

## International and European Procedure (B001750)

Due to Covid 19, the education and assessment methods may vary from the information displayed in the schedules and course details. Any changes will be communicated on Ufora.

**Course size** *(nominal values; actual values may depend on programme)*  
**Credits 4.0**                      **Study time 120 h**                      **Contact hrs**                      30.0h

### Course offerings in academic year 2021-2022

A (semester 2)                      English                      Gent

### Lecturers in academic year 2021-2022

Vandenbussche, Wannas                      RE21                      lecturer-in-charge

### Offered in the following programmes in 2021-2022

	crdts	offering
<a href="#">Master of Science in Teaching in Social Sciences(main subject Laws)</a>	4	A
<a href="#">Master of Laws in Laws</a>	4	A

### Teaching languages

English

### Keywords

Civil procedure, European civil procedure, international procedural law

### Position of the course

The aim of this course is to familiarize students with the general principles of international and European civil procedure. First, the course focuses on the rules of procedure originating from international and intergovernmental organizations (such as UNCITRAL, the Hague Conference on Private International Law and Unidroit). In addition, it analyses procedural rules coming from the European Union law, as well as the influence of the European Convention on Human Rights on civil procedure.

### Contents

- I. Introduction: The internationalization and Europeanisation of the law of civil procedure
- II. International jurisdiction of courts
- III. Parallel proceedings and Lis pendens
- IV. Service of documents
- V. Taking of evidence
- VI. Recognition and enforcement of judgments
- VII. Collective proceedings
- VIII. Alternative Dispute Resolution (mediation, ADR and ODR)
- IX. EU unified procedures
- X. Influence of article 6 of the European Convention of Human Rights

### Initial competences

To have a good knowledge of the structure, core concepts and techniques of the law of civil procedure and private international law.

### Final competences

- 1 To have a good knowledge of the applicable treaties and legislation in the field of international and European civil procedure, including to the relevant case law of the European Court of Human Rights and the Court of Justice of the European Union.
- 2 To reflect critically on issues that arise in this field, taking into account the ever advancing legal rules and case law.
- 3 To recognize and analyze problems that arise in the application of rules of civil procedure in a cross-border context
- 4 To build a legal reasoning with respect to a procedural issue
- 5 To solve specific cases in which various legal questions arise.
- 6 To apply (evolving) legal rules in new, concrete and complex situations.

7 To defend own solutions orally and in writing

**Conditions for credit contract**

Access to this course unit via a credit contract is unrestricted: the student takes into consideration the conditions mentioned in 'Starting Competences'

**Conditions for exam contract**

This course unit cannot be taken via an exam contract

**Teaching methods**

Lecture: plenary exercises, Lecture, Self-reliant study activities

**Extra information on the teaching methods**

Guided self-study, Lecture, lecture: plenary exercises

**Learning materials and price**

For various parts of the course: documents provided by the lecturers on Ufora.

**References**

Will be communicated during the course

**Course content-related study coaching**

Explanation of the method of study and the method of examination during the lectures and on Ufora. More insight is given during the plenary exercises. Examples of questions are discussed during the plenary exercises.

**Assessment moments**

end-of-term assessment

**Examination methods in case of periodic assessment during the first examination period**

Oral examination

**Examination methods in case of periodic assessment during the second examination period**

Oral examination

**Examination methods in case of permanent assessment**

**Possibilities of retake in case of permanent assessment**

not applicable

**Calculation of the examination mark**