

POLITICAL SCIENCE 4041

International Law

Fall 2018

10:30-11:20 MWF/220 Stubbs Hall

Instructor: Dr. Harry Mokeba

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Office Hours: MWF 8:00-9:00

MWF 11:30-12:30

MW 2:00-3:00

**OBJECTIVE:** The course is designed to provide a helpful insight into International Law. This is a sub-discipline of political science and it has much controversy and debate surrounding it. We will examine both the Case Law and the Politics involved and explain how International Law has evolved through time. By the end of this semester, students should have obtained the necessary tools for explaining the continued value of International Law in world affairs.

**TEXTBOOKS:** There is one textbook required for the course:

Bederman/Keitner. *International Law Frameworks*.

St. Paul, MN: Foundation Press, 2016.

**STUDENT RESPONSIBILITIES:** You are required to attend ALL class sessions and to do ALL assignments on time. Active participation in class discussion is also encouraged.

**EXAMS & OTHER ASSIGNMENTS:** There will be an early Take-Home Exam (that covers introductory material), a Mid-term In-Class Exam (on Sources and Subjects) and a Final. In addition, you will need a partner for your Case Report and Presentation but the Journal Review should be done independently.

**GRADES:** Your final grade will be determined according to the following formula:

|                            |  |
|----------------------------|--|
| Class Participation        | 10 pts   |
| Early Take-Home Exam       | 10 pts (Due Fri. Sept. 14)                     |
| Mid-term Exam              | 20 pts (Fri. Oct. 12)                          |
| Case Report & Presentation | 10 pts (Sept. 26, 28, Oct. 19, 26, 31)         |
| Journal Review             | 20 pts (Due Mon. Nov. 19)                      |
| Final Exam                 | <u>30 pts</u> (Fri. Dec. 07, 10:00-12:00 noon) |
|                            | 100 pts  |

|            |            |            |            |            |
|------------|------------|------------|------------|------------|
| A+ 100-95  | B+ 86.9-85 | C+ 76.9-75 | D+ 66.9-65 | F below 57 |
| A 94.9-90  | B 84.9-80  | C 74.9-70  | D 64.9-60  |            |
| A- 89.9-87 | B- 79.9-77 | C- 69.9-67 | D- 59-57   |            |

## LECTURE OUTLINE & READINGS

- Aug. 20-Sept. 05      Course Introduction
- Nature & Function
  - Peculiarities
  - Role of the U.S.
- Chapters 1 & 17
- Sept. 14                Early Take-Home Exam Due
- Sept. 07-21            Sources of International Law
- Where it comes from
  - Article 38
  - Other Sources
- Chapters 2, 3 & 4
- Sept. 24-Oct. 08      Subjects of International Law
- The Legal Personality Idea
  - The State/ International Organizations/ Individuals
- Chapters 6, 8 & 9
- Sept. 26/28            Begin Presentations
- Oct. 12 (Fri.)          Mid-term Exam (In-Class)
- Oct. 15-22              Settlement of International Disputes
- Definition and Types
  - Arbitration in International Law
  - Adjudication: The ICJ and other Tribunals
- Chapter 5
- Oct. 19, 26, 31        Continue Case Presentations
- Oct. 24-29; Nov. 02-07 Jurisdiction and Sovereignty
- Principles of Jurisdiction
  - Extradition/Extra-territorial Jurisdiction
  - Law on Territory/ Maritime Areas/ Airspace
- Chapters 7, 9, 10, 11 & 12
- Nov. 9-14              Laws of War
- Basis/Prohibition of the Use of Force
  - Laws of Geneva
  - Laws of the Hague
- Chapters 15 & 16

- Nov. 16-19            Law of Diplomacy
- Basis/Rules and Privileges in Pursuit of Peace
  - Law on Treaties
  - Law on Diplomacy
- Chapters 18 & 20
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- Nov. 19                Journal Review Due
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- Nov. 26-28            Laws of Commerce
- Treatment of Companies
  - Nationality
  - Nationalization
- Chapters 7c & 14/Course Evaluations
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- Nov. 30                Give out Pre-Final Grades/Review Session
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- Dec. 07 (Fri.)        Final Exam / 10:00-12:00 noon