



*Law Department*

Modulhandbuch zum postgradualen Studiengang

# Europäisches und Internationales Recht / European and International Law (LL.M.)

Summer semester 2024

Subject to change



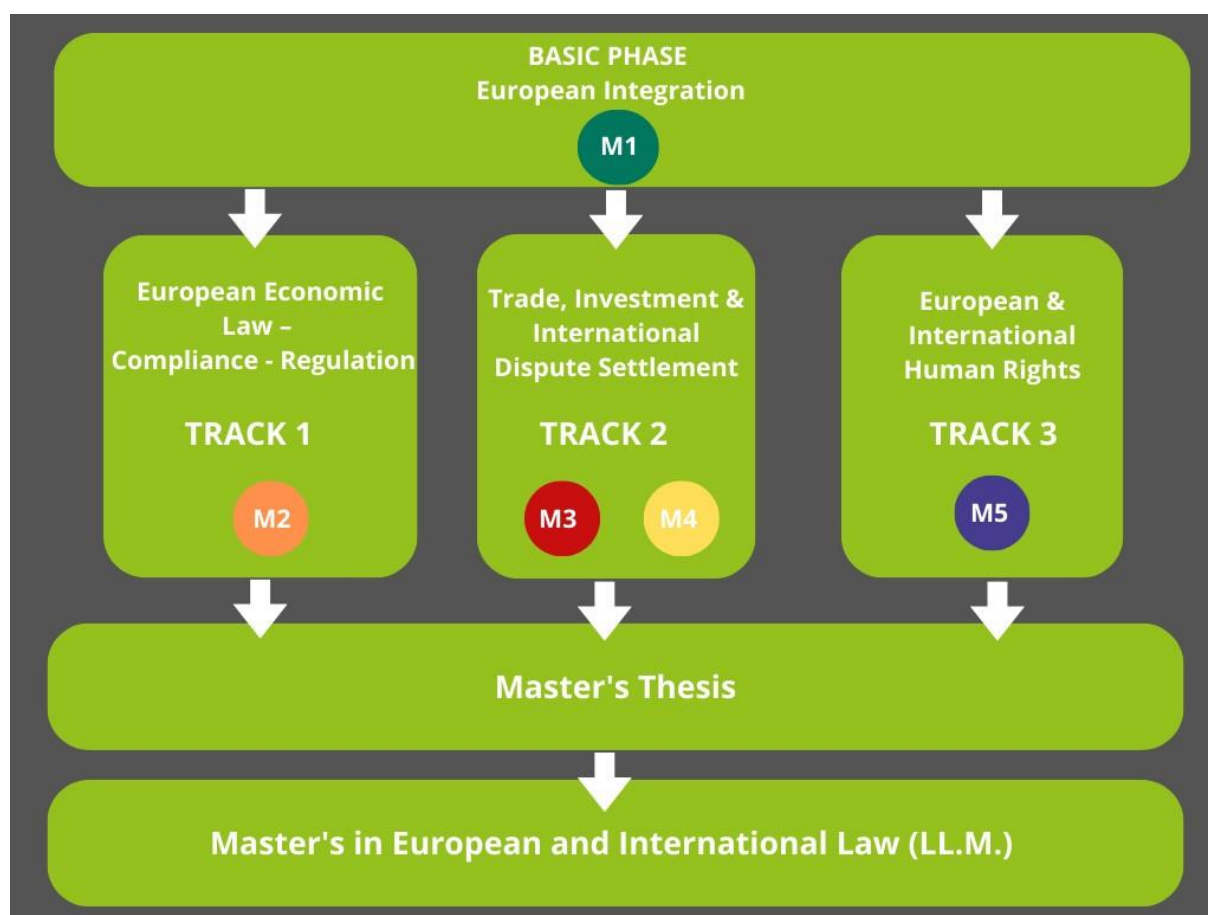
Europa-Institut

# FACT SHEET SS24

Update: 13.03.24 – Subject to change!

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# STRUCTURE OF THE LL.M. PROGRAM



N.N. = Nomen nominandum

C.P. = Credit Point

T.b.a. / t.b.c.= to be announced / to be communicated

° = Geöffnet für Elus-Studenten im WS, teilweise auch im SS, für die weiteren geöffneten Vorlesungen im SS bitte E-Mail an: llm@europainstitut.de

# TRACK 1

## European Economic Law – Compliance – Regulation

### Module 2

Type of class Term		Title	Lecturer	CPs	Additional Info	
<b>BASIC COURSES</b> Obligatory course phase	SS/GK	European (EU) Banking Law (Regulation)	Gortsos	2,5		p.8
	SS/GK	The Law of Economic and Monetary Union	Selmayr	1,5		p.9
<b>SPECIALIZED COURSES</b> Elective course phase	SS/VK	European and International Environmental Law	Hermes	2		p.10
	SS/VK	Intellectual Property Rights II	Reinbothe	1,5		p.11
	SS/VK	State Aid	Werner	2		p.12
	SS/VK	Renewable Energy Projects caught in the cross wire of EU Environmental Law	Lang	1,5		p.13
	SS/VK	Business and Human Rights°	Askin	2	Track 3 lecture but open to Majors of Track 1	p.14
	SS/VK	EU Competition law in practice	Arhold/ Schulz	1,5		p.15
	SS/VK	EU judicial remedies for intra-EU investments post Achmea	Malferrari	1	Track 2 lecture but open to Majors of Track 1	p.16
	SS/VK	Sexual and Gender Minorities (LGBTI+) and the Law	Ziegler	2	Track 3 lecture but open to all tracks chosen as Major	p.17

# TRACK 2

## Trade, Investment and International Dispute

### Settlement

Module 3 & 4

Type of class Term		Title	Lecturer	CPs	Additional Info	
<b>BASIC COURSES</b> Obligatory course phase	SS/GK	Private International Law	Canor	2		p.18
<b>SPECIALIZED COURSES</b> Elective course phase	SS/VK	Enforcement in International Dispute Settlement	Ünüvar	1		p.19
	SS/VK	WTO Cases	Cottier	1,5		p.20
	SS/VK	International Mediation	Titi	1,5		p.21
	SS/VK	Advocacy Cultures within International Arbitration	Ortner	1,5		p.22
	SS/VK	International Commercial Arbitration: A typical proceeding	Benedict	2		p.23
	SS/VK	Investor State Contracts	Stompfe	1		p.24
	SS/VK	Human Rights and Investment	Scheu	1	Open to Majors of Track 2+3	p.25
	SS/VK	International Investment Arbitration	Nacimiento / Alvarado Garzón	1,5		p.26
	SS/VK	EU judicial remedies for intra-EU investments post Achmea	Malferrari	1	Track 2 lecture but open to Majors of Track 1	p.27
	SS/VK	Sexual and Gender Minorities (LGBTI+) and the Law	Ziegler	2	Track 3 lecture but open to all tracks chosen as Major	p.28

# TRACK 3

## European & International Human Rights

### Module 5

Type of class Term		Title	Lecturer	CPs	Additional Info	
<b>BASIC COURSES</b> Obligatory course phase	SS/ GK	Recent Case-Law of the European Court of Human Rights°	Callewaert	2	NEW: now Basic course! Obligatory!	p.29
	SS/GK	The European Convention and the European Court of Human Rights – Essentials	Jelic	1,5	NEW: now Basic course! Obligatory!	p.30
<b>SPECIALIZED COURSES</b> Elective course phase	SS/VK	Human Rights and Investment	Scheu	1	Open to Majors of Track 2+3	p.31
	SS/VK	Sexual and Gender Minorities (LGBTI+) and the Law	Ziegler	2	Track 3 lecture but open to all tracks chosen as Majors	p.32
	SS/VK	The Protection of Privacy in the Digital Age – A challenge for Europe and the World	Gstrein	2		p.33
	SS/VK	Business and Human Rights°	Askin	2	Track 3 Lecture but Open to Majors of Track 1	p.34
	SS/VK	Global Classroom AI and Human Rights	Kettemann, Mešević et al.	t.b. a.		p.35

# SEMINARS

ONE SEMINAR PER STUDENT IS OBLIGATORY

All infos can be found on Moodle

## Module 2

### European Economic Law – Compliance - Regulation

<b>Module 2: European Economic Law – Compliance - Regulation</b>	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>European (EU) Banking Law (Regulation)</b>
Lecturer	Prof. Dr. Christos V. Gortsos Professor of Public Economic Law, Law School of the National and Kapodistrian University of Athens
Frequency	Annually
Duration of Course	1 Term
Curriculum	Obligatory Course
Credit Points	2,5
Work Load (h)	Course Time: 30h Independent Study Time: 45h <hr/> Total Study Time: 75h
Assessment	Exam
Course type	Lecture
Summary	This course contains the following building-blocks: Introduction to the role of banks in the financial system and to the theory of banking regulation Definition and historical evolution of EU banking regulation, within the system of EU financial regulation and under the lens of international financial law The sources of EU banking regulation and the procedure for their adoption (so-called “Lamfalussy Process”) – the role of the European Banking Authority (EBA) The (European) Banking Union (BU): rationale, establishment, pillars, and pending issues Anatomy of the two main pillars of the BU: the Single Supervisory Mechanism (SSM) and the Single Resolution Mechanism (SRM) An overview of the Deposit Guarantee Schemes Directive (DGSD) of 2014 The Emergency Liquidity Assistance (ELA) mechanism (last-resort lending to viable credit institutions in the euro area)
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.



Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>The Law of Economic and Monetary Union</b>
Lecturer	Professor Dr. Martin Selmayr EU Diplomat and former Secretary-General of the European Commission
Frequency	Annually
Duration of Course	1 Term
Curriculum	Obligatory Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Exam
Course type	Lecture
Summary	This lecture on the Law of Economic and Monetary Union (EMU) will introduce students to the legal foundations of the euro – since 1999 the second most important currency in the world and currently the single currency of 20 of the 27 EU Member States, used every day by around 350 million people in the world. Students will understand the importance of EU law for money in general and the stability of the euro in particular, as well as the main features of the EU’s “economic constitution”, of the “economic governance” of the euro area, and of the European Central Bank. The impact of the financial crisis and of the Covid-19-crisis on the legal framework of the euro will also be discussed during the lecture.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>European and International Environmental Law</b>
Lecturer	Dr. Christoph Hermes, LL.M. (Berkeley) Senior Expert, Legal Service, European Commission, Brussels
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	Environmental problems, such as climate change or biodiversity loss, are at the core of today's political debate in Europe. In this course, we will explore how EU law addresses various environmental problems we are facing today. The course will introduce the relevant actors, instruments, procedures and principles of European environmental law. It will also address legislation and case-law in several areas of environmental law, ranging from biodiversity to climate change. One focus of the course will be the interplay between international law, EU law and national law. We will also concentrate on the enforcement of European environmental law.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Intellectual Property Rights II</b>
Lecturer	Prof. Dr. Jörg Reinbothe Former Head of Unit, Directorate-General Internal Market and Services, European Commission, Brussels
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Exam
Course type	Lecture
Summary	<p>The students should become familiar with all the aspects of globalization relevant to intellectual property, such as shorter shipping routes and access to markets, and they should understand the terminology used in this context. Students should appreciate the main features of international intellectual property protection, such as national treatment, or bilateral, multilateral, and plurilateral agreements. They should have a general overview of the existing conventions on intellectual property, learn about their structure and contents, and understand how they function.</p> <p>Students should acquire a general knowledge of WIPO, the “World Intellectual Property Organization”. They should understand how WIPO functions, which role it plays for its Member States and for the industry, and what its current activities are.</p> <p>Students should also become familiar with the origins, the contents, and current activities of the WTO/TRIPs Agreement, as well as with its interfaces with the intellectual property conventions administered by WIPO.</p>
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>State Aid</b>
Lecturer	Michael Jürgen Werner, LL.M. (Kings College, London) Partner, Norton Rose Fulbright LLP, Brussels
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	After the lecture, the participants will have (1) an enhanced understanding of the political and economic reasoning of the EU State aid rules, (2) the ability to analyze factual and legal circumstances of state aid scenarios independently, (3) the training to make use of the procedures granted to the Commission including, but not limited to, the notification procedure and (4) full comprehension of the remedies as means of enforcing EU state aid rules at national level.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Case Study Renewable Energy Projects caught in the cross wire of EU Environmental Law</b>
Lecturer	Dieter Lang, LL.M. Eur. Partner, Taylor Wessing, Hamburg
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Group Work - Presentation
Course type	Case Study
Summary	The case study will introduce the students to the following aspects: the general issues and principles of the law of nature protection (application of the national law under the influence of the EU law) introduction to the international EU legal framework and secondary law <b>practice of application of EU nature protection an</b>  The focus is then on the EU nature protection regime, the “Birds” and “ <b>Flora Fauna Habitat</b> ” directives and the underlying international framework including the complicated technical interaction between the different legal instruments in an EU law setting.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Business and Human Rights</b>
Lecturer	Dr. Elif Askin Senior Researcher and Lecturer, Faculty of Law, University of Zurich
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	The course provides an overview of the field of “business and human rights”. It explores the regulatory framework relating to the (potential) responsibility of business enterprises for human rights abuses in global supply chains, with a particular focus on recent legal and policy developments at the international, regional and national levels. In particular, the course will address the United Nations Guiding Principles on Business and Human Rights and the draft international treaty on business and human rights, European initiatives and national legislation, as well as recent case-law related to corporate responsibility for human rights abuses. The lecture will also discuss, on the basis of case studies, emerging initiatives on business and human rights in different areas of international law, such as international investment law, international environmental law and international labour law.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Case Study EU Competition Law in practice</b>
Lecturer	Christoph Arhold Counsel, White & Case LLP, Brussels/Berlin Axel Schulz Partner, McDermott Will & Emery LLP, Brussels
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Group Work - Presentation
Course type	Case Study
Summary	Students will first be required to consolidate their knowledge of EU merger control and EU State aid law and will then have to apply this knowledge to cases from real life. The case study takes the form of a role-play exercise, in which the students assume the roles of a team of lawyers in an international law firm or in the legal department of a large international company or similar settings. They have to deal with situations typical for professional settings, such as having to present their results inhouse, to a client or to an authority (e.g. the case team of the EU Commission in a merger or State aid investigation). The cases are mostly adapted real life situations from the work context of the two lecturers.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>EU Judicial Remedies for intra-EU Investments post Achmea</b>
Lecturer	Dr. Luigi Malferrari Member of the Legal Service, European Commission, Brussels
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1
Work Load (h)	Course Time: 12h Independent Study Time: 18h Total Study Time: 30h
Assessment	Exam
Course type	Lecture
Summary	The course presents and discusses the theory and practice of the remedies system under EU law after the end of the intra-EU State-investor arbitration. Socratic approach. Case law discussion.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.



Module 2: European Economic Law – Compliance - Regulation	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Sexual and Gender Minorities (LGBTI+) and the Law</b>
Lecturer	Andreas R. Ziegler Professor of International Law, University of Lausanne
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	This course gives an overview of the role of sexuality and gender identity in international human rights law (e.g. persecution, discrimination, harassment, etc.) and international humanitarian law (e.g. sexual violence). Among other things, it will present the existing treaties in the field that address these aspects and will look at existing problems and loopholes. The course also provides an overview of the 'Jogjakarta Principles' and recent initiatives by the United Nations (UN) Independent Expert on sexual orientation and gender identity. A special emphasis will be put on the taboos in the international discourse and the role of non-state actors, as presented in the UN Standards of Conduct for Business on Tackling Discrimination against LGBTI people.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

## Module 3 & 4

### Trade, Investment and International Dispute Settlement

Module 3 & 4: Trade, Investment and International Dispute Settlement	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Private International Law</b>
Lecturer	Prof. Dr. Iris Canor Professor, Haim Striks School of Law, Colman, Tel Aviv
Frequency	Annually
Duration of Course	1 Term
Curriculum	Obligatory Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	<p>Students will acquire excellent professional analytical skills for approaching legal questions within the field of European private international law.</p> <p>Students will grasp the unique methodology for developing critical thinking towards major issues within European private international law. Policy considerations will be carefully articulated. Students should be enabled to convincingly present legal arguments in court.</p> <p>Students will acquire theoretical insight into the emerging multilevel systems of Private international law worldwide.</p> <p>This course is not only about European private international law but also about the law profession as an “art”. The course will encourage the participants to deal with legal materials accurately and critically.</p>
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 3 & 4: Trade, Investment and International Dispute Settlement									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>Enforcement in International Dispute Settlement</b>								
Lecturer	Dr. Günes Ünüvar, LL.M University of Luxembourg								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	1								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">12h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">18h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">30h</td> </tr> </table>	Course Time:	12h	Independent Study Time:	18h	Total Study Time:			30h
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Independent Study Time:	18h								
Total Study Time:									
	30h								
Assessment	Exam								
Course type	Lecture								
Summary	<ul style="list-style-type: none"> <li>• International arbitration: Framework</li> <li>• Enforcement proceedings in:                             <ul style="list-style-type: none"> <li>○ International commercial arbitration</li> <li>○ International investment arbitration</li> </ul> </li> </ul> <p>Future outlook.</p>								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 3 & 4: Trade, Investment and International Dispute Settlement	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>WTO Cases</b>
Lecturer	Prof. Dr. Dr. h.c. mult. Thomas Cottier Emeritus Professor of European and International Economic Law, the University of Bern; Senior Research Fellow and former Managing Director, World Trade Institute
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Group Work – Presentation - Paper
Course type	Lecture
Summary	The WTO case study uses seminal or recent WTO panel or appeal reports on any issue relating to WTO law. Upon a brief introduction, students form groups of 3 to four persons and prepare to orally present an particular problem and part of the report assigned. These preparations run over the night and are presented the next day orally. Following feedback, the group will work out a group seminar paper on the topic assigned which is to be submitted in accordance with a date defined in accordance with the schedule of students attending. The case will be circulated in advance, and students are required to undertake their own research on the topic. The course in particular seeks to develop and understanding of understanding problems in context, develop oral skills in presenting summaries and assessments, and work together in preparing the seminar paper.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 3 & 4: Trade, Investment and International Dispute Settlement	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>International Mediation</b>
Lecturer	Prof. Dr. Catharine Titi Research Associate Professor, University Paris-Panthéon-Assas
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Exam
Course type	Lecture
Summary	This course offers an introduction to the fundamental themes and issues in the mediation of international investment, commercial and art disputes. It covers mediation as a form of dispute settlement; a comparison between mediation and related concepts, such as notably conciliation; a comparison between mediation and other dispute settlement options in the international context, notably arbitration; a comparative analysis of the functioning of the two respective systems, in order to appreciate their advantages and disadvantages. The course further engages with topical issues in mediation, including the confidentiality versus transparency debate; the possibility of compulsory mediation as a precondition to arbitration; codes of conduct for mediators; and the Singapore Mediation Convention on the enforcement of mediated settlement agreements, and both the ICSID Conciliation Rules and the newly-adopted ICSID Mediation Rules (2022) for investment disputes.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 3 & 4: Trade, Investment and International Dispute Settlement	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Advocacy Cultures within International Arbitration</b>
Lecturer	RA Prof. Dr. Helmut Ortner, LL.M. (Yale), LL.M. (Vienna), MLE (Vienna), Esq (New York) Managing Partner, PARAGON Advocacy (Vienna)
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1,5
Work Load (h)	Course Time: 18h Independent Study Time: 27h Total Study Time: 45h
Assessment	Exam
Course type	Lecture
Summary	<p>Today, many business disputes are resolved through out-of-court binding arbitration processes. This lecture will provide students with an understanding of the differing procedural approaches and advocacy cultures that are encountered when working in varied forums and with lawyers, laws, decision-makers, and procedures from different legal systems. Against this backdrop, they will discuss and experience advocacy roles at key stages of arbitration, including the preparation of written pleadings and the planning for and conducting of hearings, including the conduct of cross-examination of witnesses.</p> <p>The second part of the course is interactive and is designed to provide students with a practical grounding in advocacy skills required for a state-of-the-art arbitration practice through problems and exercises simulating an arbitration scenario in which students play the parts of counsel in an international arbitration.</p>
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 3 & 4: Trade, Investment and International Dispute Settlement									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>International Commercial Arbitration: A typical proceeding</b>								
Lecturer	Prof. Dr. Christoph Benedict Of Counsel, Watson Farley & Williams, Düsseldorf; former Chairman of the Chartered Institute of Arbitrators (German Chapter)								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	2								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">24h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">36h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">60h</td> </tr> </table>	Course Time:	24h	Independent Study Time:	36h	Total Study Time:			60h
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Total Study Time:									
	60h								
Assessment	Exam								
Course type	Lecture								
Summary	<p>Success in the field of international arbitration requires a good mixture of legal knowledge, sound practical experience, common sense, commercial thinking and procedural skills. While legal knowledge may be learnt in a classical law school course, the other skills may only be developed when working on a concrete case.</p> <p>This course therefore is based on an interactive learning concept in which the student is introduced to a promising business relationship between a Swiss exporter and a Dutch importer which sadly deteriorates and evolves into an international arbitration proceeding.</p> <p>The student will soon find itself in the middle of a typical complex arbitration case and be forced to address the legal, commercial, procedural and practical issues as they unfold.</p>								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 3 & 4: Trade, Investment and International Dispute Settlement	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Investor State Contracts</b>
Lecturer	Dr. Philipp Stompfe, LL.M. (London) Attorney, Alexander & Partner, Berlin
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	1
Work Load (h)	Course Time: 12h Independent Study Time: 18h Total Study Time: 30h
Assessment	Exam
Course type	Lecture
Summary	<ul style="list-style-type: none"> <li>• The course is aimed at law students with an interest in analyzing, applying, and drafting of international investor state contracts.</li> <li>• Furthermore, the course will give the students' knowledge about different issues and legal aspects regarding divergent actors involved in the negotiation, drafting and enforcement of investor state contracts.</li> <li>• Students will also be able to deal with main features of investor state contracts, inter alia, with regard to: Complexity, Dynamic, Duration, Financial Volume, Participation of State Actors and Private Investors, (Original) government tasks [state responsibilities] as subject-matter of the contract, Divergent Interests between the Parties.</li> </ul>
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.



Module 3 & 4: Trade, Investment and International Dispute Settlement									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>Human Rights and Investment Arbitration</b>								
Lecturer	Jun.-Prof. Dr. Julian Scheu, LL.M. Junior Professor, University of Cologne, General Manager of the International Investment Law Centre Cologne (IILCC).								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	1								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">12h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">18h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">30h</td> </tr> </table>	Course Time:	12h	Independent Study Time:	18h	Total Study Time:			30h
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Assessment	Exam								
Course type	Lecture								
Summary	<p>The system of international investment protection has become increasingly intertwined with other areas of international law – with human rights being one of the post prominent, relevant, and controversial examples. However, the role and function of human rights in the investment context as well as their interaction with Investor-State Dispute Settlement (ISDS) remain unclear.</p> <p>In order to address those issues, the course is structured in three parts:</p> <ol style="list-style-type: none"> <li>1) introduction to investment law,</li> <li>2) introduction to human rights law,</li> <li>3) interaction between human rights and international investment law and ISDS.</li> </ol> <p>In the third, and most comprehensive part of the course, students learn inter alia how human rights can reinforce investment protection, how conflicts between human rights and investment protection may be solved, and how corporate human rights violations may become relevant in investment arbitration.</p>								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 3 & 4: Trade, Investment and International Dispute Settlement									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>International Investment Arbitration</b>								
Lecturer	Dr. Patricia Nacimiento Partner, Herbert Smith Freehills LLP, Frankfurt								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	1,5								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">18h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">27h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">45h</td> </tr> </table>	Course Time:	18h	Independent Study Time:	27h	Total Study Time:			45h
Course Time:	18h								
Independent Study Time:	27h								
Total Study Time:									
	45h								
Assessment	Group Work - Presentation								
Course type	Lecture								
Summary	<p>Arbitration of investment disputes is one of the fastest growing areas of international dispute resolution. The exponential growth of international investment in recent years has led to the conclusion of a huge number of Bilateral Investment Treaties (BITs) between states, in addition to a wealth of investment contracts. Arbitration is influenced by commercial and business interests rather than by national, legal, and political factors. Investment disputes that have arisen are often resolved through the forum of international arbitration, and typically involve claims by an investor company for compensation when an investment has been illegally expropriated or adversely affected by a given state's activities.</p> <p>Investment arbitration is a vibrant field that shows international law in action, where large international teams of lawyers are required to resolve fact-intensive, multi-jurisdictional and highly complex legal issues.</p> <p>Major topics of substantive law will be covered from the commencement of the arbitration to the review and enforcement of the award. The course will also discuss the future of international investment arbitration, especially with regard to recent developments within the EU.</p>								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 3 & 4: Trade, Investment and International Dispute Settlement									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>EU Judicial Remedies for intra-EU Investments post Achmea</b>								
Lecturer	Dr. Luigi Malferrari Member of the Legal Service, European Commission, Brussels								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	1								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">12h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">18h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">30h</td> </tr> </table>	Course Time:	12h	Independent Study Time:	18h	Total Study Time:			30h
Course Time:	12h								
Independent Study Time:	18h								
Total Study Time:									
	30h								
Assessment	Exam								
Course type	Lecture								
Summary	The course presents and discusses the theory and practice of the remedies system under EU law after the end of the intra-EU State-investor arbitration. Socratic approach. Case law discussion.								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 3 & 4: Trade, Investment and International Dispute Settlement									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>Sexual and Gender Minorities (LGBTI+) and the Law</b>								
Lecturer	Andreas R. Ziegler Professor of International Law, University of Lausanne								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	2								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">24h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">36h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">60h</td> </tr> </table>	Course Time:	24h	Independent Study Time:	36h	Total Study Time:			60h
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Total Study Time:									
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Assessment	Exam								
Course type	Lecture								
Summary	This course gives an overview of the role of sexuality and gender identity in international human rights law (e.g. persecution, discrimination, harassment, etc.) and international humanitarian law (e.g. sexual violence). Among other things, it will present the existing treaties in the field that address these aspects and will look at existing problems and loopholes. The course also provides an overview of the 'Jogjakarta Principles' and recent initiatives by the United Nations (UN) Independent Expert on sexual orientation and gender identity. A special emphasis will be put on the taboos in the international discourse and the role of non-state actors, as presented in the UN Standards of Conduct for Business on Tackling Discrimination against LGBTI people.								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

## Module 5

### European & International Human Rights

<b>Module 5: European &amp; International Human Rights</b>	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Recent Case-Law of the European Court of Human Rights</b>
Lecturer	Prof. Dr. Johan Callewaert Deputy Grand Chamber Registrar, European Court of Human Rights, Strasbourg
Frequency	Annually
Duration of Course	1 Term
Curriculum	Obligatory Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	The course aims at providing the students with an insight in significant recent developments in the jurisprudence of the ECtHR. For this purpose, several recent judgments of the ECtHR will be examined and discussed. While the selection of judgments covers all the core provisions of the ECHR, the facts underlying the judgments to be discussed relate to several topical issues of modern life, e.g. the protection of vulnerable persons, the protection of public order and security, the fight against terrorism, the role of the media, the rights of refugees, freedom of religion, protection of personal data, protection of the environment or military operations in third countries, to mention but a few. Suggestions by students on further topics worth discussing in this way are welcome. Based on these representative cases the students will acquire the ability to independently identify and successfully apply the relevant case-law of the ECtHR. An overview of the Court's case-law, covering both recent and established case-law, can be found at: <a href="http://www.echr.coe.int">www.echr.coe.int</a>
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 5: European & International Human Rights									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>The European Convention and the European Court of Human Rights – Essentials</b>								
Lecturer	Prof. Dr. Ivana Jelic Judge, the European Court of Human Rights, Strasbourg								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Obligatory Course								
Credit Points	1,5								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">18h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">27h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">45h</td> </tr> </table>	Course Time:	18h	Independent Study Time:	27h	Total Study Time:			45h
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Total Study Time:									
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Assessment	Exam								
Course type	Lecture								
Summary	<p>The course aims at providing the students with an insight in essential specialized knowledge of one of the central human rights protection mechanisms in Europe, which is also the most developed regional human rights protection system in the world.</p> <p>The content of the course is focused on the protection of fundamental rights enshrined in the European Convention of Human Rights and the Protocols thereto, through the case law of the European Court of Human Rights.</p>								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 5: European & International Human Rights									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>Human Rights and Investment</b>								
Lecturer	Jun.-Prof. Dr. Julian Scheu, LL.M. Junior Professor, University of Cologne, General Manager of the International Investment Law Centre Cologne (IILCC).								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	1								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">12h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">18h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">30h</td> </tr> </table>	Course Time:	12h	Independent Study Time:	18h	Total Study Time:			30h
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Assessment	Exam								
Course type	Lecture								
Summary	<p>The system of international investment protection has become increasingly intertwined with other areas of international law – with human rights being one of the most prominent, relevant, and controversial examples. However, the role and function of human rights in the investment context as well as their interaction with Investor-State Dispute Settlement (ISDS) remain unclear.</p> <p>In order to address those issues, the course is structured in three parts:</p> <ol style="list-style-type: none"> <li>1) introduction to investment law,</li> <li>2) introduction to human rights law,</li> <li>3) interaction between human rights and international investment law and ISDS.</li> </ol> <p>In the third, and most comprehensive part of the course, students learn inter alia how human rights can reinforce investment protection, how conflicts between human rights and investment protection may be solved, and how corporate human rights violations may become relevant in investment arbitration.</p>								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 5: European & International Human Rights									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>Sexual and Gender Minorities (LGBTI+) and the Law</b>								
Lecturer	Andreas R. Ziegler Professor of International Law, University of Lausanne								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	2								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">24h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">36h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">60h</td> </tr> </table>	Course Time:	24h	Independent Study Time:	36h	Total Study Time:			60h
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Assessment	Exam								
Course type	Lecture								
Summary	This course gives an overview of the role of sexuality and gender identity in international human rights law (e.g. persecution, discrimination, harassment, etc.) and international humanitarian law (e.g. sexual violence). Among other things, it will present the existing treaties in the field that address these aspects and will look at existing problems and loopholes. The course also provides an overview of the 'Jogjakarta Principles' and recent initiatives by the United Nations (UN) Independent Expert on sexual orientation and gender identity. A special emphasis will be put on the taboos in the international discourse and the role of non-state actors, as presented in the UN Standards of Conduct for Business on Tackling Discrimination against LGBTI people.								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								



Module 5: European & International Human Rights	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>The protection of Privacy in the Digital Age – A challenge for Europe and the World</b>
Lecturer	Dr. Oskar Josef Gstrein, MA, LL.M. Associate Professor, University of Groningen, Campus Fryslân
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	2
Work Load (h)	Course Time: 24h Independent Study Time: 36h Total Study Time: 60h
Assessment	Exam
Course type	Lecture
Summary	The lecture explores the challenges new technology poses to privacy and data protection in the digital age. Albeit an interdisciplinary approach to this topic is crucial the main focus of the course is on understanding the main legal concepts, legal framework(s) and most important institutions working on the issue of privacy. This includes the EU General Data Protection Regulation (GDPR) and Convention 108+ of the Council of Europe, as well as international human rights frameworks. Participants will be provided with an overview of the relevant legal tools available in European and International Law. Additionally, landmark judgments by the European and International Courts, the work of international institutions, and input from civil society will be discussed.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.

Module 5: European & International Human Rights									
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)								
Course	<b>Business and Human Rights</b>								
Lecturer	Dr. Elif Askin Senior Researcher and Lecturer, Faculty of Law, University of Zurich								
Frequency	Annually								
Duration of Course	1 Term								
Curriculum	Specialized Course								
Credit Points	2								
Work Load (h)	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Course Time:</td> <td style="text-align: right;">24h</td> </tr> <tr> <td>Independent Study Time:</td> <td style="text-align: right;">36h</td> </tr> <tr> <td colspan="2" style="border-top: 1px solid black;">Total Study Time:</td> </tr> <tr> <td></td> <td style="text-align: right;">60h</td> </tr> </table>	Course Time:	24h	Independent Study Time:	36h	Total Study Time:			60h
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Total Study Time:									
	60h								
Assessment	Exam								
Course type	Lecture								
Summary	The course provides an overview of the field of “business and human rights”. It explores the regulatory framework relating to the (potential) responsibility of business enterprises for human rights abuses in global supply chains, with a particular focus on recent legal and policy developments at the international, regional and national levels. In particular, the course will address the United Nations Guiding Principles on Business and Human Rights and the draft international treaty on business and human rights, European initiatives and national legislation, as well as recent case-law related to corporate responsibility for human rights abuses. The lecture will also discuss, on the basis of case studies, emerging initiatives on business and human rights in different areas of international law, such as international investment law, international environmental law and international labour law.								
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.								

Module 5: European & International Human Rights	
Responsible for the Module	Prof. Dr. Thomas Giegerich, LL.M. (Virginia) / Prof. Dr. Marc Bungenberg, LL.M. (Lausanne)
Course	<b>Global Classroom AI and Human Rights</b>
Lecturer	Prof. Kettemann, Prof. Mešević et al.
Frequency	Annually
Duration of Course	1 Term
Curriculum	Specialized Course
Credit Points	t.b.a.
Work Load (h)	Course Time: h Independent Study Time: h Total Study Time: h
Assessment	Exam
Course type	Lecture
Summary	From May 2, 2024, the Europa-Institut will initiate its third consecutive Global Classroom as part of the Master's program "International and European Law". This interactive course will run until the end of June 2024 and will comprise approximately 6-7 sessions of 2 hours each, dealing intensively with the topic of "Artificial Intelligence and Human Rights". The Global Classroom, as its name suggests, offers a virtual classroom that is accessible not only to students of the Europa-Institut, but also to students of our partner universities, especially within the European University Alliance "Transform4Europe". The aim is to connect students and lecturers worldwide and give them the opportunity to study and exchange ideas in an international environment. Within this Global Classroom, the technical foundations of artificial intelligence and its legal framework will be covered in detail. The challenges of artificial intelligence will be addressed, such as potential discrimination by algorithms, data protection issues and the legal classification of autonomous weapons in international humanitarian law.
Miscellaneous	In English Language. List of literature to be distributed at the beginning of the lecture.