

Course title	Special Lectures on International Law III				
Teacher(s)	TAMADA Dai			開講区分	単位数
				2nd quarter	2.0
Numbering Code	J2MC611	Day・Period	Mon1、Thurs1	Timetable Slot Code	1J392

Lesson topic

International dispute settlement and the procedure of the International Court of Justice. Students are required to read and discuss, with the instructor, the original version (in English) of the ICJ Decisions (Judgments, Orders and Advisory Opinions).

Lesson target

Students are expected to obtain and improve the ability to read the international decisions and to discuss them with foreign academics and practitioners.

Syllabus and plan

Depending on the volume of the decisions, 3 or 4 classes will be devoted to the analysis of one decision, as follows:

- 01 Introduction
- 02 Case 1: provisional measures order
- 03 Case 1: provisional measures order
- 04 Case 1: provisional measures order
- 05 Case 2: provisional measures order
- 06 Case 2: provisional measures order
- 07 Case 2: provisional measures order
- 08 Case 3: counter-claim order
- 09 Case 3: counter-claim order
- 10 Case 3: counter-claim order
- 11 Case 4: preliminary objections judgment
- 12 Case 4: preliminary objections judgment
- 13 Case 4: preliminary objections judgment
- 14 Case 4: preliminary objections judgment
- 15 Case 4: preliminary objections judgment

Students must read all of the above decisions and, if possible, make presentation on them.

Evaluation method

Evaluation will be based on the attendance in classes (40%) and the final oral examination (60%).

Evaluation baseline

Criteria: a) understanding of the background of the case (fact, argument, applicable law), b) correct understanding of the ICJ's finding and reasoning, c) putting the case in the context of the ICJ case law, and d) discussion with others to deepen the understanding.

Notice (include info. on related class)

It is desirable that students already studied international law in the lectures 'International Law 1 and 2' and/or 'Law of International Organisation'. The English conversation skill is much more needed than the knowledge of international law.

Review and preparation

Students are recommended to study, by themselves, the basic structure of the peaceful settlement of dispute, especially the structure of the ICJ procedure. After the class, students will be required to read and make comments on other case notes. If necessary, please send e-mail to tamada@port.kobe-u.ac.jp

Office hour・Contact information

Just after each class and/or based on a previous appointment by e-mail (tamada[at]port.kobe-u.ac.jp).

Message for student

International law is used and applied normally in ENGLISH. To understand the ICJ case law, which is the most authentic discourse of international law, we have to use English, whether you like it or not. If you want to know the decisions which we read in advance, please let me know (tamada[at]port.kobe-u.ac.jp).

Improvements in Teaching

The lecture will start with a relatively short decisions, such as the orders of provisional measures or counter-claims.

Text

All of the ICJ decisions, used in the lecture, are distributed to the students. Basically the decisions are made public on the ICJ website.

Reference Material

I'll distribute to the students a list of reference books, including the following books.

Robert Kolb / The International Court of Justice : Hart Publishing ,2013 ,ISBN:

Hugh Thirlway / The International Court of Justice : Oxford University Press ,2016 ,ISBN:

J.G. Merrills / International Dispute Settlement : Cambridge University Press ,2017 ,ISBN:

Classroom Language

English

Keywords

the International Court of Justice, the ICJ, peaceful settlement of disputes, decision, judgment, order, advisory opinion, case law, jurisprudence, UNCLOS, ITLOS, Annex VII arbitration