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Federal State Autonomous Educational Institution of Higher Education
PEOPLES' FRIENDSHIP UNIVERSITY OF RUSSIA
NAMED AFTER PATRICE LUMUMBA
RUDN University

LAW INSTITUTE

educational division (faculty/institute/academy) as higher education programme developer

COURSE SYLLABUS

LAW OF INTERNATIONAL TRADE

course title

Recommended by the Didactic Council for the Education Field of:

40.04.01 JURISPRUDENCE

field of studies / speciality code and title

The course instruction is implemented within the professional education programme of higher education:

INTERNATIONAL PRIVATE LAW

higher education programme profile/specialisation title

1. COURSE GOAL(s)

The goal of the course «Law of International Trade » is:

- 1) to enhance students' knowledge of legal regime applicable to international business transactions, including sources of regulation applicable to transactions;
- 2) to gain in-depth understanding of cross-border commercial contracts, their principal features and principals involved in their drafting and implementation as well as resolution of disputes arising thereof.

2. REQUIREMENTS FOR LEARNING OUTCOMES

Mastering the course (module) «Law of International Trade» intends to train and guide students to achieve the development of following competences (competences in part):

Table 2.1. List of competences that students acquire through the course study

Competence code	Competence descriptor	Competence formation indicators (within this course)
UC-7	UC-7. Able to: search for the necessary sources of information and data, perceive, analyze, memorize and transmit information using digital means, as well as using algorithms when working with data received from various sources in order to effectively use the information received to solve problems; evaluate information, its reliability, build logical conclusions based on incoming information and data	UC-7.1. Searches for the necessary sources of information and data, perceives, analyzes, memorizes and transmits information using digital means, as well as using algorithms when working with data received from various sources in order to effectively use the information received to solve problems; UC-7.2. Evaluates information, its reliability, builds logical conclusions based on incoming information and data.
GPC-1	GPC-1. Able to analyze non-standard situations of law enforcement practice and offer the best options for their solution	GPC-1.1. Possesses general and special knowledge to identify and resolve non-standard situations (situations in which uniform approaches to the application of the law have not been formed) in law enforcement practice; GPC-1.2. Analyzes non-standard situations in law enforcement practice, including identifying legal and other causes and/or conditions for their occurrence; GPC-1.3. Develops optimal options for solving non-standard situations of law enforcement practice, taking into account possible legal consequences and draws up these decisions in the form prescribed by law.
GPC-2	GPC-2. Able to independently prepare expert legal opinions and conduct an examination of normative (individual) legal acts	GPC-2.1. Knows the rules for preparing expert legal opinions and the rules for conducting an examination of normative (individual) legal acts; GPC-2.2. Able to independently conduct a legal examination of normative (individual) legal acts; GPC-2.3. Possesses the skills of preparation and execution of expert legal opinions and expert examinations of normative (individual) legal acts.
GPC-3	GPC-3. Able to competently interpret legal acts, including in situations	GPC-3.1. Knows the essence and specifics of the ways and methods of interpreting legal acts, ways to eliminate gaps and conflicts in law;

Competence code	Competence descriptor	Competence formation indicators (within this course)
	where there are gaps and conflicts of law	GPC-3.2 Has the skills to interpret legal acts, including in situations where there are gaps and conflicts of law GPC-3.3 Gives qualified explanations on the content and application of the law
GPC-4	GPC-4. Able to argue in writing and orally the legal position on the case, including in adversarial processes	GPC-4.1. Knows the content of basic and specific legal concepts, terms and definitions, is able to use them to build an oral and written position on a specific legal problem; GPC-4.2. Able to argue in writing and orally the legal position on the case, including taking into account the principle of adversarial proceedings; GPC-4.3. Possesses the skills of drafting legal documents on the case and the skills of public speaking with the argumentation of the position for the professional conduct of polemics in the trial.
GPC-5	GPC-5. Able to independently draw up legal documents and develop drafts of normative (individual) legal acts	GPC-5.1. Possesses general and specific legal knowledge necessary for the preparation of legal documents for various purposes and the development of draft normative (individual) legal acts; GPC-5.2. Independently draws up legal documents and develops drafts of normative (individual) legal acts GPC-5.3. Possesses skills in drafting legal documents and drafting normative (individual) legal acts in accordance with the profile of his professional activity
GPC-7	GPC-7. Able to apply information technologies and use legal databases to solve problems of professional activity, taking into account the requirements of information security	GPC-7.1. Knows the basic information technologies and legal bases for solving problems in various areas of legal activity; GPC-7.2. Applies information technologies and uses legal databases to solve the problems of professional activity, taking into account the requirements of information security; GPC-7.3. Owns the skills of information service and data processing to solve the problems of professional activity, taking into account the requirements of information security.
PC-3	PC-3. Able to skillfully apply the norms of substantive and procedural law in specific areas of legal activity	PC-3.1. Knows the specifics of legal regulation and law enforcement practice in specific areas of legal activity; PC-3.2. Correctly establishes legal facts, as well as facts and circumstances of legal significance, carries out their comprehensive analysis, taking into account the specifics of the evidence process in specific areas of legal activity; PC-3.3. Correctly carries out legal qualification, correctly and reasonably applies the norms of substantive and procedural law in professional activities; PC-3.4. Takes a law enforcement decision in the form prescribed by law in compliance with its sectoral affiliation, requirements for the structure,

Competence code	Competence descriptor	Competence formation indicators (within this course)
		procedure for adoption and competence of the subject of law enforcement.
PC-4	PC-4. Able to provide qualified legal advice in specific areas of legal activity	PC-4.1. Knows the specifics and methodology of consulting in specific areas of legal activity; PC-4.2. Provides qualified advice in specific areas of legal activity; PC-4.3. Possesses the skills of legal consulting in specific areas of legal activity

3.COURSE IN HIGHER EDUCATION PROGRAMME STRUCTURE

The course refers to the elective component of (B1) block of the higher educational programme curriculum.

Within the higher education programme students also master other (modules) and / or internships that contribute to the achievement of the expected learning outcomes as results of the course study.

Table 3.1. The list of the higher education programme components/disciplines that contribute to the achievement of the expected learning outcomes as the course study results

Competence code	Competence descriptor	Previous courses/modules*	Subsequent courses/modules*
UC-7	UC-7. Able to: search for the necessary sources of information and data, perceive, analyze, memorize and transmit information using digital means, as well as using algorithms when working with data received from various sources in order to effectively use the information received to solve problems; evaluate information, its reliability, build logical conclusions based on incoming information and data	Comparative Law Research / Current Issues of Private International Law / Introduction to Private International Law: Theoretical and Historical Aspect /	Comparative Law Research / Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Cyberspace: Jurisdiction and Dispute Resolution/ Private International Law Issues in the Field of Transnational Insolvency / Private International Law Issues in the Field of Insurance Law / Research Work / Educational Internship (Teaching) / Academic Practice and Legal Consulting and Scientific Research Internship /
GPC-1	GPC-1. Able to analyze non-standard situations of law enforcement practice and offer the best options for their solution	Philosophy of Law / History and Methodology of Legal Science / Comparative Law Research / Current Issues of Private International Law /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions /

Competence code	Competence descriptor	Previous courses/modules*	Subsequent courses/modules*
			Private International Law Issues in the Field of Transnational Insolvency / Private International Law Issues in the Field of Insurance Law / Research Work / Academic Practice and Legal Consulting and Scientific Research
GPC-2	GPC-2. Able to independently prepare expert legal opinions and conduct an examination of normative (individual) legal acts	Comparative Law Research / Law Applicable to Cross-Border Contractual Obligations /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Private International Law Issues in the Field of Transnational Insolvency / Notarial System / Private International Law Issues in the Field of Insurance Law / Academic Practice and Legal Consulting and Scientific Research Internship /
GPC-3	GPC-3. Able to competently interpret legal acts, including in situations where there are gaps and conflicts of law	Philosophy of Law / Comparative Law Research / Current Issues of Private International Law /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Private International Law Issues in the Field of Protection of Intellectual Property Rights / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Cyberspace: Jurisdiction and Dispute Private International Law Issues in the Field of Transnational Insolvency / Notarial Research Work / Academic Practice and Legal Consulting and Scientific Research Internship /
GPC-4	GPC-4. Able to argue in writing and orally the legal position on the case, including in adversarial processes	Philosophy of Law / Current Issues of Private International Law / Introduction to Private International Law: Theoretical and Historical Aspect /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions /

Competence code	Competence descriptor	Previous courses/modules*	Subsequent courses/modules*
			Cross-Border Mergers and Acquisitions / Private International Law Issues in the Field of Educational Internship (Teaching) / Academic Practice and Legal Consulting and Scientific Research Internship /
GPC-5	GPC-5. Able to independently draw up legal documents and develop drafts of normative (individual) legal acts	Comparative Law Research / Current Issues of Private International Law / Introduction to Private International Law: Theoretical and Historical Aspect /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Cyberspace: Jurisdiction and Dispute Resolution/ Private International Law Issues in the Field of Transnational Insolvency / Notarial System / Private International Law Issues in the Field of Insurance Law / Research Work / Academic Practice and Legal Consulting and Scientific Research Internship /
GPC-7	GPC-7. Able to apply information technologies and use legal databases to solve problems of professional activity, taking into account the requirements of information security	History and Methodology of Legal Science / Comparative Law Research / Introduction to Private International Law: Theoretical and Historical Aspect / International Commercial Arbitration and Other ADR /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Private International Law Issues in the Field of Protection of Intellectual Property Rights / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Cyberspace: Jurisdiction and Dispute Resolution/ Private International Law Issues in the Field of Transnational Insolvency / Notarial System / Private International Law Issues in the Field of Insurance Law / Вопросы Research Work / Educational Internship (Teaching) / Academic Practice and Legal Consulting and Scientific Research Internship /

Competence code	Competence descriptor	Previous courses/modules*	Subsequent courses/modules*
PC-3	PC-3. Able to skillfully apply the norms of substantive and procedural law in specific areas of legal activity	Current Issues of Private International Law / Introduction to Private International Law: Theoretical and Historical Aspect / International Commercial Arbitration and Other ADR /	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Cyberspace: Jurisdiction and Dispute Resolution/ Private International Law Issues in the Field of Transnational Insolvency / Notarial System / Private International Law Issues in the Field of Insurance Law / Academic Practice and Legal Consulting and Scientific Research Internship /
PC-4	PC-4. Able to provide qualified legal advice in specific areas of legal activity	International Commercial Arbitration and Other ADR / Law Applicable to Cross-Border Contractual Obligations / Cross-Border	Cross-Border Transactions: Legal and Practical Aspect / Law of International Banking Transactions / Cross-Border Mergers and Acquisitions / Cyberspace: Jurisdiction and Dispute Resolution/ Private International Law Issues in the Field of Transnational Insolvency / Notarial System Private International Law Issues in the Field of Insurance Law / Academic Practice and Legal Consulting and Scientific Research Internship /

* To be filled in according to the competence matrix of the higher education programme.

4. COURSE WORKLOAD AND ACADEMIC ACTIVITIES

The total workload of the course is 3 credits (108 academic hours)

Table 4.1. Types of academic activities during the periods of higher education programme mastering (**full-time training**) *

Type of academic activities	Total academic hours	Semesters/training modules			
		1/1	1/2	2/3	2/4
Contact academic hours	32				32
including:					
Lectures (LC)					
Lab work (LW)					
Seminars (workshops/tutorials) (S)	32				32

Type of academic activities		Total academic hours	Semesters/training modules			
			1/1	1/2	2/3	2/4
<i>Self-studies</i>		49				49
<i>Evaluation and assessment (exam/passing/failing grade)</i>		27				27
Course workload	academic hours	108				108
	credits	3				3

Table 4.2. Types of academic activities during the periods of higher education programme mastering (part-time training) *

Type of academic activities		Total academic hours	Semesters/training modules			
			1/1	1/2	2/3	2/4
<i>Contact academic hours</i>						
including:						
Lectures (LC)						
Lab work (LW)						
Seminars (workshops/tutorials) (S)						
<i>Self-studies</i>						
<i>Evaluation and assessment (exam/passing/failing grade)</i>						
Course workload	academic hours					
	credits					

* To be filled in regarding the higher education programme part-time training mode.

Table 4.3. Types of academic activities during the periods of higher education programme mastering (correspondence training) *

Type of academic activities		Total academic hours	Semesters/training modules			
			1/1	1/2	2/3	2/4
<i>Contact academic hours</i>						
including:						
Lectures (LC)						
Lab work (LW)						
Seminars (workshops/tutorials) (S)						
<i>Self-studies</i>						
<i>Evaluation and assessment (exam/passing/failing grade)</i>						
Course workload	academic hours					
	credits					

* To be filled in regarding the higher education programme correspondence training mode.

5. COURSE CONTENTS

Table 5.1. Course contents and academic activities types

Course module title	Course module contents (topics)	Academic activities types
<i>Introduction to Law of International Trade. Sources of Regulation Applicable to Cross-Border Commercial Transactions</i>	Scope of law of international trade. Sources of law of international trade: international conventions, national law, commercial practices and other forms of "soft law". Consequences of choice of law. Harmonization of law of international trade. Role of the United Nations and the International Chamber of Commerce in formation of law of international trade. Modern <i>lex mercatoria</i> .	S
<i>Cross-Border Commercial Transaction</i>	Features of cross-border commercial transactions. Principles applicable to a cross-border commercial transaction: freedom of contract, good faith, equality of parties to the contract and mutual benefit, reasonableness of a party to the contract. Requirements as to: (i) form, (ii) formation, (iii) execution and (iv) contents of cross-border commercial transactions. Methods of interpretation of provisions of cross-border commercial transactions.	S
<i>International Sale of Goods</i>	Formation of a contract on international sale of goods (" ISG Contract "). Distribution of rights and obligations in the ISG Contract. Place of performance and payment. Delivery date and methods of its determination. Quality and conformity of goods. Passing of risk. Breach of the ISG Contract. Avoidance of the ISG Contract. Remedies available to the seller, the buyer and / or both parties as a result of a breach and / or avoidance of the ISG Contract. Pre-defined commercial terms of the ISG Contract. Application of INCOTERMS 2010, INCOTERMS 2020.	S
<i>International Carriage of Goods</i>	Overview of sources and principal features of regulation of international carriage of goods: (i) by sea, (ii) by rail, (iii) road and (iv) by air. International bill of lading.	S
<i>International E-Commerce</i>	Notion of e-commerce and e-transaction. Legal risks connected with conclusion of transactions by electronic means. Regulations applicable to cross-border e-commerce, including UNCITRAL Model Law On Electronic Commerce (1996).	
<i>Distribution Agreements. Agency</i>	International agency. Regulations applicable to international agency agreements, including UNIDROIT Convention on Agency in the International Sale of Goods (1983), the ICC Model Commercial Agency Contract (pub. No. 496), etc. Regulations applicable to international distribution agreements, including the ICC Model Distributorship Contract, The ICC Model Distributorship Contract Sole Importer-Distributor, the Guide to Drafting International Distributorship Agreements (pub. No. 441 (E)).	S
<i>Payment Methods</i>	Principal payment methods: cash in advance, open account, bills of exchange, documentary bills, documentary credits. Principal features of the UN Convention on International Bills of Exchange and International Promissory Notes 1988. Regulation of documentary credits, including UNCITRAL Model Law On International Credit Transfers 1992 (including corresponding regulations in the EU), Uniform Customs and Practice for Documentary Credits (UCP 600). Regulation of demand guarantees, including UN Convention on Independent Guarantees and Stand-By Letters of Credit 1995.	S

Course module title	Course module contents (topics)	Academic activities types
<i>Dispute Resolution in International Commerce</i>	Mechanisms of resolution of disputes arising out of cross-border commercial transactions. Jurisdiction of national courts. International arbitration. Principal arbitration institutions.	S

* - to be filled in only for full -time training: LC - lectures; LW - lab work; S - seminars.

6. CLASSROOM EQUIPMENT AND TECHNOLOGY SUPPORT REQUIREMENTS

Table 6.1. Classroom equipment and technology support requirements

Type of academic activities	Classroom equipment	Specialised educational / laboratory equipment, software, and materials for course study (if necessary)
Lecture	A lecture hall for lecture-type classes, equipped with a set of specialised furniture; board (screen) and technical means of multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Lab work	A classroom for laboratory work, individual consultations, current and mid-term assessment; equipped with a set of specialised furniture and machinery.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Seminars	A classroom for conducting seminars, group and individual consultations, current and mid-term assessment; equipped with a set of specialised furniture and technical means for multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Computer Lab	A classroom for conducting classes, group and individual consultations, current and mid-term assessment, equipped with personal computers (in the amount of 30 pcs), a board (screen) and technical means of multimedia presentations.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Self-studies	A classroom for independent work of students (can be used for seminars and consultations), equipped with a set of specialised furniture and computers with access to the electronic information and educational environment	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams),

Type of academic activities	Classroom equipment	Specialised educational / laboratory equipment, software, and materials for course study (if necessary)
		Chrome
Courtroom	A classroom for court hearing simulation equipped with a set of specialized furniture; a set of devices including portable multimedia projector, laptop, projection screen, stable wireless Internet connection.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome

* The premises for students' self-studies are subject to MANDATORY mention

7. RESOURCES RECOMMENDED FOR COURSE STUDY

Main reading (sources):

1. Ramberg J. *International Commercial Transactions*. 4th ed. ICC Publication No. 711E / [Russian translation ed. by Vilkova N.G.].
2. *Schlechtriem & Schwenger: Commentary on the UN Convention on the International Sale of Goods (CISG)*, ed. by Schwenger, I. Oxford University Press, 2010;
3. Schlechtriem, P., *Uniform Sales Law - The Un-Convention on Contracts For The International Sales of Goods* (<http://cisgw3.law.pace.edu/cisg/biblio/schlechtriem-04.html>);
4. Goode R., Kronke H., McKendrick E., Wool J. *Transnational Commercial Law: International Instruments and Commentary (Text Cases & Materials)*. Oxford University Press, 2007;

Additional (optional) reading (sources):

5. Heidemann M. Does International Trade Need a Doctrine of Transnational Law? – Springer, 2012. URL: <https://rd.springer.com/content/pdf/10.1007%2F978-3-642-27500-5.pdf>
6. Heidemann M. Methodology of Uniform Contract Law: The UNIDROIT Principles in the International Legal Doctrine and Practice. – Springer, 2007. URL: <https://rd.springer.com/content/pdf/10.1007%2F978-3-540-44462-6.pdf>
7. Choukroune L. Judging the State in International Trade and Investment Law. – Springer, 2016. URL: <https://rd.springer.com/content/pdf/10.1007%2F978-981-10-2360-6.pdf>
8. Kouladis N. Principles of Law Relating to International Trade. – Springer, 2006. URL: <https://rd.springer.com/content/pdf/10.1007%2F0-387-30699-4.pdf>

Internet sources:

1. 1. Electronic libraries (EL) of RUDN University and other institutions, to which university students have access on the basis of concluded agreements:
 - RUDN Electronic Library System (RUDN ELS) <http://lib.rudn.ru/MegaPro/Web>
 - EL "University Library Online" <http://www.biblioclub.ru>
 - EL "Yurayt" <http://www.biblio-online.ru>
 - EL "Student Consultant" www.studentlibrary.ru
 - EL "Lan" <http://e.lanbook.com/>

- EL "Trinity Bridge"

1. United National Commission on International Trade Law (UNCITRAL): <http://www.uncitral.org/uncitral/en/index.html>;
2. International Institute For The Unification of Private Law (UNIDROIT): <http://www.unidroit.org/dynasite.cfm>;
3. Introduction to the Principles of European Contract Law, with further bibliographic references: <http://www.cisg.law.pace.edu/cisg/text/peclintro.html>;
4. Joint network on European Private Law, with further links: <http://www.copecel.org>.

2. Databases and search engines:

- electronic foundation of legal and normative-technical documentation <http://docs.cntd.ru/>
- Yandex search engine [https:// www .yandex.ru/](https://www.yandex.ru/)
- Google search engine <https://www.google.ru/>
- Scopus abstract database <http://www.elsevierscience.ru/products/scopus/>

Training toolkit for self- studies to master the course *:

1. The set of lectures (ppt) on the course International Law.
2. The set of analytical materials and articles.

* The training toolkit for self- studies to master the course is placed on the course page in the university telecommunication training and information system under the set procedure.

8. ASSESSMENT TOOLKIT AND GRADING SYSTEM* FOR EVALUATION OF STUDENTS' COMPETENCES LEVEL UPON COURSE COMPLETION

The assessment toolkit and the grading system* to evaluate the competences formation level (competences in part) upon the course study completion are specified in the Appendix to the course syllabus.

* The assessment toolkit and the grading system are formed on the basis of the requirements of the relevant local normative act of RUDN University (regulations / order).

DEVELOPERS:

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