





5.00 credits

30.0 h

Q1

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| Teacher(s) | Dopagne Frédéric ; |
| Language : | English |
| Place of the course | Louvain-la-Neuve |
| Learning outcomes | |
| Evaluation methods | Oral, in-person exam - in English - if permitted by the sanitary situation. |
| Teaching methods | Depending on the evolution of the sanitary situation, the course may be taught, in whole or in part, remotely (online). |
| Content | <p>The course first focuses on the basic mechanisms of diplomatic law (mutual consent, reciprocity, etc.) as well as the functions and duties of diplomatic missions, analyzing some of the legal issues these principles raise when applied in State practice (e.g. composition of the mission, non-interference in the internal affairs, diplomatic asylum, etc.). The specificity of consular posts, special missions and missions to/from international organizations, is examined on this occasion. The interaction with classical issues of general international law is also discussed (government recognition, sanctions, human rights, etc.).</p> <p>The course then systematically analyzes the existing immunity regimes under international law: State immunity (including the immunities of their instrumentalities, central bank, etc.), diplomatic and consular immunity, immunity of State officials, immunities of international organizations and their agents. Based on the most recent international and domestic case-law, various current legal issues are discussed regarding the scope of the respective immunity (including in cases of human rights violations), its waiver, its conflict with the individual's right of access to a court, the role of the executive branch in immunity questions, and so on. Incidentally, the course goes back over certain issues of general international law such as the identification of customary international law, State responsibility for acts of domestic courts, etc.</p> <p>Students are called upon to read materials ahead of some of the lectures so as to favour a dynamics of open discussions on specific court cases and current issues.</p> |
| Inline resources | <p>Available on the Moodle page of the course:</p> <ul style="list-style-type: none"> - An outline of the course, including references to the analyzed case-law - The main instruments and court decisions analyzed |
| Other infos | Preferably, a basic course on general public international law should have been followed previously. |
| Faculty or entity in charge | BUDR |

| Programmes containing this learning unit (UE) | | | | |
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| Program title | Acronym | Credits | Prerequisite | Learning outcomes |
| Advanced Master in European Law | DREU2MC | 5 | |  |
| Master [120] in Law | DROI2M | 5 | |  |
| Advanced Master in International Law | DRIN2MC | 5 | |  |
| Master [120] in Law (shift schedule) | DRHD2M | 5 | |  |