Assessment using the traditional system
A	4	95-100	excellent
A-	3,67	94-90	
B+	3,33	85-89	Good
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	Unsatisfactorily
F	0	0-24	

**Main topics for exam preparation:**

**1. The formation of the legal status of the Caspian Sea in historical retrospect**

Situation in the Caspian Sea Since the Collapse of the Soviet Union. New Phase of Caspian Negotiations Defines the Importance of Research. Present State of Research into the Status and Regime of the Caspian Sea. Present State of Research into the Status and Regime of the Caspian Sea

**2 International treaty practice and problems of the international legal status of the Caspian Sea**

Positions of the Caspian States on the legal status of the Caspian Sea after the collapse of the USSR

**3 The current state of the issue of the international legal status of the Caspian Sea.**

The current state of the issue of the international legal status of the Caspian Sea. (Discussion scientific materials). International treaty practice and problems of the international legal status of the Caspian Sea

**4. International legal regime for the use and protection of the natural resources of the Caspian Sea**

The current state of the issue of the international legal status of the Caspian Sea. Formation and development of international legal legislation in the Caspian Sea region

**5 Transport policy of coastal land States in the aspect of the International Legal status of the Caspian Sea**

Transport policy of coastal land States in the aspect of the International Legal status of the Caspian Sea

**6 Problems of ensuring environmental safety of the Caspian Sea environment**

International legal mechanism for the protection of the Caspian Sea environment. Legal support for the prevention of pollution from ships of the Caspian Sea. Legal support for the prevention of oil pollution in the Caspian Sea

**7 International legal regulation of the prevention of pollution of the Caspian Sea.**

Legal support for the prevention of pollution from ships of the Caspian Sea. Legal support for the prevention of oil pollution in the Caspian Sea

**8 Legal support for the prevention of pollution from ships of the Caspian Sea.** Discussion scientific articles. Legal support for the prevention of pollution caused by invasive organisms that have settled in the Caspian Sea.

**9 Legal support for the prevention of pollution caused by invasive organisms that have settled in the Caspian Sea.**

Regime of the Living Resources in International Law

**10 The Legal Regime of the Pipelines in the Caspian Sea**

Pipelines in the Caspian Sea. International Law on Pipelines. International Law on Pipelines

### **11 The Legal Regime of Maritime Navigation on the Caspian Sea**

Ship Navigation on the Caspian Sea. Existing Rules on Navigation in the Caspian Sea

**12 Environmental Principles Applicable to the Caspian Sea** Principle of Sustainable Development. “Future Generations” Principle. The Precautionary Principle. “The Polluter Pays” Principle

**13 Using the Caspian Sea for peaceful purposes, making it a zone of peace, good-neighbourliness, friendship and cooperation, and solving all issues related to the Caspian Sea through peaceful means**

Using the Caspian Sea for peaceful purposes, making it a zone of peace, good-neighbourliness, friendship and cooperation, and solving all issues related to the Caspian Sea through peaceful means

**14 Freedom of navigation outside the territorial waters of each Party subject to the respect for sovereign and exclusive rights of the coastal States and to the compliance with relevant rules established by them with regard to the activities specified by the Parties**

Freedom of navigation outside the territorial waters of each Party subject to the respect for sovereign and exclusive rights of the coastal States and to the compliance with relevant rules established by them with regard to the activities specified by the Parties

**15 Freedom of overflight by civil aircraft in accordance with the rules of the International Civil Aviation Organization**

Freedom of overflight by civil aircraft in accordance with the rules of the International Civil Aviation Organization

#### **Literature:**

- 1 Bosson, R., and M. Varon, The Mining Industries and the Developing Countries, Washington, D.C.: World Bank. - 1997.
- 2 Bouhs, A; «How a Domestic Oil Company Goes International: A Strategy for Success, Production Sharing Contracts Conference Proceedings, AIC Conference, Houston, March 1994.
- 3 Burke, F., and R. Dole, Business Aspects of Petroleum Exploration in Non-Traditional Areas, BMC, 1991.
- 4 Carnal Hosseini, Law & Policy in Petroleum Development, 1979.
- 5 Clawson M. Uncle Sam's Acres. Westport, 1970.
- 6 Darden, M., Legal Research Checklist for International Petroleum Operations, Section on Natural Resources, Energy and Environmental Law. Monograph Series Number 20, American Bar Association, 16 February 1994.
- 7 Derman, A., International Oil and Gas Joint Ventures: A Discussion with Associated Form Agreement, Section on Natural Resources, Energy and Environmental Law. Monograph Series Number 16, American Bar Association, 16 February 1992.
- 8 Dur, S., «Negotiating PSC Terms», Production Sharing Contract Conference Proceedings, AIC Conferences, Houston, March 1994

- 9 Barannik V, Borysova O, Stolberg F (2004) The Caspian Sea region: environmental change Barboza J (1990) Sixth report, UN doc. A/CN.4/428
- 10 Beyerlin U (2000) Umweltvo'lkerrecht.
- 11 Beck Verlag Davidson JE (2003) Tomorrow's standing today: how the equitable jurisdiction clause of Article III, Section 2 confers standing upon future generations. Columbia J Environ Law 28:185
- 12 Farber DA (2003) From here to eternity: environmental law and future generations. Univ Illinois Law Rev 289 Fleury R (1995) Das Vorsorgeprinzip im Umweltrecht.
- 13 Heymann, Ko'ln, Berlin Golubev G (1997) Environmental problems of large central Asian lakes. In: Jorgenson E, Matsui S (eds) Worlds' lakes in crises. Brassey's, London, Washington

#### **Internet sources**

1 <https://chambers.com/articles/subsoil-and-subsoil-use-legislation-history-and-new-concept>

#### **Online sources:**

1. Learning material: lecture outlines, video-lectures, methodical recommendations on preparation for seminars, ISW, etc., accessible on [www.univer.kaznu.kz](http://www.univer.kaznu.kz), EMCD section;
2. Normative legal acts in accordance with topics of the course, accessible on legal database "Zakon".