



UNIVERSIDAD CARLOS III DE MADRID

SUBJECT: PUBLIC INTERNATIONAL LAW.

Professor: Dr Carlos R. Fernández Liesa

Catedrático de Derecho internacional público y relaciones internacionales.

PROGRAM.

Topic 1. International society and International law. 1. Basic elements of International law. 2. Basic elements of International society. 3. The heterogeneity of International society (political, economic and cultural) and the evolution of International law.

Topic 2. Historical evolution of International law. 1. International law as an historical phenomenon. 2. The transition from classical international law to contemporary. 3 International society universalization 4. Humanization of the International law.

Topic 3. Fundamental Principles of International law. 1. Notion, theories, and functions of International law. 2. Fundamental principles and features of International law. 3. Fundamental principles of classical international law. 4. Fundamental principles of contemporary international law

Topic. 4. Subjects (I). 1. International legal personality. 2. State organs, diplomatic relations and International law. 3 State elements. Creation, recognition and extinction. 4. Inmunities. Spanish law.

Topic 5. Subjects (II). 1. International organizations. 2. Individuals. 3. Transnational corporations. 4. The right of all peoples to self-determination. 5. Special cases.

Topic. 6. Sources (I). 1. Ius cogens and Ius dispositivum. 2. Custom: Main elements. 3. Acts of International organizations. 4. Acts of the State in IL 5. General principles of Law. 6. Other sources

Topic 7. Sources (II) Treaties: Notion and basic legal features. 2. The Vienna convention rules (1969). The Spanish regime. 3. Main elements and celebration phases. 4. Other Sources.

Topic 8. The application (I). 1. Spontaneous application and control mechanisms. 2. International State responsibility. 3. Individual responsibility in International law.

Topic 9. The application (II) 1. Diplomatic protection. 2. Enforcement application. 3. International law and municipal law. Main theories and Spanish law.

Topic. 10. International law and the use of force 1. From the just war to the United Nations. 2. The United Nations charter and the use of force. 3. Humanitarian intervention. The responsibility to protect. 4. Origin and evolution of International humanitarian law. 5 The protection of victims. Weapons limitations. Others questions.

Topic 11. Peaceful disputes settlement in International law. 1. Diplomatic methods of dispute settlement. Main rules 2. The international Court of Justice. 3. The proliferation of International Tribunals.

Topic. 12. State jurisdiction titles. 1. Territorial jurisdiction. Concept of territorial sovereignty. The acquisition and title to territory. 2. Spaces under national jurisdiction. 3. Territorial conflicts and International law. 4 Personal jurisdiction: nationality; foreigners; others status. 5. Universal jurisdiction titles. Spanish evolution.

Topic 13. Global public goods in International law (I). 1. International spaces (High seas; international water courses). 2. International Straits. 3. Polar spaces. 4. Spaces world of humankind

Topic 14. Global public goods in international law (II): 1. The protection of environment. 2. The Sustainable development goals and development cooperation. 3. The international law of culture

Bibliography.

Shaw, M., *International law*, 2014 (ed), Cambridge University Press, 965 pp,