

# Syllabus – „Introduction to International Business Law“

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*With particular emphasis on “Transnational Conflict Resolution in the Era of “Brave New Work”” and a visit to the European Court of Justice on January 14-15, 2020*

*Law 2051E – ISP, BIB20, 21 – Fall/Winter Term 2019/2020*

## 1 General Information

Teacher:	Prof. Dr. Andrea Wechsler
Consultations:	Mondays 12.30-14.00 Uhr
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## 2 Course Information

Course Code:	Law 2051E, Introduction to International Business Law
Class Times:	Thursdays 08:00-09:30 (October 10, 2017 – January 23, 2018)
Room:	W1.3.02
Credits:	5 Credits, 2 SWS
Course Format:	Interactive Lecture (English)
Level:	Introductory course, no prior knowledge of law required
Prerequisites:	You should have advanced command of the English language (high B2 level or C1 level). No prior knowledge of the law is required.
Exam:	Assignment / Learning Log (Hausarbeit, PLH)
Submission date:	Deadline for submission of assignment / learning log <b>1.00pm January 31, 2020</b> (submission via email to: <a href="mailto:andrea.wechsler@hs-pforzheim.de">andrea.wechsler@hs-pforzheim.de</a> ),
Grading:	100% assignment

## 3 Policies and Procedures

Attendance is required. Students are expected to play an active role in the lectures and prepare the required readings in advance. The assignment and learning log is distributed at the beginning of each

lecture and will be required to be done by the end of the semester. Academic honesty is an important part of university training. While students may discuss assignments with their classmates and others, they are expected to make sure any written material they submit is their own work. Students are expected to know how to cite the work of others and present a bibliography of the research texts that were used.

### 4 Overview of the Course

In times of globalization, business decisions are no longer local. Even the smallest company may engage in transactions that have international legal implications. As the world gets smaller the ability to access foreign markets grows ever wider. Companies may seek new sources of supply overseas, sales may cross national borders to customers located abroad, joint ventures and other forms of direct investment in a foreign country abound. Resolving disputes arising from such operations may lead to multistate litigation and/or to arbitration. Many legal systems may become relevant in arbitration including transnational principles (such as the Unidroit Principles) or the Lex mercatoria, expressions of the on-going process of formation of a global law for international commercial contracts.

This course is designed to introduce students to the problems affecting cross-border transactions from a legal point of view. International Private and Public Law aspects of business transactions will be examined as well as the legal framework of European and international commerce pointing out the potential constraints to effective international business posed by multiple sources of law, cultures, ideologies, currencies, and government policies.

The objectives of the course are as follows:

- To explain regulation of international trade with reference to fundamental principles of public and private international law, as well as of the law of the European Union
- To closely examine legal aspects of international business with particular reference to contracts for the sale of goods and other forms of exports; licensing of intellectual property; and foreign direct investment; international tax law; legal aspects of global business responsibility;
- To offer a comparative approach to the study of international business transactions and of legal systems so as to understand how legal problems are treated in different societal and cultural environments
- To analyse enforcement options ranging from business mediation, international commercial arbitration to international commercial litigation

### 5 Timetable

Datum	Lehreinheit	Readings/Preparation
<b>03.10. 2019</b>	<b>Public Holiday – No Class</b>	
10.10.2019	1) International Law and International Business: The Big Picture	Schaffer, August, Dhooge, Earle, International Business Law and its Environment, Chapter 1, Introduction to International Business

17.10.2019	2) European Union Law	TBD
<b>24.10.2019</b>	<b>Moved to 15.01.2020 (Excursion)</b>	
31.10.2019	3) EU and International Competition Law	
07.11.2019	4) EU and International IP Transactions	
14.11.2019	5) GATT Law and World Trade Organization	TBD
21.11.2019	6) Global Political and Business Responsibility (European Court of Human Rights, Environmental Law, Human Rights Law)	TBD
28.11.2019	7) International Tax Law	TBD
<b>05.12.2019</b>	<b>Moved to 15.01.2020 (Excursion)</b>	
12.12.2019	8) Transnational National Conflict Resolution I in the Era of "Brave New Work": The European Court of Justice	TBD
19.12.2019	9) Transnational National Conflict Resolution I in the Era of "Brave New Work": International Commercial Litigation	TBD
09.01.2020	10) Transnational National Conflict Resolution I in the Era of "Brave New Work": Business Mediation and International Commercial Arbitration	TBD
<b>14.-15.01.2020</b>	<b>Excursion to the European Court of Justice in Luxembourg, Departure 15.30</b>	
<b>16.01.2020</b>	<b>Moved to 15.01.2020 (Excursion)</b>	
23.01.2020	Discussion of Assignment / Learning Log	
31.01.2020	1pm, Submission of Hausarbeit / Assignment, (submission via email to: <a href="mailto:andrea.wechsler@hs-pforzheim.de">andrea.wechsler@hs-pforzheim.de</a> )	

## 6 Required Texts

Reading material will be distributed on Moodle.

The following texts are further recommended for reference:

SCHAFFER, EARLE, AGUSTI, (2012) International business law and its environment, 8th ed., Mason, OH: West (Thomson Learning)

TREBILOCK, (2015), Advanced introduction to international trade law, Cheltenham: Edward Elgar

