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MINISTRY OF SCIENCE AND HIGHER EDUCATION OF THE RUSSIAN FEDERATION

Ural State University of Economics

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Approved

The Commission on Educational and  
Methodological Issues and the Quality of  
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Chairman

Karkh D.A.

(signature)

#### MODULE PROGRAMME

Module title	International contacts and organizations in the international business
Field of study	38.04.02 MANAGEMENT
Profile	International Business (in English)
Mode of study	Full time
Enrollment year	2022
Developed by:	
Associate Professor, Doctor of Legal Sci. Savoskin A.V.	

Yekaterinburg  
2022



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## INTRODUCTION

The program of the subject is a part of the main professional educational program of higher education - the master's degree program developed in accordance with the Federal State Educational Standard of Higher Education

FSES of HE	Federal State educational standard of higher education - Master's degree in the field of training 38.04.02 Management (Order of the Ministry of Education and Science of the Russian Federation No. 952 dated 12.08.2020)
ИIC	

### 1. THE PURPOSE OF MASTERING THE SUBJECT

The purpose of studying the subject "International contacts and organizations in international business" is to master the knowledge of the forms and methods of external (foreign) relations and international organizations involved in international business, including those promoting international trade.

### 2. THE PLACE OF SUBJECT IN THE STRUCTURE OF THE OPOP

The subject belongs to a variable part of the curriculum.

### 3. THE SCOPE OF THE SUBJECT

Interim assessment	hours					credits
	Total in semester	Contact work (classes.)			Self-preparation work including preparation of control and course papers	
		Total	Lectures	Practical classes, including course projecting		
Semester 3						
Exam	144	24	8	16	93	4

#### 4. LEARNING OUTCOMES

As a result of mastering the Programme, the graduate should have the competencies established in accordance with the Federal State Educational Standard of Higher Education.

The cipher and the name of the competence	Indicators of competence achievement (IC)
UC-5 Able to analyze and take into account the diversity of cultures in the process of intercultural interaction	IC-1.UC-5 To know: the basics of social interaction aimed at solving professional tasks; mechanisms of intercultural interaction in a society
	IC-2.UC-5 To be able to: present professional information in the process of intercultural interaction; analyze the features of social interaction taking into account national, ethno-cultural characteristics
	IC-3.UC-5 Have practical experience in organizing interaction in a professional environment taking into account national and ethno-cultural characteristics; skills of intercultural interaction taking into account the diversity of cultures

Professional competencies (PC)

The cipher and the name of the competence	Indicators of competence achievement
organizational and managerial	
<p>PC-1 Preparation and execution of foreign economic transactions</p>	<p>IC-1.PC-1 To know:</p> <ul style="list-style-type: none"> <li>Regulatory legal acts regulating foreign economic activity</li> <li>International agreements in the field of standards and product requirements</li> <li>Regulatory legal acts regulating state support of foreign economic activity</li> <li>Types, forms and instruments of state support for foreign economic activity</li> <li>Rules for registration of documentation on a foreign trade contract</li> <li>The order of document flow in the organization</li> <li>Terms of the foreign trade contract</li> <li>Marketing and pricing features</li> <li>Ethics of business communication and rules of negotiation</li> <li>English (threshold advanced level B2)</li> <li>Fundamentals of economic theory</li> <li>Fundamentals of labor legislation of the Russian Federation</li> <li>Rules of administrative document management</li> <li>The procedure for drawing up the established reporting</li> <li>Fire safety rules</li> <li>Labor protection requirements</li> </ul> <hr/> <p>IC-2.PC-1 Be able to:</p> <ul style="list-style-type: none"> <li>use computing, copying, auxiliary equipment and various types of telecommunications</li> <li>formulate and distribute tasks among the employees of the department in the organization</li> <li>communicate with potential partners using modern means of communication</li> <li>conduct business correspondence with foreign</li> <li>evaluate the effectiveness and compliance of the documentation of commercial proposals, requests of participants in foreign economic activity</li> <li>identify the interests of potential partners to form individual proposals</li> <li>generalize and systematize the requirements of the legislation of the Russian Federation and the requirements of international agreements and contracts for foreign economic activity</li> <li>summarize and systematize information about the activities of the organization</li> </ul>

<p>PC-1 Preparation and execution of foreign economic transactions</p>	<p>IC-3.PC-1 Have practical experience:</p> <p>Planning and setting tasks for employees of a division in the organization</p> <p>Obtaining and analyzing information on the implementation of foreign trade contracts</p> <p>Ensuring internal interaction between the relevant specialists of the organization on the terms of cooperation with potential partners for the conclusion and (or) conduct of a foreign trade contract</p> <p>Determining the circle of participants in the implementation of a foreign trade contract</p> <p>Interaction with the relevant specialists of the organization and third-party organizations in order to verify the reliability of potential partners for the conclusion of a foreign trade contract</p> <p>Processing of the received data, information and documents about potential partners for the conclusion of a foreign trade contract</p> <p>Conducting a final analysis of the proposals of potential partners on the terms of cooperation for the conclusion of a foreign trade contract</p> <p>Selection of potential partners for the conclusion of a foreign trade contract</p> <p>Ensuring the approval of the draft foreign trade contract in the organization and with the counterparty</p> <p>Ensuring the procedure for signing a foreign trade contract with a counterparty</p> <p>Monitoring changes in the requirements of the legislation of the Russian Federation for foreign economic activity and changes in the requirements of international agreements and contracts</p> <p>Compiling a list and monitoring changes in measures of state support for foreign economic activity</p>
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### 5. THEMATIC PLAN

Topic	hours	Title of the topic	Total hours	Contact work (classes.)			Self-preparation work	Control of self-preparation work
				Lectures	Laboratory classes	Practical classes		
				Semester 3		117		
Topic 1.		Basic concepts and sources of the legal institute of International contacts and organizations in the international business	13	1		2	10	
Topic 2.		Legal status of the diplomatic mission and its personnel	13	1		2	10	
Topic 3.		Legal status of consular offices and its personnel	21	1		2	18	
Topic 4.		Legal status of trade representative offices and special missions	11	1		2	8	
Topic 5.		Legal status of international intergovernmental and non-governmental organizations in international business	15	1		2	12	

Topic 6.	The status of a foreign partner and its regulation	15	1		2	12	
Topic 7.	International relations of the subjects of the Russian Federation	16	1		2	13	
Topic 8.	Contractual relations in international law	13	1		2	10	

## 6. FORMS OF CURRENT CONTROL AND INTERIM ASSESSMENT ASSESSMENT SCALES

Section/Topic	Type of assessment tool	Description of the assessment tool	assessment criteria
Current control (Appendix 4)			
Topics 1-8	Report (Appendix 4)	Topics of reports, messages.	50 scores
Topics 1-8	Classroom control work (Appendix 4)	A set of control tasks by variants	20 scores
Topics 1-8	Test (Appendix 4)	The bank of test tasks	30 scores
Interim assessment (Appendix 5)			
3 semester (Exam)	Exam ticket (Appendix 5)	The ticket consists of two theoretical questions and one practice-oriented task	100 scores

### DESCRIPTION OF THE ASSESSMENT SCALES

The indicator of the assessment of the development of OPOP is formed on the basis of combining the current and interim assessment of the student.

The rating indicator for each discipline is expressed as a percentage, which shows the level of preparation of the student.

Current assessment. A 100-point grading system is used. The evaluation of the student's work during the semester is carried out by the teacher in accordance with the system of evaluation of academic achievements developed by him in the process of studying in this discipline.

In the programs of disciplines and practices, the types of current certification, the planned results of control measures and criteria for evaluating academic achievements are fixed.

During the semester, the teacher conducts at least 3 control measures to assess the student's activity. If attendance of classes in a discipline is included in the rating, then this indicator is no more than 20% of the maximum number of points in the discipline.

Interim assessment. A 5-point grading system is used. The evaluation of the student's work at the end of the discipline (part of the discipline) is carried out by the teacher in accordance with the system developed by him for evaluating the student's achievements in the process of studying in this discipline. Intermediate certification is also carried out at the end of the formation of competencies.

The procedure for transferring the rating provided for by the assessment system, by discipline, to a five-point system.

High level - 100% - 70% - excellent, good.

The average level is 69% - 50% - satisfactory.



Evaluation indicator	According to the 5-point system	Characteristic of the indicator
100% - 85%	excellent	they have full theoretical knowledge, understand, independently know how to apply, investigate, identify, analyze, systematize, categorize, calculate indicators, classify, develop models, algorithmize, manage, organize, plan research processes, evaluate results at a high level
84% - 70%	good	they have full theoretical knowledge, understand, independently know how to apply, investigate, identify, analyze, systematize, categorize, calculate indicators, classify, develop models, algorithmize, manage, organize, plan research processes, evaluate results  There may be shortcomings corrected by the student independently in the process of work (response, etc.)
69% - 50%	satisfactory	they have general theoretical knowledge, can apply, investigate, identify, analyze, systematize, categorize, calculate indicators, classify, develop models, algorithmize, manage, organize, plan research processes, evaluate results at the average level  Mistakes are made that the student finds it difficult to correct on their own.
49 % and lower	unsatisfactory	they have an incomplete amount of general theoretical knowledge, do not know how to independently apply, investigate, identify, analyze, systematize, categorize, calculate indicators, classify, develop models, algorithmize, manage, organize, plan research processes, evaluate results. Skills and abilities for solving professional tasks are not formed.
100% - 50%	credit	the characteristic of the indicator corresponds to "excellent", "good", "satisfactory"
49 % and lower	not credit	the characteristic of the indicator corresponds to "unsatisfactory"

## 7. CONTENT OF THE SUBJECT

### 7.1. Content of the lectures

. Topic 1. Basic concepts and sources of the legal institute of International contacts and organizations in international business

Basic concepts and sources of the legal institute of international contacts and organizations in international business.

A brief historical overview of the formation and development of the legal institute of international contacts and organizations in international

Analysis of the system of diplomatic law. Analysis of the system of consular law. Definition of the subject of legal regulation of the Institute of International Contacts and Organizations in international business. Vienna Convention on Diplomatic Relations of 1961; bilateral conventions and agreements between States on the establishment of diplomatic relations. National legislation on the legal status and procedure for the activities of foreign relations bodies. The concept of state bodies of external relations. Domestic and foreign bodies of external relations. The system of state bodies of foreign relations of the Russian Federation. The Head of State and his main functions in the sphere of foreign policy and international relations; the Federation Council and the State Duma of the Federal Assembly of the Russian Federation, and their constitutional powers; Government and foreign relations bodies. Their role in the development, adoption and implementation of the foreign policy course. The place and role of the Russian Foreign Ministry in the system of state bodies of foreign relations. Tasks, goals and structure of the Ministry of Foreign Affairs. Regulations on the Ministry of Foreign Affairs of the Russian Federation. The coordinating role of the Russian Foreign Ministry in carrying out the unified foreign policy line of the Russian Federation. Relations of the Ministry of Foreign Affairs of Russia with the subjects of the Federation, Parliament and socio-political organizations.

The role of the Ministry of Foreign Affairs in the accumulation and analysis of international information and the development of foreign policy initiatives.

Topic 2. Legal status of the diplomatic mission and its staff. The legal status of the diplomatic mission and its staff. The role and place of diplomatic law in the system of international law. The ratio of diplomatic and consular law. Agreements on visa issues. Legal aid agreements. Acts of international organizations on diplomatic issues. Domestic legislation of States. The procedure for establishing diplomatic relations between States and the opening of diplomatic institutions. Classes of diplomatic institutions and their features. Classes of heads of diplomatic institutions. The numerical composition of the diplomatic institution. The procedure for appointing the head of a diplomatic institution. Employees of a diplomatic institution. The role of the diplomatic corps. The concept and general characteristics of diplomatic functions. Similarities and differences in the functions of diplomatic missions and consular posts.

Their general orientation is to promote the development of friendly relations, trade, economic, cultural and scientific ties between states. Diplomatic protocol and diplomatic correspondence. Definition of the concepts of "diplomatic protocol" and "diplomatic etiquette", "diplomatic ceremonial". The principle of international courtesy as the basis for the rules of diplomatic protocol. Taking into account national peculiarities, traditions, customs and conventions in the diplomatic protocol and the transformation of this component in the process of globalization. Diplomatic protocol in the Russian Federation. The Department of State Protocol of the Ministry of Foreign Affairs of the Russian Federation, its functional units and their tasks. Protocol services of the President and Government of the Russian Federation. Diplomatic language. Diplomatic correspondence –correspondence) - history and modernity. Types of documents of diplomatic correspondence. Verbal notes. Personal notes. Circular notes. Memos. Memoranda. Other documents. Rules of diplomatic correspondence.

### Topic 3. Legal status of consular posts and its personnel

The legal status of the consular posts and its personnel. The role and place of consular law in the system of international law. The ratio of diplomatic and consular law. Vienna Convention on Consular Relations of 1963; regional consular conventions; bilateral consular conventions. Agreements on visa issues. Legal aid agreements. Acts of international organizations on consular issues. Domestic legislation of States. The procedure for establishing consular relations between States and the opening of a consular institution. Classes of consular institutions (Consulate General, consulate, vice-consulate, consular agency) and their features. Classes of heads of consular posts. The concept of a consular district. The numerical composition of the consular post. The procedure for appointing the head of the consular post. Consular patent and exequatura. Employees of the consular institution: consular officials, consular employees (administrative and technical staff) and service personnel. The role of the consular corps. The concept and general characteristics of consular functions. Similarities and differences in the functions of diplomatic missions and consular offices. Their general orientation is to promote the development of friendly relations, trade, economic, cultural and scientific ties between states. Their main task is to protect the interests of the represented State, its citizens and legal entities in the host State

### Topic 4. Legal status of trade missions and special missions

#### Legal status of special missions

Definition of a special mission and its place and role in the system of external relations bodies. Brief description of the Convention on Special Missions of 1969 Types of special missions. The procedure for sending a special mission, its composition and functions. The grounds for sending one special mission to two or more States and vice versa. Scope of privileges and immunities of special missions and their members. The beginning and end of the special mission functions.

### Topic 5. Legal status of international intergovernmental and non-governmental organizations in international business

Regulation of the status and activities of organizations and bodies of an interstate (intergovernmental) nature. Constituent acts. Agreements between organizations and Governments of States. Types of international organizations. Worldwide (universal) organizations. Other organizations, including regional ones. Organizations of general competence and special competence, primarily UN specialized agencies. Independent international bodies. The legal nature of an international organization. Derivative and functional legal personality. Signs of an international intergovernmental organization. Internal law of international organizations. Privileges and immunities of intergovernmental organizations and their officials. The legal status of the permanent representation of a State to an international organization. The legal status of the permanent representation of States to international organizations. The procedure for appointing the head of the permanent mission and the staff of the mission. The functions of the permanent mission and their features. Vienna Convention on the Representation of States in Their Relations with International Organizations of a Universal Nature, 1975. Immunities and privileges of the Permanent Representation of States to International Organizations: inviolability of premises, inviolability of archives and documents, fiscal exemptions and customs privileges, freedom of communication. The right to use the flag and coat of arms of the represented State. Comparative legal analysis of the legal status of the staff of the permanent mission and diplomatic agents. Factors determining the features of the protocol in international organizations. Protocol practice and protocol service of an international organization on the example of the UN. Functions of the UN Protocol Service. Diplomatic protocol for the admission of new members to the UN. Protocol seniority in an international organization. Persons who are subject to the procedure for determining protocol seniority in the UN. Peculiarities of the procedure for determining seniority in the UN Security Council. Features of the protocol for organizing and conducting receptions and visits within the framework of an international organization. UN Flag Protocol. Features of diplomatic correspondence in an international organization.

#### Topic 6. The status of a foreign partner and its regulation

The concept of "foreign citizen". Types of legal regimes provided by States to foreign citizens. Features of visa regulation practices in the Russian Federation. Peculiarities of regulating the movement of foreign citizens in the country. International legal norms regulating the situation and legal responsibility of foreign citizens. Problems of regulating the status of foreign citizens in the Russian Federation. The rights of foreign citizens and citizens of the Russian Federation. Regulation of the labor activity of foreign citizens. The legal status of foreign citizens in the field of criminal justice. The concept of primary qualification. Secondary qualification. Theories of overcoming the conflict of qualifications. Determination of secondary qualification by the law of the court (*lex fori*). Its negative traits.

Definition of secondary qualification according to the rule of law to which the conflict of laws norm (*lex causae*) refers. Disadvantages of this theory. E. Rabel's theory of autonomous qualification, its positive features and scope of application. Features of the legal status of refugees and internally displaced persons. The legal status of stateless persons.

#### Topic 7. International relations of the subjects of the Russian Federation

The concept of international and foreign economic relations. The concept of foreign economic activity. Principles of foreign economic activity. Methods of regulation of foreign economic activity and problems of ensuring economic security. Factors of influence on international and foreign economic relations of the subjects of the Russian Federation. The legal basis for the implementation of international and foreign economic relations of the subjects of the Russian Federation. The international legal aspect of the participation of regions in foreign economic activity. The international legal aspect of the participation of the subjects of the Russian Federation in foreign economic activity. International legal bases of regulation of foreign economic activity.

WTO law. The law of the EAEU. The Customs Union. European Framework Convention on Cross-Border Cooperation of Territorial Communities and Authorities ETS No. 106 (Madrid, May 21, 1980). International treaties and their role in the implementation of foreign economic relations of the subjects of the Russian Federation. International agreement and agreement of a subject in the field of foreign economic activity: differences and features.

Constitutional foundations of international and foreign economic relations of the subjects of the Russian Federation. The constitutional model of the distribution of subjects of competence and powers between federal bodies and state authorities of the subjects of the Russian Federation. Foreign experience in the distribution of subjects of competence and powers in the field of international activity of subjects of federal states.

Federal laws and other regulatory legal acts in the regulation of foreign economic activity of the subjects of the Russian Federation. Federal Law No. 4-FZ of January 4, 1999 "On the Coordination of International and Foreign Economic Relations of the Subjects of the Russian Federation" and its role in determining the boundaries of foreign economic relations of the Subjects of the Russian Federation. Legal regulation in the sphere of foreign economic relations carried out by the subjects of the Russian Federation. The current state and prospects for the development of legal regulation in the field of foreign economic relations. Gaps and conflicts in the field of legal regulation.

#### Topic 8. Contractual relations in international law

The place of institutions of transaction and contract in international law. Sources of legal regulation of transactions and contracts in the international law of Russia and foreign countries. International treaties of Russia and foreign states as a source of legal regulation of transactions and contracts in international law. Regulation of transactions and contracts within the Commonwealth of Independent States. The concept and subjects of foreign economic activity. Legal regulation of foreign economic activity. State regulation of foreign economic activity: objectives, principles and methods of regulation.

International legal regulation of foreign economic transactions.

Universal international conventions. The UN Convention on Contracts for the International Sale of Goods of 1980. Convention on the Law Applicable to Contracts for the International Sale of Goods of 1986, etc.

Non-legal means of regulating International trade relations.

International rules for the Interpretation of Trade Terms. International trade customs and customs. Standard contracts. General terms of delivery. Principles of international commercial contracts.

Non-legal means of regulating International trade relations.

International rules for the Interpretation of Trade Terms. International trade customs and customs. Standard contracts. General terms of delivery. Principles of international commercial contracts.

International commercial contracts. The contract for the international sale of goods: the concept, form, content and structure of the contract, the procedure for concluding, the main terms of the contract. Contracts of contract, factoring, leasing, consortium, exclusive sale of goods, etc. Concession and other agreements. Liability for breaches of obligations in private international law. Limitation period. Remedies in case of violation .

#### 7.2 Content of practical and laboratory classes

##### Topic 1. Basic concepts and sources of the legal institute of International contacts and organizations in international business

Basic concepts and sources of the legal institute of international contacts and organizations in international business.

Identification of contract and custom features. Features of the codification of diplomatic and consular law in modern international law. Development of a convention on diplomatic mail and diplomatic couriers in the UN International Law Commission. The procedure for establishing external relations and the establishment of a representative office in a historical context.

Questions for discussion:

1. The place and role of the legal institute of international contacts and organizations in international business in the system of international law?
2. The subject and system of the Legal Institute of International Contacts and Organizations in International Business?
3. Sources of the Legal Institute of International Contacts and Organizations in International Business?
4. Give a brief description of the Vienna Convention on Diplomatic Relations of 1961. What is its significance for the development of diplomatic relations?
5. Give a brief description of the 1963 Vienna Convention on Consular Relations. What is its significance for the development of external contacts and business?
5. Classification of external relations bodies?
6. List domestic and foreign external relations bodies and the scope of their functions?

## Topic 2. Legal status of the diplomatic mission and its staff

### Legal status of the diplomatic mission and its staff

General characteristics of the functions of the diplomatic mission under the Vienna Convention on Diplomatic Relations of 1961. Structure and composition of the diplomatic representation of the institution. Scope of functions of the consular department of the diplomatic mission. The tendency to expand diplomatic functions on a reciprocal basis.

#### Questions for discussion:

1 The procedure for establishing a diplomatic mission?

2 Types of diplomatic missions and their features?

3 The procedure for appointing the head of the diplomatic mission?

4 The request of the agreman and the right of the receiving party to refuse to issue the agreman?

5 Classes of heads of diplomatic missions and the procedure for their accreditation depending on the class?

6 Categories of employees of the diplomatic mission?

7 The composition of the diplomatic mission?

8 Consular Department and its functions?

9 Military attache and his functions?

10 Grounds and procedure for termination of diplomatic relations?

11 How is the protection of the rights and interests of citizens of the represented state in local authorities?

12 Disclose the content of legal assistance and information and consulting services provided to citizens and legal entities of the represented state.

## Topic 3. Legal status of consular institutions and its staff

Scope of functions of honorary (non-staff) consuls under the Vienna Convention on Consular Relations of 1963. National legal regulation of the legal status of honorary (non-staff) consuls under the legislation of the Russian Federation. The concept and general characteristics of consular functions. Similarities and differences in the functions of diplomatic missions and consular offices. Their general orientation is to promote the development of friendly relations, trade, economic, cultural and scientific ties between states. Their main task is to protect the interests of the represented State, its citizens and legal entities in the host State.

## Topic 4. Legal status of trade missions and special missions

### Legal status of special missions

The legal status of the delegation, the composition of the delegation, the immunities and privileges of the delegation. The Vienna Convention on the Representation of States in Their Relations with International Organizations of a Universal Nature of 1975 on Delegations to Bodies of International Organizations and at International Conferences. The legal status of observers in the bodies of international organizations and at international conferences. Their immunities and privileges. Vienna Convention of 1975 on Observers in Bodies and Conferences.

#### Questions for discussion:

The main objectives and the procedure for sending special missions?

Composition and functions of the special mission?

The seniority of the heads of the special mission?

The reasons for sending one special mission to two or more States and vice versa? The time period of the activities of special missions?

The legal status of the State delegation at conferences and sessions of international organizations?

Theme 5. Legal status of international intergovernmental and non-governmental organizations in international business

Legal status of the permanent representation of a State to an international organization

The legal status of international organizations on the territory of States. Headquarters of international organizations. Representation of international organizations in States, their features. Regulation of the legal status of representative offices in agreements with States. The concept of permanent representation of the state at international organizations, its features. Types of representation: permanent representation and permanent observer mission. Establishment of permanent missions. Appointment of the head of the representative office. Multiple accreditation. Functions of the permanent mission. The numerical composition of the representative office. Appointment of the representative office staff. The principle of freedom of appointment of permanent mission staff by the sending State. Features of legal relations between the host State and the permanent mission. Permanent observer missions, their composition, functions, status.

Questions for discussion:

1. The legal status of permanent missions of States to international organizations?
2. Features of the relationship between the represented State, the international organization and the host State?
3. The legal status of officials and employees of the permanent mission of States to international organizations?
4. What is the practice of the permanent missions of the Russian Federation to the UN and other international organizations? Permanent Observer missions of the Russian Federation to the OAS, the Arab League and other organizations?

In accordance with the UN Charter, the UN General Assembly is authorized to:

discuss any issues or matters within the Charter;

make recommendations to the UN members or the Security Council on any such issues or cases;

consider the general principles of cooperation in the maintenance of international peace and security;

To draw the attention of the Security Council to situations that could threaten international peace and security;

Recommend measures for the peaceful settlement of any situation, regardless of its origin, which, in the opinion of the Assembly, could disrupt the general well-being or friendly relations between States.

What are the legal consequences of the relevant actions of the UN General Assembly in each of these cases?

3. Read the following provisions of the UN Charter:

Article 2

In order to achieve the Objectives set out in Article 1, the Organization and its Members shall act in accordance with the following Principles:

1. The Organization is based on the principle of sovereign equality of all its Members;
4. All Members of the United Nations shall refrain in their international relations from the threat or use of force against the territorial integrity or political independence of any State, or in any other manner inconsistent with the Purposes of the United Nations.;

Article 39

The Security Council determines the existence of any threat to the peace, any breach of the peace or act of aggression and makes recommendations or decides on what measures should be taken...

Based on these provisions of the UN Charter, answer the question: does the situation in Somalia in 1992 pose a threat to peace? Here is how Fr. Pelisser describes these events: "In December 1992, when the media tried to arouse compassion around the world by drawing attention to the famine in Somalia and the inability to provide humanitarian aid to those in need due to clashes between armed groups, the Security Council in resolution No. 794 decided to authorize a massive military intervention with the participation of American troops to ensure the delivery of humanitarian aid to the population of Somalia. Before that, the Secretary-General sent a letter to the Security Council in which he described the situation as a threat to peace."

Can it be described as a threat to international peace and security:  
a coup d'etat and the coming to power of a militaristic government;  
the civil war;  
promotion of international terrorism (refusal to extradite criminals);  
general mobilization;  
a high level of crime, including international, in any state;  
non-compliance with the recommendations of the UN Security Council on the settlement of an international dispute?

4. Can the CIS be considered: a regional international organization; an international organization of general competence; an international organization with a high degree of integration of member States; an effective international organization; a supranational international organization? Back up the answer with references to the CIS Charter.

5. State A, a member of the CIS, has announced its intention to withdraw from this organization. Is it possible, despite the fact that the 1993 CIS Charter does not contain any special provisions concerning withdrawal from this international organization?

6. In accordance with Article 1 of the Statute of the Council of Europe of 1949 "the aim of the Council of Europe is to achieve greater unity among its members in order to protect and implement the ideals and principles that are their common heritage, and to promote their economic and social progress." What, in your opinion, is the vagueness of the text of Article 1 of the Charter of the Council of Europe connected with? What regulatory function do the provisions on the goals and objectives of international organizations contained in their charters?



## Topic 6. The status of a foreign partner and its regulation

Conflict of laws issues of international contacts. Legal regulation of foreign investments. Foreign investments in free economic zones. The legal regime of ownership of the Russian Federation and Russian organizations abroad. General provisions on an international transaction. The concept of a foreign economic transaction. Universal international conventions on foreign trade purchase and sale. Standard contracts. International Rules on the Unified Interpretation of Trade Terms (INCOTERMS-2000).

UNIDROIT Principles of "international commercial contracts". Principles of international trade: most favored nation, non-discrimination, national treatment, preferential treatment, reciprocity and retorsion.

\* Nationality and personal statute of the legal entity.

\* The problem of "international legal entities" in private international law.

\* Admission of foreign legal entities to economic activities.

\* Legal status of foreign legal entities in the Russian Federation. Security questions.

• What is the legal content of the category "personal statute" of a legal entity?

• What are the main doctrines of the definition of a personal statute?

\* What is the relationship between the concepts of "nationality" and "personal statute" of a legal entity?

• What is the problem of "international legal entities" in private international law?

• How is the admission of foreign legal entities to economic activities in different countries carried out?

• What are the features of the legal status of foreign legal entities in the Russian Federation?

• What are the sources of legal regulation of the position of legal entities in the private international law of Russia and foreign countries?

• Which international treaties of Russia and foreign states are the sources of legal regulation of the position of legal entities in private international law?

• How is the status of legal entities determined within the Commonwealth of Independent States?

• What is the meaning of the concession system of the state's attitude towards foreign legal entities?

• What is the scope of the personal statute of a legal entity? Is there a possibility of changing the personal statute of a legal entity?

• What is the principle of separate responsibility of the state legal entity of individuals and the Russian state?

• What is the meaning of the concept of "transnational corporation" in international law? What are the existing problems in international law related to transnational corporations?

• What are the conditions for foreign legal entities to conduct business in Russia?

• What are the organizational and legal forms of entrepreneurial activity of foreign legal entities in Russia?

What are the differences in the legal status of representative offices and branches of foreign legal entities in Russia?

• What legal forms of joint commercial activity exist in Russian law? What is the legal status of an enterprise with foreign investments in Russia?

• What are the features of the civil legal capacity of Russian legal entities abroad?

• What are the ways to protect the rights and interests of Russian legal entities abroad?

## Topic 7. International relations of the subjects of the Russian Federation

The main areas of cooperation between Russian regions. Agreements of the subjects of the Russian Federation in the field of foreign economic cooperation: nature, types. Features of foreign economic activity within the framework of cross-border cooperation. Euroregions and the participation of the subjects of the Russian Federation in them. Investment cooperation and participation in it of the subjects of the Russian Federation. The national regime of foreign economic activity. Preferential treatment. The most favored nation regime. The regime of cross-border trade. Free economic zones: concept and classification. Industrial free economic zones. Trade free economic zones. The customs regime of the free customs zone.

## Topic 8. Contractual relations in international law

- What types of contracts are most widespread in the field of international trade?
- \* What is the system of legal regulation of civil contractual relations of an international nature.
- What is the current practice, available in various States, of conflict of laws and substantive regulation of the contract for the international sale of goods?
- What are the content and features of the legal regulation of international financial leasing contracts?
- What are the content and features of the legal regulation of franchise agreements?
- What is the legal content of monetary obligations in international economic turnover?
- What are the main forms of calculations practiced?
- What are the main systems of legal regulation of promissory notes and check relations of an international nature?
- What are the most commonly used currency terms in foreign economic contracts and contracts?
- What are the main restrictions on the rights of foreign citizens and legal entities operating in the field and currency relations in the Russian Federation?
- What sources of legal regulation of transactions and contracts exist in the private international law of Russia and foreign countries?
- What are the features of international treaties of Russia and foreign states as sources of legal regulation of transactions and contracts in private international law?
- What are the specifics of regulating transactions and contracts within the Commonwealth of Independent States?
- What rules are established in the current legislation of Russia regarding the form and procedure for signing a foreign economic transaction?
- What law is subject to the form of transactions in private international law?
- What is the meaning of the criterion of "the closest connection"? What is the scope of the binding statute? What relations are excluded from regulation by the rule of law determined by virtue of this principle?
- How are the issues of transactions and contracts in international civil and commercial turnover related to the Internet?
- What are the universal international conventions on international sale and purchase?
- What are the features of the use of various "General Terms of Delivery" in international trade? What is the role of trade terms in international trade?
- What is "custom" in international trade? What is the legal content of the concept of "custom" of international trade?
- What is the ratio of business custom, trade custom and custom in private international law?

### 7.3. Content of the self-preparatory work

Topic 1. Basic concepts and sources of the legal institute of International contacts and organizations in international business

The concept of unification. The role of international bodies in the formation and development of international contacts (UNCITRAL, UNCTAD, UNIDROIT, The Hague Conference on Private International Law, etc.). Theories of "duality" and "transformation". Russian legal doctrine on the relationship between an international treaty and domestic law. Basic concepts and sources of the legal institute of international contacts and organizations in international business. Analyze Chapter 53 of the Labor Code of the Russian Federation No. 197-FZ dated 30.12.2001 and reveal the specifics of regulating the work of employees sent to work in diplomatic missions and consular offices of the Russian Federation. Distribute by legal force (from the largest to the smallest) the following sources of the law of external relations (justify the answer):

- Vienna Convention on Diplomatic Relations (concluded in Vienna on 04/18/1961);
- \* Federal Law No. 205-FZ of 27.07.2010 "On the Specifics of Passing the Federal State Civil Service in the System of the Ministry of Foreign Affairs of the Russian Federation";
- \* Decree of the President of the Russian Federation dated 31.12.2005 No. 1574 "On the Register of positions of the Federal State Civil Service";
- \* Decree of the Presidium of the Supreme Soviet of the USSR dated 23.05.1966 N 4961-VI "On approval of the Regulations on diplomatic and consular missions of foreign States on the Territory of the Union of Soviet Socialist Republics";
- \* The Constitution of the Russian Federation (adopted by popular vote on 12.12.1993 with amendments approved during the all-Russian vote on 01.07.2020).
- Resolution of the Government of the Sverdlovsk Region of November 9, 2016 No. 795-PP "On the Ministry of International and Foreign Economic Relations of the Sverdlovsk Region";
- \* Consular Agreement between the Russian Federation and the People's Republic of China (Ratified by Federal Law of the Russian Federation No. 31-FZ of March 11, 2003).

The United States, without explaining the reason, refused to issue a consular exequatur for the appointment of Mr. Ivanov as the Russian consul.

Topic 2. Legal status of the diplomatic mission and its staff

Legal status of the diplomatic mission and its staff

Legal status of the diplomatic mission and its staff

In which of the following cases is the jurisdiction of the receiving State excluded with respect to the actions of diplomatic officials enjoying immunity: 1) public disclosure of information about official relations; 2) non-payment of debt for service; 3) illegal import of drugs; 4) refusal of the consul to issue an entry visa; 5) damage caused by the consul as a result of an accident while traveling on official business; 6) causing death to a local citizen as a result of hooligan actions; 7) renting a building for the needs of the representative office; 8) abuse of power, embezzlement; 9) espionage.

Topic 3. Legal status of consular institutions and its staff

1. General characteristics of the consular representation. Vienna Convention of 1963 on Consular Relations, on the Tasks of Consular Representation.

2. Organization of the consular service. Consular offices in the departments of foreign Affairs. Foreign consular missions.

3. Categories of consuls. The procedure for the appointment and admission of consuls. Consular package and exequatura.

4. Consular District.

5. Functions of the consular representation. Protection of the interests of the represented State and its citizens, notary functions, protective and arbitration proceedings.

6. Privileges and immunities of consular missions.

7. Privileges and immunities of consular officers.

8. Duties of consular missions in relation to the host country.

9. The legal status of the Honorary Consul.

#### Topic 4. Legal status of trade missions and special missions

##### Legal status of special missions

By decree of the President of the Russian Federation Yu .Ushakov was appointed Ambassador Extraordinary and Plenipotentiary of the Russian Federation to the United States and Permanent Observer of the Russian Federation to the Organization of American States in Washington concurrently.

D. Cherkashin was appointed Ambassador Extraordinary and Plenipotentiary of the Russian Federation to the Swiss Confederation and the Principality of Liechtenstein concurrently.

What is the meaning and purpose of the institution of cumulation of a diplomatic mission?

In what cases is it allowed for a diplomatic employee to carry out a diplomatic mission on a part-time basis?

What are the specifics of the procedure for appointing a diplomat carrying out a part-time diplomatic mission?

What are the features of the legal status of the Ambassador Extraordinary and Plenipotentiary?

#### Topic 5. Legal status of international intergovernmental and non-governmental organizations in international business

##### Privileges and immunities of intergovernmental organizations and their officials

##### Legal status of the permanent representation of a State to an international organization

Study of basic and supplementary literature. Selection and analysis of regulatory legal acts on the topic.

Essay on the topic: "The difference between the permanent representation of a state to an international organization from an embassy, consulate and special mission".

#### Topic 6. The status of a foreign partner and its regulation

The concept and types of legal entities in private international law. International enterprises. Transnational companies (transnational financial and industrial groups).

Personal law of a legal entity. Problems of determining the "nationality" of legal entities in private international law. The theory of "control". Transnational corporations in private international law.

Foreign legal entities in the Russian Federation. Representative offices and branches of foreign companies, their responsibility.

The legal status of enterprises with foreign investments in the Russian Federation. Legal forms and procedure for the establishment of such enterprises. Constituent documents.

Participation of States in civil law relations with a foreign element.

Participation of the Russian Federation and its subjects in relations regulated by civil legislation.

Immunity of a foreign state and its types. Theories of "functional" and "absolute" immunity.

Legislation of the USA, England and other countries on immunity issues. The possibility of establishing exceptions to the principle of immunity in a contractual manner.

#### Topic 7. International relations of the subjects of the Russian Federation

The concept of coordination as a legal institution and method of public administration. The role of the Head of state in determining the fundamentals of the foreign economic policy of the Russian Federation. Powers of the President of the Russian Federation in the field of foreign economic activity. The powers of the Government of the Russian Federation in matters of coordination of international and foreign economic relations of the subjects of the Russian Federation. The role of the Ministry of Foreign Affairs of the Russian Federation as the main body coordinating foreign economic relations of the subjects of the Russian Federation. The Ministry of Economic Development of the Russian Federation as a federal executive authority, which is authorized to coordinate with the subjects of their draft agreements in the field of international and foreign economic relations. Agreements of the Ministry of Economic Development with the executive authorities of the subjects of the Russian Federation on cooperation in the foreign economic sphere: the procedure for conclusion and content. The powers of the Ministry of Justice of the Russian Federation to register agreements of the subjects of the Russian Federation on the implementation of international and foreign economic relations. The role of the Ministry of Industry and Trade of the Russian Federation in the coordination of foreign economic relations of the subjects of the Russian Federation. Topical issues of the coordination mechanism development. Practical aspects of the activities of federal government bodies for the coordination of foreign economic relations

## Topic 8. Contractual relations in international law

Non-tariff restrictions on exports and imports. Tariff regulation. International regulation of foreign economic activity.

International agreements. International organizations – the World Trade Organization, the International Monetary Fund (IMF), the European Union, etc. The concepts of "foreign economic transaction" and "transaction with a foreign element" in Russian law. Conflict of laws issues of foreign economic transactions. Institute of "autonomy of will". Other conflicting bindings. Features of legal regulation of foreign economic transactions in the law of the Russian Federation. The form and procedure for signing foreign economic transactions in the law of the Russian Federation. Mandatory provisions on foreign economic transactions in Russian legislation. International legal regulation of transport legal relations. Features of international legal regulation of transportation. The problem of the "duality" of the legal nature of international transport agreements. International agreements of Russia and foreign states on transport issues. International rail transportation. International road transport. International air transportation. International sea transportation.

Container transportation. International multimodal transport. The role and functions of Russian consuls in the field of protection of Russian carriers, passengers and cargo abroad.

### 7.3.1. Exemplary questions for self-preparation for the test / exam

Appendix 1

### 7.3.2. Practical tasks in the discipline for self-preparation for the test / exam

Appendix 2

### 7.3.3. List of course papers

Course paper is not provided

### 7.4. The student's electronic portfolio

materials are not placed

### 7.5. Methodological recommendations for the implementation of the control work

Control work is not provided

### 7.6 Methodological recommendations for the implementation of the course work

Not provided

## **8. ORGANIZATION OF EDUCATIONAL PROCESS FOR PERSONS WITH DISABILITIES**

### *According to the student's application*

In order to make the program accessible to people with disabilities, if necessary, the department provides the following conditions:

- a special procedure for mastering the discipline, taking into account the state of their health;
- electronic educational resources on the discipline in forms adapted to the limitations of their health;
- study of the discipline according to an individual curriculum (regardless of the form of study);
- e-learning and distance learning technologies that provide for the possibility of receiving and transmitting information in the forms available to them.
- access (remote access) to modern professional databases and information reference systems, the composition of which is determined by the RPD.

## 9. BIBLIOGRAPHY

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<http://lib.usue.ru/>

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2. Ястребова А. Ю., Анисимов И. О. Право внешних сношений [Online]: Учебник для вузов. - Москва: Юрайт, 2022. - 223 – Access: <https://urait.ru/bcode/496871>
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#### Additional Literature

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- 2) Сафронова Е.В., Абашева Е.А. Международное право. Практикум [Online]: Учебное пособие. - Москва: Издательский Центр РИО, 2020. - 312 – Access: <https://znanium.com/catalog/product/1061636>
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## **10. INFORMATION TECHNOLOGIES, INCLUDING LICENSED SOFTWARE AND INFORMATION REFERENCE SYSTEMS, ONLINE COURSES**

### **Licensed software:**

Microsoft Windows 10. Contract No. 52/223-PO/2020 dated 13.04.2020, Act No. Tr000523459 dated 14.10.2020. The licensed period is 30.09.2023.

Astra Linux Common Edition. Contract No. 1 dated June 13, 2018, act dated December 17, 2018. The license is valid for an unlimited period.

Microsoft Office 2016. Contract No. 52/223-PO/2020 dated 13.04.2020, Act No. Tr000523459 dated 14.10.2020 License validity period 30.09.2023.

### **Information reference systems, Internet resources:**

Garant legal reference system. Contract No. 58419 dated December 22, 2015. The license is valid for an unlimited period of time

Legal reference system Consultant +. Contract No. 163/223-U/2020 dated 12/14/2020. The license is valid until 31.12.2021

## **11. MATERIAL AND TECHNICAL BASE**

The implementation of the discipline is carried out using the material and technical base of USUE, which ensures the conduct of all types of training sessions and research and independent work of students:

Special rooms are classrooms for all types of classes, group and individual consultations, ongoing monitoring and intermediate certification:

The premises for independent work of students are equipped with computer equipment with the ability to connect to the Internet and provide access to the electronic information and educational environment of USUE.

All rooms are equipped with specialized furniture and equipped with multimedia equipment, special equipment (information and telecommunications, other computer), access to information retrieval, legal reference systems, electronic library systems, databases of current legislation, other information resources serving to present educational information to a large audience.

For conducting lecture-type classes, presentations and other educational and visual aids that provide thematic illustrations. .