

**Lecturer: Izabela Gawłowicz, Ph.D. holder**

**Subject: International Diplomatic Law, 6 ECTS**

**Period:** summer semester preferred, but both semesters available once agreed with the teacher

The field of Diplomatic Law adopts a broad view of the diplomacy as the legal tool in creation of the international relations. International Diplomatic Law includes various aspects of such topics like: sovereign immunity, the establishment and conduct of diplomatic relations, the categories of diplomatic missions, the legal position in international law of Heads of State, Heads of Government, Ministers and diplomatic agents, the diplomatic corps, status and functions of diplomatic missions, duties of diplomatic missions, diplomatic asylum, members of the diplomatic mission, diplomatic inviolability, diplomatic privileges and immunities.

### **Learning Outcomes**

- introduce the basic concepts and terminology of international diplomatic law,
- introduce the establishment and conduct of diplomatic relations and the legal position in international law of those state's organ, which carry international affairs,
- introduce the sources in the field of international diplomatic law with special regard to the custom and its role in this field,
- introduce the law of diplomatic asylum,  
introduce diplomatic privileges and immunities,
- introduce the methods of international dispute resolution with special regard to the diplomatic methods,
- introduce the concept and the meaning of the jurisdictional immunity of the State.

By the end of the course students should have:

- a good understanding of the basic principles and problems of international diplomatic law and of the role of the states as well as other international subjects in its formation and development,
- a good understanding of the meaning of the customary diplomatic law and the knowledge about some of its examples,

- a good understanding of the rules regulating the international dispute resolution with special regard to the diplomatic methods,
- a wide knowledge about State's jurisdictional immunity, its conception and problems regarding its implementation as well as the main judgments of different international courts in the matter,
- ability to place the principles and institutions of international diplomatic law in the context of international relations.

### **Workload**

Students will be collected in small groups for seminars and discussion session – regular lecture will not be provided. Students will generally need to devote about 20-30 hours on average per semester to this course. Forms of study: seminars, discussion sessions, case study.

### **Requisite and Incompatibility**

General knowledge in the scope of lawmaking, principles of law, civil law, constitutional law and international relations.

### **Obligatory Reading**

1. E. Denza, Diplomatic Law: Commentary on the Vienna Convention on Diplomatic Relations, Oxford University Press, 2008.
2. I. Roberts, ed. Satow's Diplomatic Practice. Oxford: Oxford University Press, 2009,
3. A. Aust, Handbook of International Law, Cambridge 2009,

### **Additionally reading:**

1. J. L. Goldsmith, E. A. Posner, The Limits of International Law, Oxford 2005.

### **Preliminary Reading**

The preliminary reading required for this course will be available from the course (teacher) home page at least one week prior to every meeting with the teacher. The preliminary reading covers Vienna Convention of the Law of Treaties (1969), Vienna Convention on Diplomatic Relations (1961), UN Convention on Jurisdictional Immunities of States and Their Property (2004).

### **Examination**

Students in small groups (2-3 persons) work on a task to solve “the problem” (which is legal situation of given subjects - States or others - of public international law described by the teacher).