

UNIVERSITY OF CENTRAL LANCASHIRE/ UNIVERSITY OF MAURITIUS

LLM International Business Law (Part-Time)

1. Objectives

The programme will provide students with expertise, analytical and reflective skills within the field of International Business Law. The programme aims to provide a learning experience that will enable students to develop their academic ability, to further develop their careers and to assist them in making a positive contribution to the wider, global and national community. In summary, the course aims:

- To develop systematic understanding and critical appreciation of the complex legal, economic and political issues surrounding international trade relations and their regulation.
- To facilitate a critical awareness of current issues in established and emerging international trade relations, informed by leading edge research and practice.
- To equip students, through the use of seminar-based learning, with the ability to demonstrate effective skills of teamwork, self-confidence in group situations and critical and analytical reasoning skills.
- To develop skills to enable the synthesis and interpretation of course material and enable the student to develop their own theories and hypotheses in the context of existing recorded material, apply to new situations and be able to communicate their ideas effectively.

2. Programme Requirements

An undergraduate honours class degree 2:2 or above in law or a professional qualification in law deemed to be degree equivalent. (Other qualifications in law or specific legal training may be also considered if applicant is able to demonstrate his/her suitability for the course and to provide information as appropriate. Such applicants may be interviewed.)

3. Programme Duration

	Normal (Years)	Maximum (Years)
Master's Degree (P/T):	1½	2

4.	Learning Outcomes, Teaching, Learning and Assessment Methods
A.	Knowledge and Understanding
	<p>A1 Show the ability to critically reflect on and effectively apply legal research methods.</p> <p>A2 Demonstrate a systematic understanding of legal, economic and political issues, principles and rules relating to International Business Law and be able to apply this knowledge to a wide range of complex real-life situations.</p> <p>A3 Show a critical awareness of the main legal, economic and political policy objectives underpinning the regulation of international trade relations and appreciate the practical impact of these regulations on international trade.</p>
	Teaching and Learning Methods
	<p>A1 Gained through reading recommended texts and through seminars (in particular through solving legal problems). In addition, it will be gained through tuition on Advanced Legal Research Methodology.</p> <p>A2 and A3 Through workshop presentations, the discussion of set questions and through discussion with other students in seminars and through the discussion forum platform of the virtual learning environment. Through informal discussion with other students. Through the answering of coursework questions and the writing of the dissertation.</p> <p>A3 In particular through the study of the compulsory modules. It may also be gained through study in the optional modules.</p>

Assessment methods	
<p>A1 It will be assessed through coursework and the dissertation.</p> <p>A2 and A3 These will be assessed through coursework and the dissertation.</p> <p>A3 It will be assessed through the coursework and seminar presentations in these modules. It will also be assessed through the dissertation.</p>	
B.	Subject-specific skills
<p>B1 Carry out analytical evaluation of a range of primary and secondary sources relating to legal regulation of international trade matters.</p> <p>B2 Critically evaluate the complex dynamics between legal, economic and political regulation of international trade and their governance in multilateral context.</p> <p>B3 Develop a critical understanding and ability to evaluate the role international organisations such as the WTO, WIPO, OCED as actors in the area of international trade relations and global economic governance.</p> <p>B4 Plan and carry out a comprehensive programme of research, using appropriate legal methodologies.</p>	
Teaching and Learning Methods	
<p>B1 As part of the process of answering the various questions that are set during the course and which the students set themselves in the course of researching for the dissertation. Conceptual analysis and grasp of broad objectives of economic policy in relation to international agreements and case-law form a major part of the work expected of students on the course. Such analyses constitute a crucial aspect of an advanced research and also consultant/legal adviser/policy-maker work.</p> <p>B2 Some of the tasks and questions asked of students demand that they can link and interpret the economic, legal and political context with specific international trade rules and agreements.</p> <p>B3 To answer the discussion questions and coursework questions proficiently and to provide a competent dissertation, students will have to prepare coherent analytical arguments.</p> <p>B4 Through Advanced Legal Research Methodology and the dissertation.</p>	
Assessment methods	
<p>B1 Assessed by coursework designed to test the capability to carry out such analysis. Assessed by the dissertation which will usually include such analysis.</p> <p>B2 Assessed through the answering of coursework questions and participation in seminar discussion.</p> <p>B3 Assessed through coursework questions most of which will require the presentation of such arguments and the dissertation which will require the inclusion of such arguments.</p> <p>B4 These skills are exercised, developed and assessed through the dissertation.</p>	
C.	Thinking Skills
<p>C1 Identify and interpret information relevant to particular issues and apply to complex situations being aware of the context and relationship to other areas of law, economics and politics.</p> <p>C2 Use the tools of economic analysis and legal reasoning to problem solving and construct well-reasoned arguments, scenarios and solutions.</p> <p>C3 Demonstrate research skills of project planning, time management, construction of an appropriate research question and reasoned adoption of an appropriate methodology.</p> <p>C4 Demonstrate conceptual understanding and creativity in the application of knowledge of legal concepts, rules and principles related to regulation and governance of international trade matters in global context.</p>	
Teaching and Learning Methods	
<p>C1 Through reading the various questions set as discussion questions or coursework and selecting material from recommended texts and other material identified through application of research skills, including in the course of research for the dissertation and coursework.</p> <p>C2 Through the analysis of problems set by various modules as discussion or coursework questions.</p> <p>C3 Through the quality of the students' work resulting from their preparation for answering the discussion questions, the coursework and the dissertation.</p> <p>C4 Through engagement with appropriate learning resources and discussion in seminars; through preparation for coursework and the dissertation.</p>	

Assessment methods
<p>C1 It will be assessed through coursework on the various modules, seminar presentations on a number of modules, and the dissertation.</p> <p>C2 Assessment will take place through module coursework expressed in the form of problems and case scenarios.</p> <p>C3 Assessed through the coursework and dissertation.</p> <p>C4 Assessed through seminar presentations, and through the dissertation and in coursework.</p>
D. Other skills relevant to employability and personal development
<p>D1 Evaluate the rigour, credibility and validity of information from printed and electronic sources.</p> <p>D2 Write intelligible and persuasive prose.</p> <p>D3 Develop or substantially enhance skills of independent learning, including the ability to plan, time-manage and execute a multi-stage project through the dissertation.</p> <p>D4 Critically reflect upon effectiveness and efficiency of own independent learning.</p> <p>D5 Enhance ability to recognise sound and unsound arguments.</p>
Teaching and Learning Methods
<p>D1 Every stage and part of the course requires the collection and evaluation of information although the form of evaluation will vary as to the different requirements of the various tasks undertaken as part of the course.</p> <p>D2 This is required at a number of stages of the course: through preparing responses to questions set for seminars and discussion in seminars and the production of the module assessed coursework and the production of the dissertation.</p> <p>D3 and D4 If students are to be successful on the course, they need to use their existing skills and, if necessary, develop those skills. As part of the course, we intend to actively assist students in developing their skills through teaching on the modules themselves and through the provision of constructive feedback. In part this will involve reflection by students upon their own learning skills as well as their progress on the course.</p> <p>D5 As part of the process of preparing and presenting authoritative legal arguments and other types of argument, students will be encouraged to and will need to develop or enhance their critical reasoning abilities in this area. The development or enhancement of such ability is important to professional practice and research activity.</p>
Assessment methods
<p>D1 Satisfactory performance in the assessed coursework and in the dissertation will require such collection and evaluation.</p> <p>D2 Assessed through the coursework and dissertation.</p> <p>D3 and D4. Only directly assessed through the advanced legal research methodology module.</p> <p>D5 Assessed through the coursework as an essential element of most of that coursework and through the dissertation as an essential element of a dissertation.</p>

5. Important Note

The LLM International Business Law is taught in collaboration with University of Central Lancashire (UCLAN). Modules will be taught in collaboration with staff from UCLAN.

5 credits UCLAN = 1 credit (UoM)

6. Awards and credits

- (i) Credits required for award of Masters Degree (LLM in International Business Law): 180 (UCLAN) or 36 (UoM)

Average Percentage Mark $\geq 70\%$:	Distinction
$60 \leq$ Average Percentage Mark < 70 :	Merit
$50 \leq$ Average Percentage Mark < 60 :	Pass

- (ii) Credits required for award of Postgraduate Diploma in International Business Law: 120 (UCLAN) or 24 (UoM) (should include credits from three core modules (LA4921, LA4925 and LA4926) and three other modules from any core or electives offered)

Average Percentage Mark \geq 70% :	Distinction
60 \leq Average Percentage Mark < 70:	Merit
50 \leq Average Percentage Mark < 60:	Pass

- (iii) Credits required for award of Postgraduate Certificate in International Business Law: 60 (UCLAN) or 12 (UoM) (should include credits from one core module and two other modules from any core or electives offered)

Average Percentage Mark \geq 70% :	Distinction
60 \leq Average Percentage Mark < 70:	Merit
50 \leq Average Percentage Mark < 60:	Pass

7. Personal Development Planning

Students will be assigned a Personal Tutor and will be given a PDP folder with sheets to reflect on personal skills, feedback and career development. Students are expected to meet with their Personal Tutor to discuss coursework feedback and general progress on the course. During these meetings, the Personal Tutor will assist the student to reflect upon their own learning, performance and/or achievement and to plan for their own personal educational and career development.

PDP will draw on and encourage students to reflect on their engagement with and development of the skills that are embedded in the programme. These include, the higher level reasoning skills that are a key aspect of Masters level education, the increased element of independence in the learning process and the autonomy and self-responsibility involved in planning and delivering the dissertation.

8. List of Modules

CORE MODULES

Code	Module Name	Hrs/Week	Credits
LA4905	Dissertation (15,000 words)	-	12
LA4921	International Trade Law 1	60	4
LA4926	International Trade Law 2	60	4
LA4925	International Intellectual Property	60	4
LA4913	Advanced Legal Research Methodology	60	4

ELECTIVES – CHOOSE ANY TWO

Code	Module Name	Hrs/Week	Credits
LA4934	Human Rights in a European and International Context	60	4
LA4929	International Conflict Resolution	60	4
LA4102	International Trade & Economic Development	60	4
LA4936	European Commercial Law & Transactions	60	4
LA4932	European Union as Legal Actor in International Relations	60	4

9. Programme Plan- LLM International Business Law

SEMESTER I

Code	Module Name	Hrs/Wk	Credits
LA4921	International Trade Law 1	4	4
LA4925	International Intellectual Property	4	4

SEMESTER II

Code	Module Name	Hrs/Wk	Credits
LA4926	International Trade Law 2	4	4
LA4913	Advanced Legal Research Methodology	4	4
LA4905	Dissertation	-	-

SEMESTER III

LA4905	Dissertation	-	12
LA4929	International Conflict Resolution	4	4
LA4102	International Trade & Economic Development	4	4
LA4936	European Commercial Law & Transactions	4	4
LA4932	European Union as Legal Actor in International Relations	4	4
LA4934	Human Rights in a European and International Context	4	4

10. Outline Syllabus

LA4921 - INTERNATIONAL TRADE LAW 1

Introduction to International Trade Law. International Economic Relations. Regulation of International Trade. Dispute Resolution. International Trade and Developing Countries Free Trade Agreements and Regional Integration. Selected Current Issues facing the Multilateral Trading System.

LA4926 - INTERNATIONAL TRADE LAW 2

International Banking Law. International Financial Law. The Conflict of laws in International Business - governing law. The Conflict of laws in International Business – jurisdiction within and without the EU International Arbitration. International Alternative Dispute Resolution. International aspects of corporate insolvency.

LA4925 - INTERNATIONAL INTELLECTUAL PROPERTY

The module will provide an introduction to international and regional intellectual property law, international organisations and regulation, including the following areas: Introduction to intellectual property for business and international and regional regulation. Intersection between EU copyright regulation and international copyright conventions. European systems of copyright / droit d'auteur and related rights. European and International design law and its influence on EU regulation of product design. European and International Collective Management Systems. Intersection between EU patent regulation and international patent treaties. Regulation of the European patent (European Patent Convention) and the proposed Community patent (COMPAT). The influence of international unfair competition and trade mark treaties on EU regulation. Community trade mark registration and international exhaustion of rights.

LA4913 - ADVANCED LEGAL RESEARCH METHODOLOGY

Identification of possible dissertation topics and an audit of students' pre-existing legal skills relevant to the conduct of their dissertation, including skills of gaining access to and working with various sources of legal information, especially electronic sources. Project planning, effective handling and application of information from diverse sources. Applying advanced reasoning skills (e.g. synthesis, evaluation) in legal research. Potential ethical issues raised by legal research. Methods of research and data analysis. The advantages and disadvantages of different methodologies for legal research.

LA4934 - HUMAN RIGHTS IN A EUROPEAN AND INTERNATIONAL CONTEXT

This module examines aspects of European and International human rights that are vital to understanding how the subject of human rights impacts upon contemporary litigation, commercial, governmental, regulatory and political activity within the domestic, European and international contexts. It addresses the impact of globalisation and the end of Cold-War bi-polarisation on the status and further development of human rights, including the claims that human rights have now become a universal entitlement of all citizens. It assesses the various debates and litigation over contemporary human rights issues, including the resort to human rights arguments by corporate organisations as a bulwark against allegedly intrusive forms of governmental and European regulation. In addition, the module will examine the actual and potential liabilities of industrialists and financial organisations for present and past violations of human rights. It will address primary human rights instruments ranging from European and international treaties, UN conventions, governmental and NGO reports and judicial decisions. The module will assess the implications of requirement within the Human Rights Act 1998 that all statutes within the UK have to be reinterpreted to "read in" the human rights contained with European Convention on Human Rights (and associated case-law of the European Court and Commission of Human Rights). Throughout this interdisciplinary module, students will address the relationships that exist between human rights standards, international political processes and particular institutions.

LA4929 - INTERNATIONAL CONFLICT RESOLUTION

The nature of private International Law, the stakeholders, understanding some inherent conflicts where disputes cross borders. Historical, political and economic factors underlying resolution of crossborder disputes. Conflicts between national sovereignty and international conflict resolution. Deciding the question of the governing law and methods of resolution of conflicts on this issue Jurisdiction disputes and methods of resolution. Cross border enforcement – theoretical and practical issues. International Arbitration: the nature of the jurisdiction. International Arbitration: venue disputes – the agreement to arbitrate International Arbitration: enforcement.

LA4102 - INTERNATIONAL TRADE & ECONOMIC DEVELOPMENT

Overview of the Relationship between Law and Economic Development. WTO/GATT: Special and Differential Treatment . Issues of International Trade and Commerce in Developing Countries. Theory and Practice of Trade and Aid. Regional Cooperation and Integration, Free Trade Agreements and Economic Development. Regulation of Trade in Strategic Sectors: Market Access and Rules of Origin Foreign Direct Investment in Developing Economies. Trade Defence Mechanisms and Economic Development. Plurilateral Financial Standards and Commerce in Developing Countries. Future Developments: Doha Development Round and beyond.

LA4936 - EUROPEAN COMMERCIAL LAW & TRANSACTIONS

The module aims to give students an understanding of the laws governing business relations within the EU and between the EU and businesses from non-EU countries. It focuses on policies designed, and decisions taken, by European institutions in areas such as competition, consumer, companies, monetary and fiscal affairs, regional development, and enlargement and critically analyses their impact on EU and non-EU business strategies and operations in the Internal Market. It aims to engender a critical approach to understanding the control of key economic areas such as corporate mobility, market access, regional

development and external trade. This critical understanding will take account of the global economic environment and European integration context of the legal provisions.

LA4932 - EUROPEAN UNION AS LEGAL ACTOR IN INTERNATIONAL RELATIONS

The main aim of this module is to provide the students with a firm understanding of the European Single Market and its economic/political governance. The Module will introduce students to Internal Market law and the four freedoms of movement, including EU anti-discrimination law, and rights of non-EU nationals within the EU Single Market. Students will be expected to develop a good understanding of two main themes: the legal position of non-EU nationals / businesses within the EU Single Market and the impact of EU Single Market developments on (people and businesses in) non-EU countries.

LA4905 - DISSERTATION

The dissertation (15000 words) aims to enable the students to put into practical effect the research skills acquired during the course and to work in a self-defined field with the objective of producing a substantial piece of work based on critical evaluation and independent thought, to give students the opportunity to carry out extended research on a subject of interest to them, to give students the opportunity to show their ability to work independently and at a high quality level, on a substantial project.