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**Federal State Autonomous Educational Institution for Higher Education
PEOPLES' FRIENDSHIP UNIVERSITY OF RUSSIA
(RUDN University)**

LAW INSTITUTE

Educational Division

COURSE SYLLABUS

**CIVIL PROCEDURAL LAW AND PRIVATE INTERNATIONAL LAW IN
THE EUROPEAN UNION: ISSUES OF UNIFICATION**

(Course title)

Recommended by the Didactic Council for the Education Field

40.04.01 JURISPRUDENCE

(Code and Name of the Field of Education / Specialty)

**Courses (modules) are Taught as Part of the Educational Program of Higher
Education**

INTERNATIONAL PRIVATE LAW

(name (profile/specialisation))

2022

1. COURSE GOAL

The aim of the course is:

- to provide students with comprehensive knowledge about the history of the unification and harmonization of law in the field of civil procedure and private international law in the member states of the European Union;
- to consider specific mechanisms and methods of such unification and harmonization, specific examples of such unification, as well as emerging problems and prospects for the development of unification and harmonization in the countries of the European Union.

2. LEARNING OUTCOMES

The course is aimed at building and enhancing the following target competencies (parts of competencies):

Table 2.1. List of target competencies (parts of competencies)

Code (UC, GPC, PC)	Competence	Competence indicators
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.

Code (UC, GPC, PC)	Competence	Competence indicators
GPC-3	GPC-3. Able to competently interpret legal acts, including in situations where there are gaps and conflicts of law	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; 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-6	GPC-6. Able to ensure compliance with the principles of ethics of a lawyer, including taking measures to prevent corruption and suppress corruption (other) offenses	GPC-6.1. Knows the specifics of ethical standards in professional legal activity; GPC-6.2. Ensures compliance with the principles of ethics in specific types of legal activities, including taking measures to prevent corruption and suppress corruption (other) offenses; GPC-6.3. Possesses systematic skills in ensuring compliance with the principles of ethics of a lawyer, including in taking measures to prevent corruption and suppress corruption (other) offenses.
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.

Code (UC, GPC, PC)	Competence	Competence indicators
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, procedure for adoption and competence of the subject of law enforcement.

3. COURSE IN ACADEMIC PROGRAMME STRUCTURE

The course belongs to the obligatory part / to the part formed by the participant in the educational relations of Block 1 of the curriculum.

As part of the curriculum, students also study other courses and/or internships that contribute to the achievement of expected learning outcomes.

Table 3.1. The list of components of the Educational Program of Higher Education that contribute to the achievement of the expected results of the development of the course

Code Code (UC, GPC, PC)	Competence	Previous courses/internships*	Subsequent courses/internships*
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	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 / Digital Methods of Disputes between Resolution in Russia and Abroad Cyberspace: Jurisdiction and Dispute Resolution/ Educational Internship (Teaching) /

Code Code (UC, GPC, PC)	Competence	Previous courses/internships*	Subsequent courses/internships*
			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 / 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 / Cyberspace: Jurisdiction and Dispute Resolution/ Educational Internship (Teaching) / Academic Practice and Legal Consulting and Scientific Research Internship
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 / Cross-Border Transactions: Legal and Practical Aspect / Private International Law Issues in the Field of Protection of Intellectual Property Rights / 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 / International Commercial Arbitration and Other ADR	Philosophy of 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 / Digital Methods of Disputes between Resolution in Russia and Abroad / Cyberspace: Jurisdiction and Dispute Resolution/ 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:	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect /

Code Code (UC, GPC, PC)	Competence	Previous courses/internships*	Subsequent courses/internships*
		Theoretical and Historical Aspect / International Commercial Arbitration and Other ADR	Private International Law Issues in the Field of Protection of Intellectual Property Rights / 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 / 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 / Digital Methods of Disputes between Resolution in Russia and Abroad / Cyberspace: Jurisdiction and Dispute Resolution/ Academic Practice and Legal Consulting and Scientific Research Internship /
GPC-6	GPC-6. Able to ensure compliance with the principles of ethics of a lawyer, including taking measures to prevent corruption and suppress corruption (other) offenses	Philosophy of Law / International Commercial Arbitration and Other ADR /	Digital Methods of Disputes between Resolution in Russia and Abroad / Educational Internship (Teaching) / 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 / Digital Methods of Disputes between Resolution in Russia and Abroad / Cyberspace: Jurisdiction and Dispute Resolution/ Educational Internship (Teaching) / Academic Practice and Legal Consulting and Scientific Research Internship /
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:	Law Applicable to Cross-Border Contractual Obligations / Cross-Border Transactions: Legal and Practical Aspect /

Code Code (UC, GPC, PC)	Competence	Previous courses/internships*	Subsequent courses/internships*
		Theoretical and Historical Aspect / International Commercial Arbitration and Other ADR /	Private International Law Issues in the Field of Protection of Intellectual Property Rights / Digital Methods of Disputes between Resolution in Russia and Abroad / Cyberspace: Jurisdiction and Dispute Resolution/ 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 Transactions: Legal and Practical Aspect / Private International Law Issues in the Field of Protection of Intellectual Property Rights / Digital Methods of Disputes between Resolution in Russia and Abroad / Academic Practice and Legal Consulting and Scientific Research Internship /

* - filled in based on the competency matrix

4. COURSE WORKLOAD AND ACADEMIC ACTIVITIES

Course workload is 4 credits (144 academic hours)

Table 4.1. Types of academic activities for full-time education

Types of academic activities	TOTAL, academic hours	Semester / Module			
		1/1	1/2	2/3	2/4
<i>Classroom learning, academic hours</i>	<i>108</i>			<i>144</i>	
including:					
Lectures (LC)					
Lab work (LW)					
Seminars (workshops/tutorials) (S)	36			36	
<i>Self-study (ies), academic hours</i>	<i>106</i>			<i>106</i>	
<i>Evaluation and assessment (exam or pass/fail grading)</i>	<i>2</i>			<i>2</i>	
Course Workload	academic hours	144		144	
	credits	4		4	

Table 4.2. Types of academic activities for part-time education*

Types of academic activities	TOTAL, academic hours	Semester / Module			
		13	14	15	16
<i>Classroom learning, academic hours</i>					
including:					
Lectures (LC)					
Lab work (LW)					
Seminars (workshops/tutorials) (S)					
<i>Self-study (ies), academic hours</i>					
<i>Evaluation and assessment (exam or pass/fail grading)</i>					
Course Workload	academic hours				
	credits				

* - must be completed in case of implementation of the program in part-time form

Table 4.3. Types of academic activities for extramural form of study

Types of academic activities	TOTAL, academic hours	Semester / Module			
		13	14	15	16
<i>Classroom learning, academic hours</i>					
including:					
Lectures (LC)					
Lab work (LW)					
Seminars (workshops/tutorials) (S)					
<i>Self-study (ies), academic hours</i>					
<i>Evaluation and assessment (exam or pass/fail grading)</i>					
Course Workload	academic hours				
	credits				

* - must be completed in case of implementation of the program in extramural of study

5. COURSE UNITS AND CONTENTS

Table 5.1. The content of the course and types of academic activities

Course Units / Sections	Topics	Type of academic activity*
1. History and basic legal acts in the field of unification of civil procedural and international private law in the European Union	1. The history of the unification of civil procedural law and private international law in the European Union 2. Methods of unification of the civil procedural law and private international law of the European Union 3. Basic legal acts in the field of unification of civil procedural law and private international law in the European Union 4. International Conventions on the Unification of Civil Procedure Law and Private International Law of the European Union	S

Course Units / Sections	Topics	Type of academic activity*
	5. European Union Treaties on the Unification of Civil Procedure Law and Private International Law	
2. Regulations and directives on the unification of civil procedure and private international law in the European Union	1. Regulations and directives of the European Union on the unification of legal proceedings in the field of civil, commercial, family, patent law and bankruptcy 2. Regulations of the European Union in the field of international civil procedure 3. Regulations of the European Union in the field of private international law Directive of the European Union in the field of international civil procedure and international private law	S
3. Unification of standards on access to justice and cooperation between member states of the European Union in the field of civil proceedings	1. Minimum common standards of legal aid 2. Service of judicial and extrajudicial documents 3. Transfer of evidence in civil and commercial matters 4. Free circulation of acts of civil status of individuals in the countries of the European Union The system of interconnection of business registers – BRIS	S
4. The European e-justice system	1. Plan for development of e-Justice in the European Union 2. European e-Justice portal e-Justice Communication via Online Date Exchange (e-Codex) 3. European judicial Network (EJN) 4. Consideration and resolution of civil cases in the court with the help of the Internet (Automatic processing) Videoconferencing	S
5. The unification of the rules in applicable law	1. Law Applicable to Contractual Obligations 2. Law Applicable to Non-Contractual Obligations 3. Law Applicable to Inheritance Issues Law applicable to divorce and separation of spouses	S
6. Recognition and enforcement of judgments in European Union countries	1. General provisions in the field of recognition and enforcement of judgments in the countries of the European Union 2. Jurisdictional issues 3. The main provisions on the recognition and enforcement of judgments 4. Recognition and enforcement of judgments in family matters and parental responsibility cases 5. Recognition and Enforcement of Judgments in maintenance obligations 6. Recognition and Enforcement of Judgments in cases with a small price to suit 7. European Payment Order Common European writ of indisputable requirements	S
7. Arbitration, mediation and other alternative dispute resolution methods	1. Legal Regulation of Arbitration in the European Union 2. Anti-security interim measures in defense of an arbitration clause: European law approaches 3. Mediation and other alternative dispute resolution (ADR) Alternative dispute resolution with consumers (ADR for consumer disputes) and online dispute resolution with consumers (ODR for consumer disputes)	S

* - filled in **only for full-time** education: LC - lectures; LW - laboratory work; S - seminars.

6. CLASSROOM EQUIPMENT AND TECHNOLOGY SUPPORT REQUIREMENTS

Table 6.1. Classroom Equipment and Technology Support Requirements

Classroom for Academic Activity Type	Classroom Equipment	Specialized hardware and software (if necessary)
Lecture	Classroom for lectures, 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
Lab	Classroom for lab work, group and individual consultations, evaluation and assessment, 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
Seminars	Classroom for seminars, group and individual consultations, evaluation and assessment, 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
Computer classroom	Computer classroom for academic activity, group and individual consultations, evaluation and assessment, equipped with a set of specialized furniture; a set of devices including portable multimedia projector, 30 personal computers, projection screen, stable wireless Internet connection.	Multimedia projector, laptop, projection screen, stable wireless Internet connection. Software: Office 365 (MS Office, MS Teams), Chrome
Self-studies Classroom	Classroom for Self-studies, 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
Courtroom	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

* - It is necessary to specify a classroom for self-study of students

7. RECOMMENDED SOURCES FOR COURSE STUDIES

Main reading (sources):

1. Ermakova E.P. Unification of civil procedure law and private international law in the European Union. Tutorial. M., Ed. RUDN, 2014.
2. European Private International Law. Second Edition Geert van Calster OXFORD AND PORTLAND, ORE-GON 2016

Additional (optional) reading (sources):

1. Ermakova E.P., Sitkareva E.V. European Union law: procedure for resolving private law disputes. Date of issue: 2016

Internet-(based) sources:

1. Electronic libraries with access for RUDN students
 - RUDN Electronic library system <http://lib.rudn.ru/MegaPro/Web>
 - Electronic library system «University Library online» <http://www.biblioclub.ru>
 - Electronic Library «URAIT» <http://www.biblio-online.ru>
 - Electronic library system «Student. Consultant» www.studentlibrary.ru
 - Electronic library system «Lan» <http://e.lanbook.com/>
 - Electronic library system "Troitskiy most"
2. The European e-Justice Portal - <https://e-justice.europa.eu/home>.

2. Databases and search engines:

- Electronic Legal and Regulatory Documentation Fund <http://docs.cntd.ru/>
- Search system Yandex <https://www.yandex.ru/>
- Search system Google <https://www.google.ru/>
- SCOPUS <http://www.elsevierscience.ru/products/scopus/>

* - Learning toolkits for self-studies in the RUDN Learning materials for self-studies on the relevant course pages in TUIS

8. ASSESSMENT AND EVALUATION TOOLKIT

Mid-Term Assessment and Evaluation Toolkit, Assessment and Grading Criteria are presented in the Appendix to this Course Syllabus

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**HEAD OF THE HIGHER
EDUCATION PROGRAM**

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