**SYLLABUS**

**Fall semester 2024-2025 academic year**

**Educational program "International Law"**

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| **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)** |
| TPSMPP Theoretical Problems of Modern Public International Law | 4 | | 1 | 2 | 0 | 3 | The number of  IWST is 5.  This is a teacher's guide.  for the preparation of the IWS. |
| **ACADEMIC INFORMATION ABOUT THE COURSE** | | | | | | | |
| **Learning Format** | **Cycle,**  **component** | **Lecture**  **types** | | **Types**  **of practical classes** | | **Form and platform final control** | |
| *Offline* | Training | Problematic, analytical | | Presentation | | Oral | |
| **Lecturer - (s)** | Yesbol Omirzhanov | | | | |
| **e-mail :** | omyrzhanov.esbol@kaznu.kz | | | | |
| **Phone :** | +7 777 2686571 | | | | |
| **ACADEMIC COURSE PRESENTATION** | | | | | | | |
| **Purpose**  **of the course** | **Expected Learning Outcomes (LO) \*** | | | | | **Indicators of LO achievement (ID)** | |
|  | LO1.To determine the features of the international rule-making process; the specifics of the treaty and custom in relation to international norm-setting; auxiliary processes for the formation of norms of international law; | | | | | ID 1.1. Explain the basic concepts and components of the international rule-making process. | |
| ID 1.2. To differentiate the auxiliary processes of the formation of norms of international law | |
| LO2. To interpret the specifics of the legal nature and essence of international law; features of the legal nature of international organizations; the specifics of the institution of international legal responsibility; | | | | | ID 2.1.Be able to search for and apply the rules of procedural law governing the conduct of forensic examination. | |
| ID 2.2. Focus on the peculiarities of the legal nature of international organizations | |
| ID 2.3. To classify the specifics of the institution of international legal responsibility. | |
| LO3. To identify the links between the existing theoretical problems of international law and the practice of its application; | | | | | ID3. To identify the links between the existing theoretical problems of international law and the practice of its application; | |
| LO4 To categorize the in-depth study of the theories of modern international law in order to determine possible trends in its development; | | | | | ID 4.1. Critically assess the mutual influence of political and international legal processes. | |
| ID 4.2. To classify the theories of modern international law | |
| LO5.Theoretically substantiate their position on the legal regulation of international situations, qualify legal situations arising in international life | | | | | ID 5.1. Know the grounds and procedure, qualifications of legal situations arising in international life. | |
| ID 5.2. Be able to draw up and substantiate your position on the legal regulation of international situations. | |
| **Prerequisites** | Public International Law, Theory of State and Law | | | | | | |
| **Postrequisites** | Disciplines of general and international law ("Theory of Law and Legal Systems of Modernity", "International Law", "Diplomatic Law and Diplomatic Protection"), etc. | | | | | | |
| **Learning Resources** | **Literature:** main, additional.  1. Тункин Г.И. Теория международного права. Под общ. ред. Л.Н. Шестакова– М., 2000.  2. Черниченко С.В. Теория международного права. В 2-х т. Т.2. – М., 1999.  3. Айдарбаев С.Ж., Шумилов В.М. Международное публичное право. Учебное пособие. – Алматы, 2012.  4. Гетьман-Павлова И. В.Международное право. Учебник для бакалавров. М.: Юрайт, 2017.  5. Егоров С.А., Ашавский Б.М. и др. Международное право: Учебник. – М.: Междунар. отнош., 2016.  6. Ерджанов Т.К. Международное право. Учебник. - Алматы, 2006. – 589 с.  7. http://www.mfa.kz/ru  8. https://www.un.org/ | | | | | | |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **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 omyrzhanov.esbol@kaznu.kz or via video link in MS Teams[*https://teams.microsoft.com/l/meetup-join/19%3ameeting*](https://teams.microsoft.com/l/meetup-join/19%3ameeting)  **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 | 35 |
| C+ | 2.33 | | 70-74 | Work in practical classes | 35 |
| C | 2.0 | | 65-69 | Satisfactorily | Independent work | 30 |
| 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** The Concept, Sources of Modern International Law | | | |
| **1** | **L 1.** The Concept of Modern International Law. | **1** | **5** |
| **PC 2.** To provide a description of the following problematic issues.  1. Interstate system, international relations and international law.  2. The Western doctrine of "agreement".  3. Agreement as a result of the implementation of the coordination of the wills of states. | 2 | 5 |
| **2** | **L 2**. The Concept of Modern International Law | **1** | 5 |
| **PC 2.** To provide a description of the following problematic issues.  1. International legal positions of states and agreed wills expressed in the norms of international law.  2. Criticism of the concept of the "basic norm".  3. International Public and International Private Law: Problems of Correlation.  4. The nature and essence of modern general international law. | 2 | 5 |
| **3** | **L 3.** Problems of Sources of Modern International Law | **1** | **5** |
| **PC 5.** To provide a description of the following problematic issues.  1. The concept of sources in the theory of law.  2. The contractual process of the formation of norms of international law.  3. Customary legal process of formation of norms of international law.  4. Correlation of contractual and customary law processes of formation of norms of international law.  5. Auxiliary processes of the formation of norms of international law.  6. Doctrine and opinions of public organizations in the international rule-making process.  7. The place and role of sources of international law in the legal system of the state.  8. The system of international law. Preparation of presentations | 2 | 5 |
| **IWST 1. Consultation on the implementation of** |  |  |
| **IWS 1. Presentation:** To analyze the main scientific concepts that characterize the concept of modern international law |  | 15 |
| **4** | **L** **4.** Problems of Sources of Modern International Law. | **1** | **5** |
| **PC 4. 4.** **Practical lesson 4.** To provide a description of the following problematic issues.  1. Correlation of contractual and customary law processes of formation of norms of international law.  2. Auxiliary processes of the formation of norms of international law. | 2 | 5 |
| **5** | **L 5.** Problems of Sources of Modern International Law. | **1** | **5** |
| **PC 5.** To provide a description of the following problematic issues.  1. Doctrine and opinions of public organizations in the international rule-making process.  2. The place and role of sources of international law in the legal system of the state.  3. The system of international law. | 2 | 5 |
| **IWST 2. Consultation on the implementation of** |  |  |
| **IWS 2.** Presentation: To Theoretically Explain the Features of Custom as a Source of International Law |  | 15 |
| **MODULE 2** Problems of Modern International Law | | | |
| **6** | **L 6.** Problems of Sources of Modern International Law. | **1** | **5** |
| **PC 6.** The system of international law. | 2 | **5** |
| **7** | **L 7**. Theoretical Problems of International Legal Personality. | **1** | **5** |
| **PC 7.** To present the characteristics of the following problematic issues:  1. The concept of international legal personality.  2. Scope of legal capacity of subjects of international law.  3. International legal personality of primary subjects of international law. | 2 | **5** |
| **Midterm control 1** | | | **100** |
| **8** | **L 8.** Problems of international legal personality. | **1** | **5** |
| **PC 8. Practical lesson 8.** To present the characteristics of the following problematic issues:  1. International legal personality of derivative subjects of international law.  2. The question of the international legal personality of individuals and TNCs. | 2 | **5** |
| **IWST 3. Consultation on the implementation of** |  | **7** |
| IWS 3. Presentation: To substantiate your position on the legal personality of individuals in international law. |  |  |
| **9** | **L 9.** Theoretical Problems of the Relationship between International and National Law | **1** | **5** |
| **PC 9.** To present the characteristics of the following problematic issues:  1. The problem of correlation between international and national law in the Western and Soviet science of international law.  2. The relationship between international and national law.  3. Domestic competence of states and the relationship between international and national law. | 2 | **5** |
| **10** | **L 10**. Theoretical Problems of the Relationship between International and National Law | **1** | **5** |
| **PC 10.** To present the characteristics of the following problematic issues:  1. Acts of international organizations and domestic law of states.  2. Resolution of the issue of the correlation of international and national law in the legislation of Kazakhstan. | 2 | **5** |
| **IWST 4. Consultation on the implementation of** |  | **7** |
| **IWS 4.** To analyze the legislation of the Republic of Kazakhstan from the point of view of the concepts of correlation between international and national law |  |  |
| **MODULE 3** Theoretical Problems of International Legal Responsibility | | | |
| **11** | **L 11.** Theoretical problems of the law of international organizations. | **1** | **5** |
| **PC 11.** To present the characteristics of the following problematic issues:  1. International organizations and the development of public international law.  2. The main features of the legal nature of general international organizations.  3. Interstate nature and legal personality of general international organizations.  4. The concept of the UN system and the mechanism of its impact on international law. | 2 | **5** |
| **12** | **L 12**. Theoretical Problems of the Law of International Organizations | **1** | **5** |
| **PC** 12**.** To present the characteristics of the following problematic issues:  1. The UN system and the institution of international legal personality.  2. The UN system and the peaceful settlement of international disputes.  3. Development of the institution of international legal sanctions.  4. Prospects for the development of international organizations. | 2 | **5** |
| **IWST 5. Consultation on the implementation of** |  |  |
| **IWS 5. Presentation:** To analyze the theoretical problems of the law of international organizations |  | **6** |
| **13** | **L 13.** Theoretical Problems of International Legal Responsibility. | **1** | **5** |
| **PC 13.** To present the characteristics of the following problematic issues:  1. The concept of the institution of international legal responsibility and its sources.  2. The concept of international legal criminal responsibility of the state.  3. Grounds for international legal responsibility. | 2 | **5** |
| **14** | **L 14**. Theoretical Problems of International Legal Responsibility. | **1** | **5** |
| **PC 14.** To present the characteristics of the following problematic issues:  1. Types and forms of international legal responsibility.  2. Material liability for harmful consequences of actions not prohibited by international law.  3. Features of responsibility for international crimes. | 2 | **5** |
| **15** | **L** 15. Theoretical Problems of International Legal Responsibility. | **1** | **5** |
| **PC** 15. To present the characteristics of the following problematic issues:  1. Circumstances precluding State responsibility.  2. The question of the international criminal responsibility of individuals.  3. Responsibility of international organizations. | 2 | **5** |
| **Midterm control 2** | | | **100** |
| **Final control (exam)** | | | **100** |
| **TOTAL for course** | | | **100** |

**Dean \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Zh. Sairambayeva**

**Chair of the Academic Committee**

**on the Quality of Teaching and Learning\_\_\_\_\_\_\_\_ A. Yerimpasheva**

**Head of Department \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ K. Altayeva**

**Lecturer \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Y.Omirzhanov**