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
Mednarodni management – 2. stopnja		2	3
International management – 2nd degree		2	3

Vrsta predmeta / Course type Smerni / Subject area

Univerzitetna koda predmeta / University course code:

Predavanja Lectures	Seminar Seminar	Sem. vaje Tutorial	Lab. vaje Laboratory work	Teren. vaje Field work	Samost. delo Individ. work	ECTS
45	0	30	0	0	125	8

Nosilec predmeta / Lecturer: Izr. prof. dr. Andraž Zidar, doc. dr. Ana Petrič

Jeziki / Languages:		
Predavanja / Lectures:	Slovensko/Slovenian	Angleško / English
Vaje / Tutorial:	Slovensko/Slovenian	Angleško / English

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:	Prerequisits:

Vsebina:	Content (Syllabus outline):
Splošna problematika Študijsko vsebino predmeta predstavljajo izbrana poglavja iz mednarodnega javnega prava: Vloga mednarodnega prava v mednarodni skupnosti in v zunanji politiki držav. Nastajanje modernega mednarodnega prava. Razmerje med mednarodnim, evropskim pravom in nacionalnim pravom. Problem suverenosti v sodobni mednarodni skupnosti in v sodobnem mednarodnem pravu. Mednarodna dejanja in mednarodni posli. Sklepanje, izvrševanje in tolmačenje mednarodnih pogodb. Sredstva mirnega reševanja sporov (pogajanja, arbitraža, sodna pot). Mednarodna sodišča, relevantna za Slovenijo. Osnove mednarodnega pomorskega prava. Mednarodne obveznosti držav glede omejitve oboroževanja, boja zoper terorizem, človekovih pravic, varstva manjšin. Mednarodne organizacije, zlasti OZN, EU in NATO. Reforma OZN. Mednarodni pravni vidiki t.i. regionalnega sodelovanja. **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 .Mednarodni pravni vidiki članstva RS v NATO.Glavne mednarodne pravne obveznosti RS izhajajoče iz konvencij OZN, Sveta Evrope in drugih instrumentov mednarodnega prava (človekove pravice, varstvo manjšin, status	**General topics** The academic content of the object includes the following the selected topics of public international law: the role of international law in the international community and the country's foreign policy. The formation of modern international law. The relationship between international, European law and national law. The problem of sovereignty in contemporary international community and in contemporary international law. International acts and international treaties. Conclusion, enforcement and interpretation of international treaties. The means of peaceful settlement of disputes (negotiation, arbitration, judicial route). International courts that are relevant for Slovenia. Basics of international maritime law. International obligations of States on the limitation of armaments, the fight against terrorism, human rights, protection of minorities. International organizations, notably the UN, EU and NATO. Reform of the UN. International legal aspects of the so-called regional cooperation. **Special topics** International legal aspects of the creation of Slovenia-creation of the state (self-determination), the recognition of the problem of succession, with particular reference to the discontinuity after the former states. International Borders of Slovenia. Problems of the Austrian State Treaty, Treaty of Osimo, delimitation with Croatia on land and at sea. Problem incorporation of international and European law into national legislation. International legal aspects of membership to

tujcev, boj zoper terorizem, trgovina z drogami in ljudmi). Mednarodno pravni okvir slovenske zunanje službe: diplomatsko in konzularno pravo, organizacija slovenske zunanje službe, organi in odločanje v zunanji politiki v RS.	NATO. The main international legal obligations of the Republic of Slovenia under the Charter of the United Nations, the Council of Europe and other instruments of international law (human rights, protection of minorities, the status of foreigners, the fight against terrorism, drug trafficking and human trafficking). International legal framework of the Slovenian foreign services: diplomatic and consular law organization Slovenian Foreign Service, authorities and decision-making in foreign policy in Slovenia.

Temeljni literatura in viri / Readings:

D. Türk, Temelji mednarodnega prava (Fundamentals of International Law), 2007;
E. Petrič, Zunanja politika (Foreign Policy), 2012 (izbrana poglavja).

Priporočena:
E. Petrič, Mednarodno pravno varstvo manjšin (International Legal Protection of Minosities),1977 (izbrana poglavja);
E. Petrič, Pravica narodov do samoodločbe (The Right of Peoples to Selfdetermination), 1984 (tudi v elektronski obliki; also in electronic version, Obzorja 2014);
J. Letnar Černič, študijsko gradivo in prosojnice, 2015.

Cilji in kompetence:	**Objectives and competences:**
Cilji	**Objectives**

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

Kompetence

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

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,

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 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,

- 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 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:

- improving the ability to make decisions about the fundamental dilemmas of Slovenian, European and international society 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,
- 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.

a) **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

• 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.	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:	**Intended learning outcomes:**
Znanje in razumevanje: - Seznanitev študentov s pojmom in razvojem mednarodnega prava ter njegovimi temeljnimi inštituti - Osvojitev temeljnih vprašanj vsebinskega in postopkovnega mednarodnega prava - razvije zanimanje in znanje o mednarodnem pravu	Knowledge and understanding: - To introduce students to the concept and development 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

- 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	- 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:	**Learning and teaching methods:**
• Frontalna predavanja • Predavanja z uporabe sokratske metode in vključevanjem primerov • Proučevanje sodnih in drugih družbenih primerov na področju mednarodnega prava • Kritična razlaga in refleksija besedil • Skupinska diskusija o izbranih temah • Seminarsko in samostojno delo Študentov • E-učenje • Kombiniran način študija	• Frontal teaching • Lectures with the use of the Socratic method and integration of examples • Teaching of the judicial and other social cases in the field of international law • critical interpretation and reflections on texts • Joint discussion of selected topics • Seminar and individual work of students • E-learning • Blended Learning

Načini ocenjevanja:	Delež (v %) / Weight (in %)	**Assessment:**
Pisni izpit.	100 %	Written examination.

Reference nosilca / Lecturer's references:

PETRIČ, Ernest. Tri četrt stoletja Komisije OZN za mednarodno pravo - dosežki in problemi. *Dignitas : revija za človekove pravice*. 2022, [št.] 93/94, str. 29-46. ISSN 1408-9653. [COBISS.SI-ID 129307651]

PETRIČ, Ernest. "Junction area" - a new legal regime permanent court of arbitration (PCA) : case no. 2012-04 (Slovenia v. Croatia). V: ŠTURMA, Pavel (ur.). *Czech yearbook of public & private international law = Česká ročenka mezinárodního práva veřejného a soukromého. Vol. 8*. Praha: Česká společnost pro mezinárodní právo, 2017. Str. 361-378. CYIL, 8. ISBN 978-80-87488-29-4. ISSN 1805-0565. [COBISS.SI-ID 1024747633]

PETRIČ, Ernest. Principles of the Charter of the United Nations - jus cogens?. V: *Czech yearbook of public & private international law = Česká ročenka mezinárodního práva veřejného a soukromého. Vol. 7*. Praha: Česká společnost pro mezinárodní právo: Czech Society of International Law, 2016. Str. 3-17. Czech yearbook of international law, vol. 7. ISBN 978-80-87488-26-3. ISSN 1805-0565. [COBISS.SI-ID 513795448]

PETRIČ, Ernest. Načela ustanovne listine OZN - jus cogens?. *Teorija in praksa : revija za družbena vprašanja*. jan.-feb. 2016, letn. 53, št. 1, str. 71-85, 259-260. ISSN 0040-3598. http://dk.fdv.uni-lj.si/db/pdfs/TiP2016_1_Petric.pdf, http://www.dlib.si/details/URN:NBN:SI:doc-AWD5WXNE. [COBISS.SI-ID 513762168]