



Philadelphia University
Faculty of law
Department of -----
----- semester, 2007/2008

Course Syllabus

Course Title: Private International Law	Course code: 410417
Course Level: Third Year	Course prerequisite (s) and/or corequisite (s): Nominated Contracts
Lecture Time:	Credit hours: 3 Credit Hours

Academic Staff Specifics

Name	Rank	Office Number and Location	Office Hours	E-mail Address
Dr. Sabri Thyabat	Assistant Professor	309		

Course module description:

Module name: Private international law Prerequisite: Nominate contracts
Module number: 410417 Module number: 410314

This course is an analytical study of the conflicting laws pertaining to legal relations that are of a foreign element through elucidating the nature and scope of conflict, its cases and the historical development of the governing norms, the principles of investiture, the theory of adaptation and assignment, and what the Jordanian civil code contains, and comparative legislation, and what international conventions contain insofar as restrictions and the rules of determining the applicable law regarding matters involving a foreign element, in addition to elucidating the cases of applying foreign law and the impediments to applying it. This course also includes the rules for international judicial competence, the rules of confession, the enforcement of judicial decisions and the foreign arbitration decisions in accordance with the Jordanian law for enforcing foreign decisions, the Riyadh judicial cooperation convention, the New York convention particular to arbitration decisions- an analytical study that relies on facing cases and the method of research and adaptation in order to arrive at solutions and deduce legal principles accompanied by analysis and commentary on the judicial interpretations and applications- both national and comparative.

Course module objectives:

1. provide students with the basic and advanced knowledge in Private International Law related topics, principles, sources and historical development
2. provide students with the cognitive as well as practical skills to deal with Private International Law related topics and to further develop their abilities to learn and apply theoretical knowledge to actual and/or presumed problems
3. develop students abilities to write theoretical and practical legal research papers, and to further use learning resources and modern techniques.
4. Enable students to work with a team spirit and to further build their skills in dealing and communicating with others

Course/ module components

- Books (title , author (s), publisher, year of publication)

Book Title	Author	Edition	Publisher	Publishing Year
Private International Law	Dr. Ghalib Aldawoudi		Wael's Publishing House	2005

- Support material (s) (vcs, acs, etc).
- Study guide (s) (if applicable)
- Homework and laboratory guide (s) if (applicable).

Discussion of scientific cases of conflict
An outside lecturer

Workshop in the multipurpose room. Field visit

Research paper

Teaching methods:

Lectures, discussion groups, tutorials, problem solving, debates, etc.

Methods	Number of Lectures	Scores' distribution
Lectures	36	80%
Multipurpose room and field visits	3	----
Student's involvement in seminars, tutorials, and group discussions	5	5%
Quizzes and Assignments	4	10%
Paper research & Essays (maximum of 3000words)	---	5%
Total	48	100%

Learning outcomes:

- Knowledge and understanding

At the end of this module, a student will be able to:

- A/2 portray advanced knowledge in legislative texts and international pacts which govern foreign elements disputes
- A/3 elucidate the procedures in executing foreign judgments along with the agencies concerned with that, in addition to interacting and dealing with issues of conflict and disputes over international specialty

- Cognitive skills (thinking and analysis).

- B/1 apply theoretical knowledge to actual practical problems or cases in addition to being aware of laws which should be applied along with legal specialty
- B/2 diagnose and analyze material facts and legal conducts and actions along with their legal classification, after which they can be installed into an intact legal framework within this legal field
- B/4 search within the various sources of the legal legislations in order to deduce knowledge bolstered by information as well as perform skills in this field
- B/5 develop legal argumentation and deal in an ideal manner with various logical assumptions in light of specific circumstances

- Communication skills (personal and academic).

- C/1 search within the law to arrive at intact logical solutions to actual and/or presumed problems
- C/2 utilize paper and electronic libraries along with other educational sources to be used as a means to indulging into the Private International Law

- Practical and subject specific skills (Transferable Skills).

- D/1 use modern techniques skills and information technology
- D/4 become abreast of legislations, judicial decisions or rulings, opinions and jurisprudential interpretations relevant to the Private International Law.
- D/6 in advance preparation to perform tasks, manage time with precision and a high level of responsibility, and to further benefit from feedback

Assessment instruments

- Short reports and/ or presentations, and/ or Short research projects
- Quizzes.
- Home works
- Final examination: 50 marks

<u>Allocation of Marks</u>	
Assessment Instruments	Mark
First examination	20%
Second examination	20%
Final examination: 50 marks	50%
Reports, research projects, Quizzes, Home works, Projects	10%
Total	100%

Documentation and academic honesty

- Documentation style (with illustrative examples)
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- Protection by copyright
- Avoiding plagiarism.

Course/module academic calendar

This module consists of (48) hours allocated into (16) weeks, (3) hours a week, divided as follows:

Week	Subject	Notes
1 st	A Prelude and definition of the Private International Law	
2 nd	Development and topics	
3 rd	The legal nature of its basis	
4 th	Origins	
5 th	Identifying conflict and its historical development	
6 th	Types of conflicts, causes, solutions and terms or conditions	
7 th	The basis for the application of foreign law and its stages (characterization and reference)	
8 th	Law to be applied concerning passive and affirmative litigations of nationalities, legal capacity and discourse	
9 th	Law governing marriage and related matters: kinship and alimony	
10 th	Law governing inheritance, will and properties	
11 th	Law governing contractual vs. non-contractual obligations	
12 th	Locations of the execution of the concerned foreign law	
13 th	Proving and interpreting of foreign law	
14 th	The litigation of International judicial jurisdiction	
15 th	Exceptions responding to international liberty in regulating international judicial jurisdiction of its courts	
16 th	<i>The execution of foreign judicial judgments and arbitration decisions</i>	

Expected workload:

On average students need to spend 2 hours of study and preparation for each 50-minute lecture/tutorial.

Attendance policy:

Absence from lectures and/or tutorials shall not exceed 15%. Students who exceed the 15% limit without a medical or emergency excuse acceptable to and approved by the Dean of the relevant college/faculty shall not be allowed to take the final examination and shall receive a mark of zero for the course. If the excuse is approved by the Dean, the student shall be considered to have withdrawn from the course.

Module references

Books

Book Title	Author	Edition	Publisher	Publishing Year
Private International Law. First part	Dr. Izadeen Abdullah			Cairo, 1969
Private International Law	Dr. Ibrahim A. Ibrahim		Alnahda Alarabia Publishers	2001

Journals

Jordanian Law Society Journal
Lawyers' Journal

Websites

www.law-book.net/products.asp