

COURSE OUTLINE

COURSE NUMBER - TITLE	LAWS 3604 – LAW OF INTERNATIONAL ORGANIZATIONS
SECTION:	B
TERM:	Winter 2023
PREREQUISITES:	LAWS 2601 and 0.5 credit in LAWS at the 2000 level or PAPM 1001 and PSCI 2003.
DAY & TIME:	Mondays 14:35 – 17:35
DELIVERY METHOD:	In-person / Mackenzie 3269
INSTRUCTOR (CONTRACT):	Tara Ashtakala
CONTACT INFORMATION:	OFFICE: Loeb B-442 OFFICE HOURS: By appointment EMAIL: Tara.Ashtakala@carleton.ca

UNDERGRADUATE CALENDAR COURSE DESCRIPTION (GENERAL)

Nature, character, legal status and jurisdiction of intergovernmental international organizations. Rights and duties of states arising from membership in international organizations. Distinction between international and supra-national institutions. United Nations system, selected subsidiary organs, and specialized agencies; non-governmental organizations at times of crisis.

INSTRUCTOR COURSE DESCRIPTION (SPECIFIC)

The notion that human beings are better equipped to survive and to meet their needs collectively, rather than individually, has been embraced by international law, so much so that a separate branch, dealing with the norms, principles and rules of international organizations, has been elaborated. Solving global problems is beyond the capacities of individual States under general international law, and so governments have found it efficient to delegate the administration of their international legal and juridical relations to bodies that they create. Those creations, however, can take on a legal life of their own that was not anticipated by the traditional, primary subjects of international law; thus, international law and lawyers need to observe whether international organizations can claim greater space as subjects of international law and, ultimately, whether other non-State actors will be able to exploit that opening as well. This course will examine the origins, structure, types, powers, obligations, responsibilities and immunities of international organizations, primarily through the case law, in this *lex specialis* of public international law.

REQUIRED TEXTS

You will need to purchase the online textbook for LAWS 3604 B, provided by the Top Hat classroom response system. You will be sent an email invitation at the beginning of the semester that contains the links to enroll.

This interactive online resource contains text, the links to all assigned readings and questions after every assigned reading. **You will be able to write lecture notes in the online textbook itself, using Apple or Android smartphones and tablets, laptops, or through text message. You will receive 10% of your final mark in the course for participation by attempting to answer the questions in the text** . The correct answers will be discussed during lecture.

The purchase cost consists of the text “Law of International Organizations” as well as the subscription fee for the Top Hat system.

You can visit the Top Hat Overview (<https://success.tophat.com/s/article/Student-Top-Hat-Overview-and-Getting-Started-Guide>) within the Top Hat Success Centre, which outlines how you will register for a Top Hat account, as well as providing a brief overview to get you up and running on the system.

Should you require assistance with Top Hat at any time, due to the fact that they require specific user information to troubleshoot these issues, please contact their Support Team directly by way of email (support@tophat.com), the in app support button, or by calling 1-888-663-5491 or by the online chat function.

COURSE DELIVERY:

- The text for each chapter in the interactive text indicates readings to be done ahead of lecture and contains questions that help the student understand the concepts from each reading.
- Lectures will be delivered in-person, at the time and on the day indicated above for the particular course section. It is during lecture that the answers to the pre-lecture questions in the text will be discussed.
- Case study exercises, involving groups discussions, will also be conducted during the lecture session.
- The presentation and research paper components of evaluation in the course will be submitted by students as per the deadlines indicated in the “Evaluation” section below.

EVALUATION

(All components must be completed in order to get a passing grade in the course)

Standing in a course is determined by the course instructor subject to the approval of the Department and of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Department and the Dean.

1. Audio-visual Presentation - 20% of final grade

- The task is to choose a global problem of interest to the student and to analyze how a specific international organization addresses this problem
- Duration: 5 minutes
- Describe a global problem and how a selected international organization is attempting, but failing, to address it.
- Explain the law by which the organization selected has, up to now, addressed the global problem.
- Analyze the defects in relevant international law that are causing the problem; and
- Propose plausible solutions, based on law and case law, to improve the ability of the international organization to address the problem.
- Format: For this assignment, you will essentially be presenting a lecture to your colleagues and to me, summarizing your research and your arguments.
 - As such, the use of audio-visual aids (eg Power Point slides) is strongly recommended
 - You may use a short video clip within your presentation to reinforce a point, but do not let it speak for you.

PRESENTATION SUBMISSION DATES: * due dates for the presentation will be determined according to surname and will be posted when the final enrolment in the class is known, at the beginning of the semester.

- **IF YOUR SURNAME STARTS WITH :**

2. Term Essay - 25% of final grade

- essay due on **12 April 2022**; upload to Brightspace
- Length: 10 pages double-spaced, bibliography extra, proper legal citation required
- **Use Canadian Guide to Uniform Legal Citation (McGill Guide) at <https://libguides.ucalgary.ca/c.php?g=255284&p=1703088>**
- **Canadian spelling only; this is not a joke.** if you are going to use spell-checking applications to review your text, you should first ensure that the language settings on your computer are set to Canadian (English or Multilingual Standard).

-The task for the Term Essay is to conduct an in-depth scholarly examination of the problem

outlined in the presentation, ie analyze the ability of an existing international organization to solve an ongoing and current international problem; and propose solutions, based in international or domestic law, to improve the organization's ability to address the particular issue, supported by law and case law.

3. Open book final examination - 45% of final grade

- **To be scheduled during formal exam period: 14-28 April 2022**
- the goal of the final exam is to apply the course content to 1) solve a legal problem for a fictitious international organization and to 2) thoroughly discuss a thematic issue
- The final exam will be written in-person; there is no option to write remotely. Any student who is not present to write the final exam in-person must apply for a deferral:
<https://carleton.ca/registrar/deferral/>
- **The final exam will be proctored, for any format of writing.** E-Proctoring: Please note that tests and examinations in this course will use a remote proctoring service provided by Scheduling and Examination Services. More information at <https://carleton.ca/ses/e-proctoring/>

4. Attempting questions in online text: 10% of final grade

LATE PENALTIES AND REQUESTS FOR EXTENSIONS:

- Penalties for late submission of assignments will be 1 point/mark per day. This is based on fairness to the class members who turned in the assignment on time.
- The granting of extensions is determined by the instructor who will confirm whether an extension is granted and the length of the extension.
- **Extensions for longer than 7 days will normally not be granted.** In those extraordinary cases where extensions lasting longer than 7 days are granted, the student will be required to provide additional information to justify the longer extension (up to a maximum of 14 days).

LECTURE TOPIC SCHEDULE

9 Jan	Introduction and Overview
16 Jan	Essential features of international organizations Read: Introduction and Chapter #1
23 Jan	Legal Personality of International Organizations Read: Chapter #2
30 Jan	Structure and Membership of International Organizations Read: Chapter #3

- 6 Feb** **Legal Powers of International Organizations**
Read: Chapter #4

- 13 Feb** **Decisions made by International Organizations**
Read: Chapter #5 : section I “Non-Judicial Decisions” only

- 20 Feb** **Reading week, no classes**

- 27 Feb** **Decisions made by International Organizations**
Read: Chapter #5: section II “International Judicial Institutions” only

- 6 Mar** **Obligations of International Organizations**
Read: Chapter #6

- 13 Mar** **Responsibility of International Organizations**
Read: Chapter #7

- 20 Mar** **Immunities and Privileges of International Organizations**
Read: Chapter #8

- 27 Mar** **The Multinational Corporation**
Read: Chapter #9

- 3 Apr** **The International Organization as Employer**
Read: Chapter #10

- 10 Apr** **Review of Course**

Winter 2023 Sessional Dates and University Closures	
<i>Please find a full list of important academic dates on the calendar website:</i> https://calendar.carleton.ca/academicyear/	
January 9, 2023	Winter term begins.
January 13, 2023	Last day for registration and course changes (including auditing) in early winter courses.
January 20, 2023	Last day for registration and course changes (including auditing) in full winter and late winter courses.
February 20, 2023	Statutory holiday. University closed.
February 20-24, 2023	Winter break. No classes.
March 15, 2023	Last day for academic withdrawal from full winter, late winter, and fall/winter courses.
April 7, 2023	Statutory holiday. University closed.
April 12, 2023	Winter term ends. Last day of full winter, late winter, and fall/winter classes.
April 15-27, 2023	Final examinations in full winter, late winter, and fall/winter courses will be held. Examinations are normally held all seven days of the week.
April 27, 2023	All final take-home examinations are due on this day.

COVID-19 PREVENTION MEASURES

All members of the Carleton community are required to follow COVID-19 prevention measures and all mandatory public health requirements currently in effect (e.g. wearing a mask, physical distancing, hand hygiene, respiratory and cough etiquette).

For the most recent information about Carleton's COVID-19 response and required measures, please see the [University's COVID-19 webpage](#) and review the [Frequently Asked Questions \(FAQs\)](#). Should you have additional questions after reviewing, please contact covidinfo@carleton.ca

ACADEMIC ACCOMMODATIONS

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes please see: <https://students.carleton.ca/course-outline/>.

PLAGIARISM

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others

as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence. More information on the University's Academic Integrity Policy can be found at: <https://carleton.ca/registrar/academic-integrity/>.

DEPARTMENT POLICY

The Department of Law and Legal Studies operates in association with certain policies and procedures. Please review these documents to ensure that your practices meet our Department's expectations: <https://carleton.ca/law/student-experience-resources/>.