

Course Outline

COURSE: LAWS 3604-B – LAW OF INTERNATIONAL ORGANIZATIONS

TERM: WINTER 2020

PREREQUISITES: LAWS 2601 and 0.5 credit in LAWS at the 2000 level or PAPM 1000.

CLASS: Day & Time: Friday 11:30-14:30
Room: Please check with Carleton Central for current room location

INSTRUCTOR: Tara Ashtakala
(CONTRACT)

CONTACT: Office: Room B442 Loeb Building
Office Hrs: By appointment
Telephone: 613-520-3690
Email: Tara.Ashtakala@carleton.ca

CALENDAR COURSE DESCRIPTION

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.

COURSE DESCRIPTION

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 the international organization 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 Course Pack for LAWS 3604 B provided by the Top Hat classroom response system at www.tophat.com

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 5% 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. **The fee for the platform and textbook is 55\$.**

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 Center 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.

An email invitation will be sent to you by Cmail, but if don't receive this email, you can register by simply visiting the course website: <https://app.tophat.com/e/315468/>
The Course Join Code you will need to input is **315468**

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.

EVALUATION

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

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. Term Essay - 30% of final grade

- essay due on **3 April 2020**; upload to CULearn
- Length: 12-15 pages double-spaced, proper legal citation and bibliography required
- **Canadian spelling only**; 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 analyze the ability of an existing international

organization to solve an international problem and to propose solutions, based in international law, to improve the organization's ability to address the particular issue

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

- The task for the 8 (min) - 10 minute (max) presentation is to explain to the class the global issue and how the organization selected has addressed it, to identify the defects in doing so and to outline proposed solutions
- A sign-up sheet for presentation dates will be circulated at the first class.
- **You must sign up for your presentation date by the 24th of January**
- Presentations will commence on the 7th of February.

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

- **To be scheduled during formal exam period: 13-25 April 2020.**
- 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

4. Attempting/participation in questions in online text: 5% of final grade

LECTURE SCHEDULE

10 Jan	Introduction, history and concepts basic to all International organizations Read: Introduction and Chapter #1 in Course Pack
17 Jan	Legal Personality of International Organizations Read: Chapter #2
24 Jan	Structure and Membership Read: Chapter #3
31 Jan	Legal Powers of International Organizations Read: Chapter #4
7 Feb	Legal Effects of International Organizations Read: Chapter #5 : section A only
14 Feb	Legal Effects of International Organizations Read: Chapter #5: section B only
21 Feb	Winter break, no class.

28 Feb	Obligations of International Organizations Read: Chapter #6
6 Mar	Legal Responsibility of International Organizations Read: Chapter #7
13Mar	Immunities and Privileges Read: Chapter #8
20 Mar	The International Organization as Employer Read: Chapter #9
27 Mar	The Multinational Corporation Read: Chapter #10
3 Apr	Review of Course

ACADEMIC ACCOMMODATIONS

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

Pregnancy obligation: Please contact me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details, visit the Equity Services website:

<https://carleton.ca/equity/accommodation/academic/students/>

Religious obligation: write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details, visit the Equity Services website:

<https://carleton.ca/equity/accommodation/academic/students/>

Academic Accommodations for Students with Disabilities: If you have a documented disability requiring academic accommodations in this course, please contact The Paul Menton Centre (PMC) at 613-520-6608 or pmc@carleton.ca for a formal evaluation. If you are already registered with the PMC, contact your PMC coordinator to send me your Letter of Accommodation at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (if applicable). After requesting accommodation from PMC, meet with me as soon as possible to ensure accommodation arrangements are made. Please consult the PMC Website for their deadline to request accommodations for the formally-scheduled exam (if applicable).

<https://carleton.ca/pmc/students/accommodations/>

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/>

Survivors of Sexual Violence As a community, Carleton University is committed to maintaining a positive learning, working and living environment where sexual violence will not be tolerated, and survivors are supported through academic accommodations as per Carleton's Sexual Violence Policy. For more information about the services available at the university and to obtain information about sexual violence and/or support, visit:

<https://carleton.ca/sexual-violence-support/>

Accommodation for Student Activities Carleton University recognizes the substantial benefits, both to the individual student and for the university, that result from a student participating in activities beyond the classroom experience. Reasonable accommodation must be provided to students who compete or perform at the national or international level. Please contact your instructor with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist.

<https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf>

For more information on academic accommodation, please contact the departmental administrator or visit: <https://carleton.ca/equity/accommodation/academic/>

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. <http://carleton.ca/law/current-students/>