

Academic Year: (2024 / 2025)

Review date: 28-05-2024

Department assigned to the subject: Private Law Department

Coordinating teacher: RAMOS MUÑOZ, DAVID

Type: Electives ECTS Credits : 3.0

Year : 1 Semester : 2

DESCRIPTION OF CONTENTS: PROGRAMME

Cross-border financial contracts and transactions

1.- General aspects of financial transactions

- a) The constraints of financial institutions.
- b) The credit agreement: debt covenants
- c) Security interests. Security over real estate and movable property, and over funds. The security package in a credit contract.
- d) International security interests.

2.- Syndicated loans

- a) Contract documentation. Major issues and clauses, dispute resolution and applicable law.
- b) The role of the agent bank.
- c) Inter-creditor agreements

3.- Acquisition finance

- a) Contract documentation. Major issues and clauses, dispute resolution and applicable law.
- b) Corporate matters.
- c) Taxation in acquisition finance.

4.- Asset-based finance

- a) Leases and purchases: contract documentation and enforcement mechanisms.
- b) International security interests. The Cape Town Convention and its protocols.
- c) Tax considerations.

5.- Project Finance

- a) Contract documentation. Major issues and clauses, dispute resolution and applicable law.
- b) Project considerations (I): cash flows and security package.
- c) Project considerations (II): execution risks, public contracts, environmental and operational aspects and their relevance in the transaction's documentation.

6.- Securitization

- a) Contract documentation. Major issues and distribution of risks.
- b) The asset pool.
- c) Regulatory and tax considerations.

LEARNING ACTIVITIES AND METHODOLOGY

TEACHING ACTIVITIES BY MATTER

AF1	Lecture
AF2	Practice/Case
AF3	Lecture-plus-practice
AF6	Group work
AF7	Students' individual work

TEACHING METHODOLOGIES BY MATTER

MD1: Lecture in class by the professor aided by computer and audiovisual tools, in which the course's main concepts will be developed, and the main literature will be provided.

MD2: Critical reading of the texts recommended by the course's professor: press articles, reports, manuals and/or academic articles, for their discussion in class, or to expand and consolidate the lessons of the course.

MD3: Resolution of cases, problems, etc, provided by the professor, individually or in group.

MD4: Exposition and discussion in class, moderated by the professor, on topics regarding the contents of the course, as well as practical cases.

MD5: Making of Works and reports individually or in group.

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:	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
SE4	Presentation and public discussion of End of Studies Project

Evaluation systems	Minimum weigh (%)	Maximum weigh (%)
SE1	20%	30%
SE2	40%	60%
SE3	20%	40%

The master in International advocacy is a master's degree that is taught in person. 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

- Marco Lamandini David Ramos Muñoz EU Financial Law, CEDAM Kluwer, 2016

