



Kursbeschreibungen (Englische Kurse)

1. Introduction to American Law

(Dr. Beke-Martos; Veranstaltungs-Nr. 060300, Mittwoch, 16-18 Uhr, Online Course)

This course is a basic introduction to the law and legal system of the United States in English. It covers the basic characteristics of the common law system, the doctrine of stare decisis, sources of law in the United States, the U.S. court system (both state and federal), the jury system, parties to a lawsuit, basics of the adversary system of trial, pleadings and motions, pretrial discovery, the trial process, case briefs and citations. This course is a core course in the Certificate Program of the Legal Faculty.

The course is though a lecture, some participation is expected.

Required reading: Einführung in die Anglo-Amerikanische Rechtssprache (Band I, 3. Auflage) – Introduction to Anglo-American Law & Language (Volume I, 3rd Edition) by B. Sharon Byrd, C.H.Beck, 2011.

2. U.S. Constitutional Law: State & Governance:

(Dr. Beke-Martos; Veranstaltungs-Nr. 060303, Mittwoch, Online Course)

This is an entry-level course on U.S. Constitutional Law. The course focuses on the text of the U.S. Constitution and its Amendments. Through grammatical and contextual analysis, students examine the structure and working of the American state and governance. Horizontal and vertical separation of powers and the basics of the common law legal system are also addressed and examined through documents and cases. This course is a core course in the Certificate Program of the Legal Faculty.

The course is though a lecture, some participation is expected.

Required reading will be provided.



3. U.S. Contract Law

(Herr RAuN O'Connolly, Veranstaltungs-Nr. 060302, 1.-2.10.2020 9-15 Uhr, HGD 10, 5.10.2020, 8-11.30 Uhr, GD 04/153, 6.-8.10.2020, 8.30-11.30 Uhr, HGD 10)

U.S. Contract Law introduces law students to American contract law. The course will cover basic contract law concepts (including offer and acceptance, mistake, problems of proof; function of consideration; conditions; assignments; third-party beneficiaries and effect of changed circumstances) as well as legal remedies of contracting parties, including damages in contract and quasicontract, specific performance, reformation and rescission. Students will be expected to participate, read and discuss selected cases. Required reading will be provided.

4. Introduction to International Dispute Settlement

(Herr Wuschka; Veranstaltungs-Nr. 060305, 20-23.10.2020, 9-16 Uhr, HGD 30)

This course focuses on the procedural side of international law. In addition to general principles of international dispute settlement, students will be familiarized with various fora for the resolution of inter-state, investor-state and commercial disputes, including their rules of procedure. The institutions to be discussed are, inter alia, the International Court of Justice, the World Trade Organization's dispute settlement system, arbitral tribunals, as well as the currently hot-debated system for the settlement of investment disputes (e.g. ICSID).

The course is limited to 20 participants (SPB 4 students and interested others).

This course is an elective course in the Certificate Program of the Legal Faculty.



5. Normative Legal Philosophy

(Prof. Dr. Magen, Veranstaltungs-Nr. 060003, Montag, 9.45-11.15 Uhr, Zoom Online Course)

For further information please contact the chair of Prof. Magen: ls-magen@rub.de

6. Experimental Philosophy of Law

(Dr. Prochownik; Veranstaltungs-Nr. 060116, Dienstag, 14-16 Uhr, Zoom Online Course)

Experimental philosophy is a recent interdisciplinary movement that uses experimental research methods and findings to address philosophical questions. Experimental philosophers have been particularly involved in conducting empirical research on key philosophical concepts (such as knowledge, moral responsibility or happiness), and the intuitions and cognitive mechanisms that govern their applications by ordinary people and expert philosophers. However, applying this innovative methodology and its specific research goals to legal philosophy and legal theory is relatively new.

Only recently legal scholars, philosophers, and psychologists have started to join forces and conduct empirical research on common and legal-expert intuitions and psychological mechanisms underpinning the application of legal and legally-relevant concepts, such as intentionality (*mens rea*), causation, reasonableness, consent, ownership, contracts (e.g., Kneer & Bourgeois-Gironde, 2017; Vilares et al. 2017; Knobe & Shapiro, in press; Tobia, 2018; Sommers, 2020; Nancekivell, Millar, Summers & Friedman, 2016; Wilkinson-Ryan, 2012). Many researchers in this field have also been interested in whether folk and legal experts' intuitions on various legally relevant topics are congruent with the technical concepts and arrangements of the law.



This seminar aims to acquaint students with the current state of the art of experimental philosophy of law, including its most recent research developments and their potential implications for the legal system. The course will also provide opportunities to strengthen participants' critical thinking, writing, and argumentative skills.

Accordingly, the students will read, comment on, and discuss papers on a wide range of topics currently examined in this field. This includes experimental research papers on traditional questions in legal philosophy (Fuller's inner morality of law, Hart-Fuller debate about the nature of rules, and the problem of legal interpretation), and cutting-edge research on the psychological underpinning of key legal concepts (intentionality, causation, reasonableness, consent, contracts, and ownership). Broadly, during the seminar, we will address the following questions: Can we identify the psychological foundations of the basic legal concepts, and what are they? What are the common points and discrepancies between the ordinary concepts and their counterparts in the law? Are legal expert judgments more reliable than ordinary people intuitions? The seminar particularly welcomes students of law, cognitive science, and philosophy interested in empirical research and findings on philosophical and legal questions.

7. An Introduction to Comparative Constitutional Law

(Dr. Oliveira de Sousa, Veranstaltungs-Nr. 060318, Donnerstag 10-12 Uhr, Zoom Video Course)

This course provides an introduction to the overarching concepts of constitutional law in a comparative fashion. It draws on the political and legal systems of the United States, China, Brazil, the United Kingdom, France and Germany, in order to highlight differences and similarities across a diversity of constitutional traditions. During this course, you will (i) become acquainted with the fundamental features of the systems of government referred above; (ii) acquire insights about recent philosophical discussions on judicial review and the different ways in which it can be designed; (iii) reflect on how features of the constitutional systems referred above may help to explain and understand current social phenomena



(e.g. political polarization); and (iv) reflect on whether and how traditional concepts of constitutional law may be revised in order to cope with recent developments in the global and transnational arena. This course has a strong inter-disciplinary character. At the same time in which it will draw on traditional doctrinal analyses of constitutional law, it will also draw on relevant side-literature, especially of constitutional theory and of political, social and legal philosophy.

Basic reading materials: M. Tushnet, *An Advanced Introduction to Comparative Constitutional Law*, Northampton: Elgar Publishing, 2014.

A.W Heringa, *Constitutions Compared – An Introduction to Comparative Constitutional Law*, 5th Edition, Antwerp/Oxford/Portland: Intersentia, 2019.

The above books are only recommendations. Students are free to use other sources. Other reading materials might be requested on occasion. In that case, they will be provided via Moodle (please contact the instructor or the chair's secretariat for the password)

Assignment: Your final grade will consist of (i) a presentation you will be asked to give throughout the course; and (ii) a take-home assignment (the specific deadline will be made available throughout the course). The specific topics/questions for the assignment will be given during the course.

Available certificates: Grundlagenschein gem. § 39 Abs. 3 Nr. 2 SPO, Promotionsschein gem. § 3 Abs. 2 PromO, Fremdsprachenschein gem. § 7 Abs. 1 Nr. 3 JAG

8. Theories of Legal Decision-Making

(Dr. Oliveira de Sousa, Veranstaltungs-Nr. 060319, Donnerstag 14-16 Uhr, Zoom Video Course)

How judges make their decisions? Does the kind of reasons they give to justify those decisions actually correspond to the reasons they had to make these decisions in the first place? What kinds of considerations exert more influence on legal decision-making, legal or extra-legal ones? Is



legal decision-making always based on conscious deliberation or can it also be based on intuitive judgment and reasoning? Is there a role for cognitive biases in legal judgment? These are some of the questions this course will address.

The aim of this course is to introduce you to a variety of theories of legal decision-making. We will discuss normative, empirical and critical-legal approaches to legal decision-making by analyzing seminal texts in the field, including legal formalism and legal realism, legal pragmatism, theories of legal argumentation, virtue jurisprudence as well as recent naturalistic approaches to legal decision-making in intersection with the cognitive sciences. This course has a strong inter-disciplinary character. Active participation and discussion are expected.

Basic reading materials: There is no course book for this course. The relevant reading materials will be provided each week via Moodle (please contact the instructor felipe.oliveiradesousa@rub.de for the password)

Assessment: Your final grade will consist of two assignments: (i) a presentation that you will be asked to give throughout the course; and (ii) a take-home assignment (the specific deadline will be made available throughout the course). The specific topics/questions for the assignment will be given during the course.

Available certificates: Grundlagenschein gem. § 39 Abs. 3 Nr. 2 SPO, Promotionsschein gem. § 3 Abs. 2 PromO, Fremdsprachenschein gem. § 7 Abs. 1 Nr. 3 JAG

9. Law & Global Challenges

(Prof. Dr. Kaltenborn, Veranstaltungs-Nr. 060306, Dienstag, 16 (s.t.)-17.30 Uhr, HGD 10)

This course focuses on global challenges in light of public international law. Maintaining peace, fighting terrorism, climate change, human rights, refugee crises, rule of law, world trade, international organizations are just a few of the topics up for discussion.

For further information please contact the chair of Prof. Kaltenborn: ls-kaltenborn@rub.de



10. International Dimensions of Law

(Dr. Thiede; Veranstaltungs-Nr. 060307, Freitag, 14-16 Uhr, Podcasts)

Aims & Intended Outcomes: As indicated by its title, this course will focus on an introduction to Comparative Law, Conflict of Laws, European Law and Public International Law (with a focus on all questions of the law applicable (choice of law) in cases with a foreign element). Participants should obtain basic knowledge in Comparative Law, Conflict of Laws, European Law and Public International Law; understanding of problems in mentioned areas of law and (some) competence in questions of the law applicable in cases with a foreign element.

Previous knowledge expected: Instruction and assessment will be exclusively in English, and participants should have an appropriate level of linguistic competence.

11. U.S. Intellectual Property Law

(Herr Hanrahan, Veranstaltungs-Nr. 060304, Dienstag, 16-18 Uhr, Zoom Video Course)

This course will provide students with a basic and fundamental overview of major areas of intellectual property law in the United States. We will cover topics related to United States patents, trademarks, copyrights, and trade secrets, as well as how each of these different areas are interrelated to one another. We will not only discuss how to obtain intellectual property rights, but also how and when to enforce those rights against an infringer. The course will reference current United States laws, cases, as well as rules and procedures enforced by the U.S. Patent and Trademark Office and U.S. Copyright Office. Some participation is expected during the lectures.



12. Regulating Artificial Intelligence in the Public Sector

(Dr. Ruschemeier; Veranstaltungs-Nr. 060317, Dienstag, 10-12 Uhr, Zoom Video Course)

Artificial Intelligence (AI) is applied in everyday life and increasingly present in judicial procedures and legal matters. The expectations are high, especially in the public sector for AI to transform administration and public service into efficient working organisations. Beside the chances there are risks: AI needs regulation and a legal framework. We will examine the technical basic principles and theories of AI and the implications for the public sector, the constitution and the question of liability. We will analyse the different paths taken in various countries via case studies and discuss the advantages and disadvantages.

13. Law and International Security

(Prof. Douhan; Veranstaltungs-Nr. 060315, Freitag, 9-11 Uhr, Zoom Video Course)

The course focuses on the contemporary developments of the law of international security. It covers basic characteristics of international security, role of the United Nations Organization, regional organizations and states in the maintenance of international peace and security; assesses legal grounds and basic instruments, in particular, enforcement measures of the UN Security Council, peace-keeping operations, counter-terrorist activity, self-defense; provides an overview of the most recent challenges, as e.g. application of unilateral sanctions by state and regional organizations, cyber threats and cyber security, impact of cyber security issues on human rights.

The course is through a weekly lecture via Zoom Video. Reading materials and practical cases for discussion will be proposed on Moodle.



14. Introduction to South-African Constitutional Law:

(Prof. Dr. Scholtz; Veranstaltungs-Nr. 060309, tbd)

It is the main aim of this course to introduce students to the terminology and doctrines of South African constitutional law; to apply knowledge to factual situations and furthermore to analyze constitutional issues and offer creative solutions.

Section 1 accordingly introduces students to the terminology of constitutional law. Section 2 presents a historic background to the development of current South African constitutional law. The third part of the course aims to clarify the most important constitutional doctrines in terms of the South African context. This section will also provide students with up to date developments that have an impact on constitutional law. A thorough analysis of case law, textbooks and authoritative articles form an integral part of the course. Student participation and the completion of written assignments are essential for the realization of the objectives of the course.

15. Jessup Moot Court

(Dr. Beke-Martos, Dr. Giegling; Veranstaltungs-Nr. 060330, Donnerstag, 14-18 Uhr; GD 04/143)

Among the many different competitions, the Philip C. Jessup Moot Court stands out as the most traditional, largest and best known by far. The "lawyers" represent states in a fictitious trial before the International Court of Justice's bench of judges. More than 500 universities from more than 80 countries around the world participate. Students from all over the world work on the same international case. Thematically, the focus is on current issues of international law. In February the national competition takes place. The two best teams will fly to Washington in March to represent Germany in the international rounds.



16. Winter / Spring School on Corruption, Data and the Sustainable Development Goals”

(Prof. Douhan, Veranstaltungs-Nr. 080611, BF 4.46)

The Winter School aims to equip participants with the knowledge and the skills needed to collect, analyze and use governance data to monitor corruption and promote anti-corruption reforms across the Sustainable Development Goal (SDG) framework.

The Winter School is designed to bring together students from various disciplines with anti-corruption practitioners to foster innovative approaches to curbing corruption in sectors such as health, education, justice, water and sanitation and climate action.

The cases of the Democratic Republic of Congo (DRC), Afghanistan and Indonesia will serve as examples of how corruption negatively influences development and reconstruction while threatening security and undermining peacebuilding. A key element of the course is that the participants are expected to produce a “roadmap” to fight a specific corruption problem, using governance data with linkages to the SDG framework. At the end of each learning session, the participants are required to answer a few short questions relating to their own corruption problem for which they are developing a road map. In answering these questions, the participants identify key players who can help them, map out relevant indicators and datasets for assessing and measuring corruption, and come up with an advocacy strategy.



Kursbeschreibung (Türkische Veranstaltung)

1. Türkisches Strafrecht im Vergleich zum Deutschen Strafrecht (Karsilastirmali olarak Türk ve Alman Ceza Hukuku)

(Jun.-Prof. Dr. Özaydin; Veranstaltungs-Nr. 060308, 16.10.+30.10.+13.11.+27.11.2020, 13-18 Uhr, Skype Video Course)

Karşılaştırmalı Olarak Türk ve Alman Ceza Hukuku" adlı ders, Türkçe dilinde anlatılacaktır. Bu ders bağlamında, Ceza Hukuku hukuk terminolojisinin aktarılmasının yanı sıra başta Türk Ceza Hukuku'nun tanımı ve genel prensipleri, suçun maddi ve manevi unsurları ve hukuka aykırılık gibi konular ele alınacaktır. Bunun yanı sıra dersin amacı; en önemli suçların incelenmesi ve bu bağlamda Yargıtayın vermiş olduğu en güncel kararlar da dikkate alınarak problemlerin tartışılmasıdır. Özellikle hayata ve vücut bütünlüğüne karşı suçlar, cinsel dokunulmazlığa karşı suçlar, uyuşturucu veya uyarıcı madde suçları ve bilişim alanında işlenen suçlar dersin içeriğini oluşturmaktadır. Bu bağlamda Alman Hukuku ile bağlantılar kurulacaktır: Tarihsel açıdan Türk Ceza Hukuku önce Fransız, sonra İtalyan Ceza Hukuku'ndan esinlenmişken; 2005 yılında Türk Ceza Kanunu nihai olarak Alman Ceza Hukuku'nun yoğun etkisi altında kalarak reform edilmiştir.



Kursbeschreibung (spanische Veranstaltung)

1. Einführung in das spanische Recht (Español jurídico)

(Herr Schwarz; Veranstaltungs-Nr. 060312, Montag, 16.00-18.00 Uhr, Zoom Video Kurs)

El curso presenta las bases del español jurídico. Se ofrecerán tanto explicaciones generales sobre los temas principales del Derecho Constitucional, Civil y Penal, así como numerosos ejercicios. Estos ejercicios permiten a los estudiantes profundizar en los contenidos de las clases y mejorar su expresión escrita y oral. Se ofrecerá a los estudiantes la posibilidad de realizar ponencias, solos o en grupos, sobre temas jurídico-políticos de actualidad. Al final de los cursos habrá un examen final.



Kursbeschreibungen (französische Veranstaltungen)

1. Introduction au droit constitutionnel français

(Dr. Jeannot, Veranstaltungs-Nr. 060631, tbd, Zoom Video Course)

Dans le cours, les étudiants apprennent l'architecture constitutionnelle, le droit constitutionnel et le système de la Ve République. Ils sont également capables d'identifier et de hiérarchiser les sources du droit français et le fonctionnement des institutions judiciaires françaises.

Grâce à ce cours, les étudiants obtiennent :

- ◇ la capacité à décrire l'architecture de la hiérarchie française des normes
- ◇ les connaissances des institutions politiques et administratives françaises et des institutions judiciaires françaises de V^e République
- ◇ la compréhension du positionnement du Conseil constitutionnel dans les institutions françaises de la V^e République
- ◇ une bonne compréhension du droit constitutionnel français depuis la V^e République
- ◇ les connaissances approfondies du système de la V^e République
- ◇ la capacité d'identification et de hiérarchisation des sources du droit français
- ◇ la bonne connaissance de l'importance de ces sources dans le fonctionnement des institutions judiciaires françaises.
- ◇ les connaissances et la compréhension de la notion d'État, de la théorie de l'État, de la notion de la souveraineté d'État, de la notion de la démocratie et de sa mise en pratique sous la V^e République
- ◇ les connaissances de l'histoire des institutions, du régime politique et des partis politiques de la V^e République.

Pour toute information supplémentaire, veuillez contacter M. Sichla : dfbm@rub.de



2. Französische Rechtsterminologie

(Dr. Kouassi, Veranstaltungs-Nr. 060602, tbd, Zoom Video Course)

Sur la base des textes juridiques, les étudiants découvrent et s'approprient les terminologies juridiques françaises. Ensuite, à travers des exposés, ils travaillent la locution juridique et les expressions orales du droit français.

Grâce à ce cours, les étudiants obtiennent :

- ◇ la capacité à rattacher une terminologie juridique au droit français d'une manière générale et plus particulièrement à chacun des trois ordres de juridiction français (ordre constitutionnel, ordre commun et ordre administratif)
- ◇ la découverte des textes juridiques, du vocabulaire et des terminologies juridiques françaises
- ◇ les connaissances du vocabulaire juridique français
- ◇ la bonne appropriation et utilisation des terminologies juridiques françaises
- ◇ la capacité à s'exprimer oralement en droit français
- ◇ les connaissances et la familiarisation aux locutions juridiques et expressions orales du droit français
- ◇ les connaissances de l'architecture juridictionnelle française
- ◇ les connaissances du vocabulaire et des terminologies juridiques spécifiques à chaque ordre de juridiction français
- ◇ la bonne connaissance des subtilités et de la particularité de la procédure juridique française devant chaque degré de juridiction (Tribunal d'Instance, de Grande Instance, Cour d'appel, Cour de cassation....)
- ◇ la capacité à rattacher des terminologies spécifiques à chaque degré de juridiction français.

Pour toute information supplémentaire, veuillez contacter M. Sichla : dfbm@rub.de

3. Droit Administratif Français

(Dr. Mozol, Veranstaltungs-Nr. 060602, tbd, Zoom Video Course)



Kursbeschreibung (italienische Veranstaltung)

1. Einführung in die italienische Rechtssprache (Introduzione alla lingua giuridica italiana)

(Frau Campolucci; Veranstaltungs-Nr. 0600320, Freitag, 16.30-18 Uhr, Zoom Video Kurs)

Questo corso è rivolto agli studenti di Giurisprudenza con conoscenze della lingua italiana.

L'obiettivo principale è quello di impartire conoscenze linguistiche legali di base con l'aiuto di testi giuridici italiani.

La presenza è obbligatoria.



Kursbeschreibung (Einführung in das deutsche Recht)

(Herr Schwarz; Veranstaltungs-Nr. 060009, 20.10.2020 HZO 10, 21.10.2020 HGB 10, 22.+23.10.2020 HZO 10, 26.10.2020 HGD 10, 9-16 Uhr)

Die Vorlesung richtet sich vor allem an Studierende, die an einer ausländischen Hochschule bereits juristische Vorlesungen besucht haben. In der Vorlesung wird zunächst ein grober Überblick über das deutsche Rechtssystem sowie das deutsche Rechtsstudium gegeben. In einer weiteren Einheit wird die Entwicklung des deutschen Rechts dargestellt. Sodann schließen sich jeweils eine Einheit zum Privatrecht, zum Strafrecht und zum Öffentlichen Recht an. Nach der Vorlesung sollen die Studierenden einen ersten Überblick über das deutsche Rechtssystem haben. Das in dieser Vorlesung gewonnene Wissen soll die Grundlage für den Besuch weiterer juristischer Vorlesungen bilden.