



Universidad
de Alcalá

TEACHING GUIDE

SUBJECT
INTERNATIONAL BUSINESS LAW

OPTIONAL/TRANSVERSAL

Degree in Law
University of Alcalá

Academic Year 2022/2023
1st Semester

TEACHING GUIDE

Subject Name:	International Business Law
Code:	400080
Degree in which it is taught:	Degree in Law, ADE, ECO, ENI
Department and Area of Knowledge:	Legal Sciences. Private International Law
Character:	Mandatory
ECTS Credits:	6
Course and semester:	First semester
Teaching staff:	Ana Fernández Pérez PhD. Inmaculada Rodríguez Roblero PhD.
Tutoring Schedule: Arrange tutoring with the Teachers	a.fernandezperez@uah.es mi.rodriquezr@uah.es
Language in which it is taught:	English

1. PRESENTATION

International Business Law deals with cross-border transactions specific to business activity in the global environment. Its fundamental content, taught throughout a semester, covers the regulatory sectors of international commercial activity of greater relevance: the protection of intangible goods and free competition; Company Law: incorporation, establishment outside the State of incorporation, transformation and mobility of companies; the general regime of international contracting, as well as that of the main modalities of international contracts (sale, insurance, guarantees of contracting, distribution); and the characteristics and operation of international commercial arbitration.

Abstract

El Derecho de los negocios internacionales se ocupa de las operaciones transfronterizas propias de la actividad empresarial en el entorno global. Su contenido fundamental, impartido a lo largo de un cuatrimestre abarca los sectores reguladores de la actividad comercial internacional de mayor relevancia: la tutela de los bienes inmateriales y la libre competencia; la constitución, el establecimiento fuera del Estado de constitución, la transformación y la movilidad de las sociedades; el régimen general de la contratación internacional, así como el de las principales modalidades de contrato internacional (compraventa, seguro, garantías de la contratación, distribución); y las características y el funcionamiento del arbitraje comercial internacional.

Prerequisites and Recommendations (if applicable)

It is essential that students have solid knowledge of other subjects (Civil Law, Commercial Law, Civil Procedural Law, and International Private international Law), necessary for the correct understanding of the problems posed by international private situations and the normative and jurisprudential solutions that are articulated to respond to these problems.

Prerrequisitos y recomendaciones (si es pertinente)

Resulta imprescindible que los/as alumnos/as tengan sólidos conocimientos de otras materias (Derecho civil, Derecho mercantil, Derecho procesal civil y Derecho internacional privado fundamentalmente), necesarios para la correcta comprensión de los problemas que plantean las situaciones privadas internacionales y las soluciones normativas y jurisprudenciales que se articulan para dar respuesta a esos problemas.

2. COMPETENCES

Generic competences:

1. Learning from the application of legislation to the resolution of specific practical assumptions and the correct handling of techniques for interpreting positive standards.
2. Introduction to the critique of basic doctrinal texts and jurisprudence.
3. Improvement of oral expression and management of legal terminology.

Specific competences:

1. Management of the methods of solution and the techniques of affirmation of this discipline.
2. Understanding of the extent and limit of the jurisdiction of our judges and authorities in international and cross-border cases of a private nature.
3. Determination of the effects of legal relationships and situations arising under foreign rules or decisions.
4. Knowledge of the legal framework in which the legal response must be framed (constitutional and public order).

3. CONTENTS

Content blocks (topics can be specified if deemed necessary)	Total classes, credits, and hours 150
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First block: I.- LEGAL REGIME OF INTERNATIONAL TRADE	<ul style="list-style-type: none"> • 6 face-to-face theoretical hours. • 16 hours of preparation of theoretical and practical classes.
Second Block. II.- INTANGIBLE GOODS, COMPETITION LAW AND NON-CONTRACTUAL LIABILITY	<ul style="list-style-type: none"> • 9 face-to-face theoretical hours. • 18 hours of theoretical and practical preparation
III.-COMPANIES	<ul style="list-style-type: none"> • 9 face-to-face theoretical hours. • 18 hours of preparation of theoretical and practical classes.
IV.- INTERNATIONAL COMMERCIAL CONTRACTING	<ul style="list-style-type: none"> • 9 face-to-face theoretical hours. • 18 hours of preparation of theoretical and practical classes.
V. - INTERNATIONAL COMMERCIAL ARBITRATION	<ul style="list-style-type: none"> • 9 face-to-face theoretical hours. • 18 hours of preparation of theoretical and practical classes.
Attendance at Seminars and Conferences on current issues in the International-Private Law field.	<ul style="list-style-type: none"> • 10 hours

Timeline (Optional)	
Week / Session	Content
01st	•
02nd	•
3rd	•

4th	•
5th	•
06th	•
7th	•
8th	•
09th	•
10th	•
11th	•
12th	•
13th	•
14th	•

4. TEACHING-LEARNING METHODOLOGIES.-TRAINING ACTIVITIES

4.1. Distribution of credits (specify in hours)

Number of face-to-face hours:	52 face-to-face hours
Number of hours of work The student's own:	98 hours of work and preparation
Total hours	150

4.2. Methodological strategies, materials, and teaching resources

Lectures	Theoretical classes to advance in the essential contents of the discipline.
Discussion on recommended reading. Resolution of case studies	In the theoretical and practical classes, cases will be proposed to be solve individually or in groups of students.
Oral presentations	The practices will be presented orally in the classes dedicated to them and the presentation of comments on judgments or, related to the theme of the Seminars and Congresses organized, can be proposed.

5. EVALUATION: Procedures, evaluation, and qualification criteria

Students will take two theoretical-practical exams that will be equivalent to 55% of the grade. The remaining 45% will be obtained through oral presentations, participation and class attendance and attendance at seminars and activities organized by the area may affect the qualification, in the way in which it is determined in each case

To be followed by the Continuous Assessment System (Evaluación Continua), students must attend at least 80% of classes.

Those who cannot benefit from the general regime of continuous evaluation, must take a final theoretical-practical exam. Attendance at seminars and activities organized by the area may affect the qualification, in the way in which it is determined in each case.

In the extraordinary call, the evaluation system will be identical to that indicated above in the final exam modality.

6. BIBLIOGRAPHY

Basic Bibliography:

FERNÁNDEZ ROZAS, J.C., ARENAS GARCÍA, R. and DE MIGUEL ASENSIO, P.: Derecho de los negocios internacionales, Civitas, latest edition.

COMPLEMENTARY BIBLIOGRAPHY

· SÁNCHEZ LORENZO, S. (Coord.): Cláusulas en los contratos internacionales. Redacción y análisis, Barcelona, Atelier, 2012.

Complementary Bibliography:

- It will be provided in the development of each module, in attention to the most current legal issue at that time or the recent publication of a relevant text in the Virtual Classroom

The University of Alcalá guarantees its students that, if due to health requirements the competent authorities prevent the total or partial presence of the teaching activity, the teaching plans would achieve their objectives through a teaching-learning and evaluation methodology in online format, which would return to the face-to-face modality as soon as said impediments ceased.