

UČNI NAČRT PREDMETA / COURSE SYLLABUS

Predmet:	Mednarodno pravo
Course title:	International Law

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Mednarodne in diplomatske študije – 2. stopnja		1	2
International and Diplomatic Studies – 2nd degree		1	2

Vrsta predmeta / Course type

obvezni / mandatory

Univerzitetna koda predmeta / University course code:

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
30	0	0	0	0	170	8

Nosilec predmeta / Lecturer:Izr. prof. dr. Andraž Zidar, doc. dr. Ana Polak Petrič /
Assoc. Prof. Andraž Zidar, PhD; Assist. Prof. Ana Polak Petrič,
PhD**Jeziki /**
Languages:**Predavanja /**
Lectures: Slovenski jezik /Slovenian, optional angleščina/English
Vaje / Tutorial: /**Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:**Vpis v 1. letnik magistrskega študija.
Vsaj 80% prisotnost na predavanjih.**Prerequisites:**Enrollment in the 3rd year of post graduate study.
At least 80% attendance at lectures.

Vsebina:**Splošna problematika**

Študijsko vsebino predmeta predstavljajo izbrana poglavja iz mednarodnega javnega prava: Vloga mednarodnega prava v mednarodni skupnosti in v zunanji politiki držav. Sobivanje med mednarodnim pravom in mednarodnimi odnosi. Nastajanje modernega mednarodnega prava. Razmerje med mednarodnim, evropskim pravom in nacionalnim pravom. Problem suverenosti v sodobni mednarodni skupnosti in v sodobnem mednarodnem pravu. Osnove prava mednarodnih pogodb, mirnega reševanja sporov (pogajanja, arbitraža, sodna pot). Mednarodna sodišča, relevantna za Slovenijo.

Na predevanjih bodo izpostavljeni aktualni konflikti in izzivi v mednarodni skupnosti (agresija na Ukrajino, problematika agresije kot zločina v sodobnem mednarodnem pravu, konflikt na Bližnjem vzhodu, osnove mednarodnega humanitarnega prava).

Posebna problematika

Mednarodni pravni vidiki nastanka RS-nastanek države (samoodločbe), priznanje, problematika nasledstva s posebnim ozirom na diskontinuiteto po bivši državi. Mednarodne meje RS: problemi Avstrijske državne pogodbe, Osimski sporazumi, razmejitev s Hrvaško na kopnem in na morju. Problem inkorporacije mednarodnega in evropskega prava v pravni red RS.

Content (Syllabus outline):**General issues**

The course consists of selected chapters from international public law: The role of international law in the international community and in the foreign policy of states. The coexistence of international law and international relations. The emergence of modern international law. The relationship between international, European, and national law. The problem of sovereignty in the modern international community and in modern international law. The basics of international treaty law and peaceful dispute resolution (negotiation, arbitration, litigation). International courts relevant to Slovenia.

The lectures will highlight current conflicts and challenges in the international community (aggression against Ukraine, the issue of aggression as a crime in contemporary international law, the conflict in the Middle East, the basics of international humanitarian law).

Specific issues

International legal aspects of the establishment of the Republic of Slovenia – establishment of the state (self-determination), recognition, issues of succession with particular regard to discontinuity with the former state. International borders of the Republic of Slovenia: problems of the Austrian State Treaty, the Osimo Agreements, demarcation with Croatia on land and at sea. The problem of incorporating international and European law into the legal system of the Republic of Slovenia.

Pogoj za pristop k izpitu:

Vsaj 80% prisotnost na predavanjih in vajah.		At least 80% attendance at lectures and tutorials.
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Temeljni literatura in viri / Readings:

Temeljna literatura:

1. Polak Petrič, A., Mednarodno javno pravo, Nova univerza, Ljubljana, 2023 (skripta).
2. Rosalyn Higgins, Problemi in proces - mednarodno pravo in kako ga uporabljamo, MZEZ-FDV, Ljubljana, 2018.
3. Lowe, V., International Law, A Very Short Introduction, Oxford.

Dodatna literatura:

Izbrana poglavja iz temeljnih del mednarodnega prava:

1. Avbelj, M. (ur.), Komentar Ustave Republike Slovenije, Nova univerza, Ljubljana, 2019.
2. Petrič, E., Zunanja politika: Osnove teorije in praksa, druga dopolnjena izdaja. MZEZ-FDV-SAZU. Ljubljana, 2022.
3. Polak Petrič, A. in Pajnkihar G., Nasledstvo držav v mednarodnem pravu, MZEZ-FDV, Ljubljana, 2024 (splet).
4. Grasselli, A. (ur.), Mednarodno humanitarno pravo, MZEZ-FDV, Ljubljana, 2021 (splet).
5. Zidar, A., The World Community between Hegemony and Constitutionalism, Eleven, Haag, 2019.
6. Simoniti, I. (gl. ur.), Diplomatsko pravo, MZEZ-FDV, Ljubljana, 2014 (splet).
7. Polak Petrič, A., Jager Agius, I. in Zidar, A. (ur.), Pravo mednarodnih pogodb, MZEZ-FDV, Ljubljana, 2013 (splet).
8. Grotius, H., Svobodno morje, MZEZ-FDV, Ljubljana, 2011 (splet).
9. Relevantni dokumenti: Ust. list. OZN; Washingtonska pogodba o NATO; Dunajska pogodba o mednarodnem pogodbenem pravu, Avstrijska državna pogodba (1955), Osinski sporazum (1975), Rimski sporazum (1983), Konvencija OZN o pomorskem pravu (UNCLOS), Ženevske konvencije in dopolnilni protokoli, Splošna deklaracije človekovih pravic.
10. Cerar, B., Slovenski diplomatski pojmovnik, MZEZ-FDV, Ljubljana, 2020 (splet).
11. Dodatna gradiva, ki bodo določena sproti.

Cilji in kompetence:

Cilji

Predmet mednarodno pravo obravnava tako vsebinsko kot tudi postopkovno mednarodno pravo, pri čemer se želi študente seznaniti s temeljnimi inštituti mednarodnega prava in njihovo uporabo v praksi.

Kompetence

Pričujoči predmet prispeva k razvoju naslednjih splošnih in specifičnih kompetenc študentov :

Objectives and competences:

Objectives

The course »Public international law« examines the substantive as well as the procedural international law, whereby it acquaints students with basic institutes of international law and their application in practice.

Competencies

The present subject contributes to the development of following generic and specific

a) Splošne kompetence :

- sposobnost razumevanja temeljnih institutov mednarodnih in diplomatskih študij na ravni magistrskega strokovnega študija,
- poznavanje in razumevanje diplomatskih in mednarodnopravnih pojmov, pravnih pravil, pravnih načel,
- sposobnost in razvoj kritičnega mišljenja pri obravnavi temeljnih vprašanj, procesov in problemov,
- sposobnost poznavanja in izvirnega reševanja konkretnih sodnih, pravnih in drugih družbenih problemov,
- sposobnost prehoda od opisnega načina učenja do analitičnega učenja s poudarkom na samokritičnem mišljenju,
- sposobnost izboljšanja izbire in uporabe raziskovalnih metod glede na specifični problem,
- razumevanje nujnosti nevtralnega svetovnonazorskega pristopa pri reševanju problemov v mednarodni skupnosti,
- izboljšanje učinkovitosti in nediskriminatornosti uporabe pridobljenega znanja,
- izboljšanje sposobnosti odločanja o temeljnih dilemah slovenske, evropske in mednarodne družbe v konkretnih primerih,
- vključevanje pridobljenega znanja v delovni proces in reševanje delovnih nalog,
- sposobnost iskanja utemeljenih alternativnih rešitev in njihovo uporabo pri konkretnih problemih,
- sposobnost pridobljenega znanja in veščin v prostovoljno delo,
- sposobnost interdisciplinarnega učenja in uporabe znanj iz različnih strokovnih področij,
- sposobnost predanega samostojnega

competences of students:

a) General competencies:

- ability to understand the fundamental institutes of international and diplomatic studies at the level of the master of professional studies,
- development of knowledge and understanding of concepts of international and diplomatic studies, legal rules and principles,
- ability and development of critical thinking in addressing the fundamental issues, processes and problems,
- ability and knowledge of the original resolution of concrete judicial, legal and other social problems,
- ability to transition from a descriptive way of learning to analytical learning with an emphasis on self-critical thinking,
- ability to improve the selection and application of research methods depending on the specific problem,
- understanding the necessity of a neutral philosophical approach to resolving problems in international community,
- improving the efficiency and non-discriminatory use of knowledge gained,
- improving the ability to make decisions about the fundamental dilemmas of Slovenian, European and international society in concrete cases,
- integration of acquired knowledge in the work process and solving tasks,
- ability to search for compelling alternative solutions and their application to concrete problems,
- ability to employ acquired knowledge and skills in voluntary work,
- ability to employ interdisciplinary learning and to apply the knowledge from different areas of expertise,
- ability to work independently and self-reflective,

- dela in njegove samorefleksije,
- sposobnost skupinskega dela in odločanje ter mreženja na strokovnem področju,
- sposobnost iskanja rešitev in njihove uporabe v praksi,
- izboljšanje in razvoj govorniških sposobnosti v akademskem svetu in v praksi,
- razvoj sposobnosti pisanja strokovnih prispevkov na visoki strokovni ravni,
- sposobnost pravilnega citiranja v besedilu in na njegovem koncu.

b) Specifične kompetence:

- sposobnost razumevanja in kritične razlage temeljnih institutov mednarodnega javnega prava,
- sposobnost osvojitve temeljnih vprašanj vsebinskega in postopkovnega mednarodnega javnega in njihove uporabe na praktičnih primerih,
- sposobnost umestitve posamičnih institutov v celotni okvir mednarodnega prava,
- sposobnost kritične presoje ter analize in interpretacije aktualnih dogodkov,
- sposobnost kritične presoje sodne prakse Meddržavnega sodišča v Haagu in drugih specializiranih mednarodnih sodišč,
- sposobnost uporabe osnovnih in naprednih metodoloških pristopov pri raziskovanju vprašanj mednarodnega prava,
- sposobnost uporabe pridobljenih znanj pri reševanju konkretnih problemov in v delu z ljudmi v praksi ,
- sposobnost kreativne in izvirne uporabe pridobljenega znanja v navidezno nerešljivih primerih.

- ability to work in a team and decision-making and networking in the professional field,
- ability to search for solutions and their application in practice,
- Improvement and development of oral and presentation skills in the academic world and in practice
- develop the ability to write professional articles on a high professional level,
- ability to cite sources correctly in the text and at its end.

b) Specific competencies

- ability to understand and critical interpret the main institutes of constitutional and international human rights law,
- ability to understand and critical interpretation of the main institutes of public international law,
- ability to conquer the fundamental questions of substantive and procedural international public and their use in practical situations,
- ability to placement of individual institutes in the overall framework of international law,
- development of critical thinking and analysis and interpretation of current international events,
- ability to critically judge the jurisprudence of the International Court of Justice in the Hague and other specialized international tribunals,
- ability to use basic and advanced methodological approaches in exploring issues of international law,
- ability to use the acquired knowledge for solving specific problems and working with people in practice,
- ability to use of knowledge gained creatively and inventively in the seemingly unsolvable cases.

Predvideni študijski rezultati:**Znanje in razumevanje:**

- Seznanitev študentov s pojmom in razvojem in vlogo mednarodnega prava ter njegovimi temeljnimi inštituti
- Osvojitev temeljnih vprašanj vsebinskega in postopkovnega mednarodnega prava
- razvije zanimanje in znanje o mednarodnem pravu
- razvije kritično razumevanje mednarodnega prava
- zmožen/na je ustrezno umestiti posamične institute v splošni okvir mednarodnega prava
- zmožen/na je kritične presoje ter analize in interpretacije aktualnih dogodkov
- poznavanje in kritična presoja sodne prakse mednarodnih sodišč
- pozna in uporablja osnovne in napredne metodološke pristope pri raziskovanju vprašanj mednarodnega prava.

Intended learning outcomes:**Knowledge and understanding:**

- To introduce students to the concept and development and role of international law and its basic institutes.
- Acquisition of the fundamental questions of substantive and procedural dimensions of international law
- Develop an interest in, and knowledge of international law
- Develop a critical understanding of international law
- able to the appropriately place individual institutes in the general framework of international law
- Able to the critical assess and analyse the current affairs
- Knowledge and critical assessment of the jurisprudence of international courts
- Knows and applies basic and advanced methodological approaches in exploring issues of international law.

Metode poučevanja in učenja:**Oblike dela:**

- ☒ Frontalna oblika poučevanja
- ☐ Delo v manjših skupinah oz. v dvojicah
- ☒ Samostojno delo študentov
- ☒ E-učenje
- ☒ Kombiniran način študija
- ☐ Drugo (vpišite):

Metode (načini) dela:**Learning and teaching methods:****Types of learning/teaching:**

- ☒ Frontal teaching
- ☐ Work in smaller groups or pair work
- ☒ Independent students work
- ☒ E-learning
- ☒ Blended Learning
- ☐ Other: writing and presentation of essays

Teaching methods:

☒ Razlaga	☒ Explanation
☒ Razgovor/ diskusija/debata	☒ Conversation/discussion/debate
☒ Delo z besedilom	☒ Work with texts
☒ Proučevanje primera	☒ Case studies
☐ Igra vlog	☐ Role-play
☐ Druge vrste nastopov študentov	☐ Different presentation
☐ Reševanje nalog	☐ Solving exercises
☐ Študijski obiski podjetij ipd.)	☐ Field work (e.g. company visits)
☒ Vključevanje gostov iz prakse	☒ Inviting guests from companies
☐ Udeležba na okrogli mizi, na konferenci	☐ Attending round table and conference

Delež (v %) /

Načini ocenjevanja:

Weight (in %)

Assessment:

Pisni izpit	100%	Written exam.
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Reference nosilca / Lecturer's references:

Marca 2025 je bil **dr. Andraž Zidar** imenovan v naziv izredni profesor za mednarodno pravo in diplomacijo na Evropski pravni fakulteti, Nova univerza. Od leta 2020 vodi Diplomatsko akademijo na Ministrstvu za zunanje in evropske zadeve Republike Slovenije. Na ministrstvu je med drugim opravljal funkcijo pooblaščenega visokega predstavnika za nasledstvo (2018) ter bil generalni direktor (pravni svetovalec) Direktorata za mednarodno pravo in zaščito državljanov (2009–2012). V obdobju 2015–2016 je bil programski direktor Evropskega magistrskega študija iz človekovih pravic in demokratizacije (EMA) v Benetkah. Med letoma 2012 in 2015 je deloval kot višji raziskovalec za mednarodno javno pravo na Britanskem inštitutu za mednarodno in primerjalno pravo (BIICL) v Londonu, v letih 2014–2015 pa je na Regent's University London predaval mednarodno pravo in mednarodno pravo človekovih pravic.

Je avtor številnih znanstvenih in strokovnih prispevkov s področij človekovih pravic, mednarodnega in ustavnega prava ter mednarodnih odnosov in diplomacije. Njegova najnovejša monografija *The World Community between Hegemony and Constitutionalism* (Eleven International Publishing, 2019) obravnava dialektiko med ustavnimi težnjami in hegemonijo v globalnem upravljanju.

Več informacij je dostopnih na strokovnih profilih:

 [LinkedIn](#)

 [COBISS/CRIS Slovenija](#)

In March 2025 Andraž Zidar was appointed as Associate Professor of International Law & Diplomacy at the European Faculty of Law, New University. Since 2020, he has been leading the Diplomatic Academy of the Ministry of Foreign and European Affairs of Slovenia. At the Ministry, he also served as Acting High Representative for Succession Issues (2018) and

as Director-General (Legal Adviser / Jurisconsult) of the Directorate for International Law and Citizen Protection (2009–2012). Between 2015 and 2016, he was the Programme Director of the European Master's Programme in Human Rights and Democratization (EMA) in Venice. From 2012 to 2015, he held a position as Senior Research Fellow in Public International Law at the British Institute of International and Comparative Law (BIICL) in London. During this period, he also lectured in international law and international human rights law at Regent's University London (2014–2015).

He is the author of several academic and professional contributions in the fields of human rights, international and constitutional law, diplomacy, and international relations. His latest monograph, *The World Community between Hegemony and Constitutionalism* (Eleven International Publishing, 2019), explores the dialectic between constitutionalist aspirations and hegemonic realities in global governance.

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Dr. Ana Polak Petrič je docentka za področje mednarodnega prava in diplomacije ter evropskega prava na Novi Univerzi. Diplomirala je na Pravni fakulteti Univerze v Ljubljani (2002), magistrirala s področja mednarodnih odnosov na Diplomatski akademiji in Univerzi na Dunaju (2007) ter doktorirala iz mednarodnega prava na Evropski pravni fakulteti. Od leta 2003 je zaposlena na Ministrstvu za zunanje zadeve, kjer se ukvarja z vprašanji mednarodnega in evropskega prava ter prava človekovih pravic. Več let je bila visoka predstavnica Republike Slovenije za nasledstvo, od 2019-2022 veleposlanica Republike Slovenije na Japonskem (nerezidenčno tudi v Koreji in na Filipinih), od leta 2022 je veleposlanica Republike Slovenije v Nemčiji. Je odgovorna urednica zbirke Mednarodno pravo ter avtorica publikacij in člankov s področja mednarodnega prava in človekovih pravic. (Bibilografija na SICRIS, št. 40975).

Assistant professor of international law and diplomacy and European law at the New University. She graduated from the Faculty of Law, University of Ljubljana (2002), holds a master's degree in advanced international studies from the Diplomatic Academy of Vienna and University of Vienna (2007), and a PhD in law from the European Faculty of Law (2014). Since 2003, she has worked as a diplomat and a legal expert in the Ministry of Foreign Affairs of Slovenia, where she is dealing mostly with international law, EU law and humans rights law. For several years she was appointed as a High Representative of the Republic of Slovenia for Succession Issues, 2019-2022 she was Ambassador of the Republic of Slovenia to Japan (non-residential also to Korea and the Philippines), since 2022 she serves as Ambassador of the Republic of Slovenia to Germany. She is the editor of the International Law Series and author of several publications and articles in the field of international law and human rights.