

COURSE DESCRIPTIONS 2018

INTERNATIONAL BUSINESS LAW PROGRAM

Law 540 – Introduction to International Business Law (3 credits) **This course is currently undergoing the course approval process and the course description, course number, and instructors may change.*

Instructors: Nicolas Lamp, Alison Mitchell

This course will provide an introduction to international law for students in both the Public International Law and the International Business Law programs. We will discuss the role of states as the primary authors and subjects of international legal norms and obligations; the application of international law by international and national decision-makers; and the status and increasing significance of non-state actors such as intergovernmental organizations (notably the United Nations), non-governmental organizations, multinational corporations, subunits in federal states (particularly Canadian provinces), peoples, and individuals in the international legal system. In addition, the course will provide coverage of substantive law in various areas, including state jurisdiction over territory and persons, dispute settlement, state responsibility, the law on the use of force, the law of the sea, and sovereign and diplomatic immunities. Where appropriate, special attention will be paid to Canadian practice and its conformity with international law.

Law 454 – International Economic Law (3 credits)

Instructors: Nicolas Lamp, Valerie Hughes, Nick Gallus

This course introduces students to the public international law governing international trade and investment. It provides an overview of the fields of activity of the World Trade Organization (WTO), with a focus on multilateral trade negotiations and dispute settlement. The course combines lectures with interactive exercises, including a simulation of a trade negotiation and a moot. It also introduces students to the different subjects of international trade law, including trade in goods, trade in services, and trade-related aspects of intellectual property rights. The international investment law section of the course surveys some of the core obligations of international investment agreements, with a focus on the provisions of Chapter 11 of NAFTA.

Law 666 – International Commercial Law (3 credits)

Instructors: Joshua Karton, Matthew Secomb

The course introduces students to the law governing international business transactions as well as the different forms of dispute resolution that are open to the parties in such transactions. The first part of the course focuses on the rules governing the international sale of goods and the financing of international business transactions. We will discuss the considerations that inform the parties' choices of the law that will govern their transactions, with a particular focus on the options provided by the United Nations Convention on the International Sale of Goods. The course also provides an overview of other forms of international transactions, such as bank finance transactions. The second part of the course introduces the students to different forms of dispute resolution, including mediation, international litigation, and arbitration, with a focus on commercial arbitration. Students will gain an understanding of the intersection of international law, national law, and private contract that comprises the governing regime for this important means for the resolution of international business disputes. Specific topics include the drafting and enforcement of arbitration agreements, the laws applicable to different aspects of the arbitration, the jurisdiction, composition and powers of the tribunal, confidentiality, interim measures, the conduct of the hearing, and the recognition and enforcement of arbitral awards.