

Syllabus



«Practice on preparation of international and national procedural documents»

Higher education degree - bachelor
Field of knowledge - 29 International relations
Specialty - 293 International Law
Educational and Professional Program - International Law

Study year – 4 Semestr – 7

Number of credits: 5, Language of study: english

Course leader

PhD, Associate professor, Associate professor at the Department of International Law and Migration Policy

Hanna Poperechna

Contact information h.stakhyra@wunu.edu.ua

Опис дисципліни

The purpose of the «Practice on preparation of international and national procedural documents» discipline is the formation of students of higher education in practical skills regarding the correct application of theoretical knowledge in the process of drafting draft procedural documents.

Upon completion of the study of the discipline "Practice on drafting international and national procedural documents", students must master and freely operate special legal terminology in the field of procedural law of different countries.

Course structure

hours (lec. / prac.)	Topic	Learning outcomes	Control measures
2/1	Topic Compilation procedural	1. Know the relationship of the discipline with civil and civil procedural law, economic and economic procedural law, other branches of law.	Tests, questions

	documents as an educational discipline, its tasks and legislative framework		
4/1	Topic 2. General requirements for drawing up procedural documents. Subjects of drafting procedural documents	Know the legal requirements regarding the form, language, name, structure, content, justification and objectivity of procedural documents. Subjects of drafting procedural documents and their classification. Procedural documents drawn up by parties to civil proceedings, the court and judges.	Cases
4/1	Topic 3. Drafting of contracts and their use in the civil process	Know the concept and content of the contract. Drawing up a contract. Annexes to the contract. Protocols of disagreements. Evidentiary value of the contract. Peculiarities of the use of the contract in the civil process.	Tests, questions
4/1	Topic 4. Procedural documents of legal proceedings.	Know the form and content of the statement of claim. Name of the claim. Determining the content and price of the claim regarding claims of a property nature, as well as the monetary equivalent of moral damage. Justification of claims. Attachments to the statement of claim. Technical preparation of the claim statement. Legal requirements for the form and content of a counterclaim statement and features of its preparation.	Cases
2/1	Topic 5. Procedural documents of appeal proceedings	Know the procedural documents drawn up by the parties to the civil process and their representatives: statement of appeal; appeal; objection to the appeal; the settlement agreement	Cases
2/1	Topic 6. Procedural documents of cassation proceedings	To know the justification of the incorrect application by the courts of the norms of substantive law or violation of the norms of procedural law. Objection to the cassation appeal. Decisions and rulings of the court of cassation. Peculiarities of preparing a cassation appeal for review of court decisions	Tests, questions

2/2	Topic 7. Drafting of complaints and applications for review of court decisions in connection with exceptional and newly discovered circumstances. Court decisions	Know the specifics of a complaint about a review of a court decision in connection with exceptional circumstances. The form and content of the application for review of the decision, the decision of the court order in connection with the newly discovered circumstances. Court decisions based on the results of reviewing cases in connection with exceptional and newly discovered circumstances.	Tests, questions
4/2	Topic 8. Organizational and procedural documents of the arbitration court	Know the provisions on the permanent arbitration court: development and writing. Arbitration court regulations: structure and content. Arbitration agreement.	Tests, questions
4/2	Topic 9. Procedural documents of arbitration cases	Know the form, structure and content of the claim statement. Determining the price of a property claim. Moral damage. Legal justification of claims. The evidence. Response to the statement of claim. Counterclaim. Application for annulment of the decision of the arbitration court.	Tests, questions

Literature sources

1. Izarova I., Uhrynovska O. To be born amid war conflict: The right to a legal identity in Ukraine. *Studia Prawnicze*, 2022 (2 (224)), P. 161–182.
URL: <https://czasopisma.inp.pan.pl/index.php/sp/article/view/2740/2366>
2. Kravtsov S., Surzhenko O., Golubeva N. The validity, effectiveness, and enforceability of arbitration agreements: issues and solutions. *Access to justice in Eastern Europe*. Iss. 4. *AJEE*, 2021. P. 116-130.
3. Uhrynovska O. Novelization of Civil Procedural Legislation of Ukraine in Cassation Review: Panacea or Illusion? *Access to Justice in Eastern Europe*, 2020. №4(8). P. 209-225
4. Uhrynovska O., Vitskar A. Administration of Justice during Military Aggression against Ukraine: The “Judicial Front”. *Access to Justice in Eastern Europe*. URL: https://ajee-journal.com/upload/attaches/att_1655495060.pdf
5. Colin B. Picker, Guy Seidman. *The Dynamism of Civil Procedure - Global Trends and Developments*. 2016. Springer. <https://doi.org/10.1007/978-3-319-21981-3> Nader Ghanbari , Hassan Mohseni & Dawood Nassiran. (2016). *Comparative Study of Civil Procedure in Common Law and Civil Law Systems*. *Journal of Politics and Law*; Vol. 9, No. 5; 2016. [10.5539/jpl.v9n5p267](https://doi.org/10.5539/jpl.v9n5p267)
6. Joseph W. Glannon. *Civil Procedure: Rules, Statutes, and Other Materials*, 2019.
7. *European Rules of Civil Procedure. A Commentary on the ELI/UNIDROIT Model Rules*. 2023. 784 pp.
8. Pamela K. Bookman & Colleen F. Shanahan, *A Tale of Two Civil Procedures*, 122 *COLUM. L. REV.* 1183 (2022). Available at: https://scholarship.law.columbia.edu/faculty_scholarship/3839

9. The Future of the European Law of Civil Procedure. Coordination or Harmonisation? Intersentia. 2020. 292 p.

Evaluation policy

- Policy on deadlines and rescheduling: Rescheduling of modules takes place with the permission of the dean's office if there are good reasons (for example, sick leave).
- Academic Integrity Policy: Copying during tests and exams is prohibited (including using mobile devices).
- Attendance Policy: Attendance is a mandatory component of the grade for which points are awarded. For objective reasons (for example, illness, international internship), training can take place online upon agreement with the head of the course.

Evaluation

The final grade for the course is calculated as follows:

Content module 1	Content module 2	Content module 3	Total
30%	40%	30%	100%
1. Oral survey during classes (3 topics of 10 points each - 30 points) 2. Written work - 70 points	Oral survey during classes (6 topics of 10 points each - 60 points) 2. Written work - 40 points	1. Writing and defense of CPIT - 80 points 2. Completing tasks during training - 20 points	100

Student evaluation scale:

ECTS	Marks	Content
A	90-100	excellent
B	85-89	good
C	75-84	good
D	65-74	satisfactorily
E	60-64	enough

FX	35-59	unsatisfactory with the possibility of reassembly
F	1-34	unsatisfactory with a mandatory repeat course