

Transational Liability

Academic Year: (2024 / 2025)

Review date: 28/05/2024 11:11:48

Department assigned to the subject: Private Law Department

Coordinating teacher: LASTIRI SANTIAGO, MONICA

Type: Compulsory ECTS Credits : 3.0

Year : 1 Semester : 2

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

International Private Law, Corporate Law

DESCRIPTION OF CONTENTS: PROGRAMME

- 1.- Climate and environmental litigation
- 2.- Liability for trafficking and exploitation of people and dangerous working conditions
- 3.- Liability for economic and corporate crimes: corruption, market manipulation and money laundering
- 4.- Cybercrime liability

SDGs and democratic principles and values related with the programme: Sustainability and climate change (1, 2), human rights and fundamental rights (1, 2, 4), gender equality (1, 2), equal treatment and non-discrimination (1, 2).

LEARNING ACTIVITIES AND METHODOLOGY

LEARNING ACTIVITIES

- | | |
|-----|-----------------------------|
| AF1 | Theory lectures |
| AF2 | Practical lectures |
| AF3 | Theorico-practical lectures |
| AF6 | Group project |
| AF7 | Individual project |

METHODOLOGY

MD1: Lectures by the teacher with the support of audiovisual and computerized means in which the basic concepts of the subject shall be explained and the basic bibliography shall be recommended to complete the students knowledge.

MD2: Critical Reading of texts recommended by the teacher: newspapers articles, reports, handbooks and/or academic papers, for their discussion in class or to consolidate the knowledge on the subject.

MD3: Solving cases, problems, etc. posed by the teacher individually or in groups.

MD4: Briefing and discussion in class, moderated by the teacher, of matters related to the content of the subject, as well as practical cases.

MD5: Preparation of individual or group papers and briefings.

TUTORING: Students will have access to tutorials with the person responsible for coordinating the subject. With the tutoring it is intended to organize the teaching and learning processes that are based on the interaction between the student and the teacher in order to: (i) Guide the autonomous and group work of the students (ii) Deepen in different aspects of the subject (iii) Guide the academic and comprehensive training of the student. The tutorials will take place at the time and under the conditions determined by the teacher in Aula Global.

ASSESSMENT SYSTEM

% end-of-term-examination/test:	40
% of continuous assessment (assignments, laboratory, practicals...):	60

EVALUATION SYSTEMS BY MATTER

- SE1 Participation and engagement in class
- SE2 Individual or group Works done during the course
- SE3 Final exam

Evaluation systems	Minimum weigh (%)	Maximum weigh (%)
SE1	20%	30%
SE2	40%	50%
SE3	20%	40%

The Master in International Advocacy is an on-site taught master's degree. Therefore, students are required to attend all the theoretical and practical classes that the master has programmed. A student may only be absent for no reason from a maximum of 15 per cent of the classroom hours (i.e. not the sessions or days) in each subject. In case of excused absences, the total maximum will be 25%. If the student hold an absence greater than those indicated, a "0" will be computed on the continuous evaluation rating. Likewise, the absences lower than those percentages may be taken into account when it comes to modulate downward the qualification of the continuous evaluation, especially if it includes a participation note.

In the extraordinary call the weight will be: Final examination: 60% and continuous evaluation: 40%.

BASIC BIBLIOGRAPHY

- AHERN The Rome II Regulation on the Law Applicable to Non-Contractual Obligations: A New International Litigation Regime, Martinus Nijhoff Publishers, 2019
- GAILHOFER et al. (eds.) Corporate Liability for Transboundary Environmental Harm: An International and Transnational Perspective, Springer, 2023
- GIMPEL-HINTEREGGER Environmental liability and ecological damage in European law, Cambridge University Press, 2008
- GRUNER Corporate Criminal Liability and Prevention, Law Journal Press, 2017
- MACCHI Business, Human Rights and the Environment: The Evolving Agenda, Springer, 2022
- PIETH & IVORY Corporate Criminal Liability. Emergence, Convergence, and Risk, Springer, 2011

ADDITIONAL BIBLIOGRAPHY

- GOBERT & PASCAL European Developments in Corporate Criminal Liability, Routledge, 2011
- MAGNUS (ed.) Brussels Ibis Regulation: Commentary, Otto Schmidt, 2016
- SJAFJELL & BRUNER The Cambridge Handbook of Corporate Law, Corporate Governance and Sustainability, Cambridge, 2019
- TECHERA et al. (eds.) Routledge Handbook of International Environmental Law, Routledge, 2021
- WILDERSPIN European Private International Law of Obligations, Sweet & Maxwell, 2023

