



PRIVATE INTERNATIONAL LAW

Master in International and European Business Law
Faculty of Social Sciences, Economics and Law

Course information

Master Year 1 15 HOURS

Fall Semester 5 ECTS

Lectures (CM)

Professor: Alejandra BLANQUET, PhD in Law, University of Paris II, Panthéon Assas (France) and Externado de Colombia University, Bogota (Colombia)

Lecturer in private Law at the Catholic University of Paris, Lead of the master's in International and European Business Law.

Course description

Civil and commercial contracts and obligations are no longer exclusively local. Nowadays it has become current and common for private contracts to present different foreign elements attaching them to different legal orders. These contracts deserve a particular attention as they raise numerous practical and methodological questions, which the traditional and compartmentalized approach to law struggles to answer. Due to their particularities, they made the object of specific legal rules, rules belonging to private international law. This branch of Law intends to promote coordination and cooperation between legal orders, in order to achieve international harmony of solutions, continuity of legal situations, and to guarantee legal certainty to individuals. The objective of this course is to help students discovering and understanding the issues and major problems to which Private International Law responds in the field of contracts and civil and commercial obligations.

The main questions raised with the occasion of an international contractual relationship will be then studied: What is the law applicable to a contract? how to determine the international jurisdiction in case of litigation? and, finally, is it possible to get the decision rendered enforceable abroad? If yes, how to do it?

OBJECTIVES AND PROFESSIONAL SKILLS

This course aims to provide the students with the fundamental aspects of private international Law in order for them to embrace a professional career as attorneys at law or legal counsel by:

- Easily identifying the applicable regulation to private international contracts.
- Distinguishing among the local Law, the European regulations and the rules coming from international treaties and conventions on international contracts.
- Identifying when and how those rules must be applied.
- Enhancing their transversal analyse of private international Law as it is a branch where different local and international rules and interests converged.
- Strengthening their international and comparative knowledge and analyse of Private Law.
- Being able of identifying the main limits of the current legal regulation.
- Taking advantage in practice of those comparative knowledge.
- Using this comparative approach to identify possible ways to improve the legal framework.

COURSE PROGRAMME

This course will be structured as follows:

- I. Preliminary chapter
- II. Organization of international jurisdiction
- III. The law applicable to commercial and civil matters
- IV. Recognition and enforcement of foreign judgements

FINAL ASSESSMENT

This is a compulsory 15-hour course. Please notice that special attention will be given to student's attendance which can affects their final mark.

This course will be evaluated at the end of the 15 hours throughout a written assessment. Students will have two hours to resolve one or more practical exercises. No document is allowed unless exceptional previous authorisation by the Professor duly notified to the university services.