



UNIVERSITY OF NICOSIA

ΠΑΝΕΠΙΣΤΗΜΙΟ ΛΕΥΚΩΣΙΑΣ

University of Nicosia, Cyprus

Course Code LAW-315	Course Title Conflict of Laws I	ECTS Credits 6
Department Law	Semester Fall	Prerequisites LAW-202, plus one other from LAW-212, LAW-242 and LAW-252/6
Type of Course Law Elective	Field Law	Language of Instruction English
Level of Course 1 st Cycle	Year of Study 3 rd / 4 th	Lecturer(s) Dr Achilles Emilianides
Mode of Delivery Face-to-face	Work Placement N/A	Co-requisites None

Objectives of the Course:

The main objectives of the course are to:

- develop into students the theory and practice of conflict of laws.
- introduce the concepts of renvoi, public policy, domicile and habitual residence, classification and the incidental question.
- introduce the legislation and case - law concerning the proof of foreign law and the forum non conveniens doctrine.
- introduce the student to the structure of the Brussels I Regulation.

Learning Outcomes:

After completion of the course students are expected to be able to:

1. Explain the theoretical background of private international law and its evolution
2. Appraise the general principles of proof and exclusion of foreign law
3. Assess the rules governing the determination of domicile and contrast them with the principles governing habitual residence
4. Evaluate the legal framework for jurisdiction in traditional English law
5. Demonstrate how classification operates and how incidental questions are solved
6. Assess renvoi and public policy
7. Discuss the rules of jurisdiction, recognition and enforcement of Brussels I Regulation
8. Debate whether factual circumstances are sufficiently elucidated for a legal decision

Course Contents:

1. Theoretical framework of conflict of laws.
2. The possibilities for choice of law.
3. Domicile and habitual residence
4. Classification and the incidental question
5. The proof and the exclusion of foreign law

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| 6. Renvoi and public policy
7. The forum non conveniens doctrine
8. Brussels I Regulation
9. Recognition and enforcement under the Brussels I
10. Jurisdiction in private international law |
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Learning Activities and Teaching Methods:

Interactive lectures, tutorials, written examinations and assignments

Assessment Methods:

Assignments, Mid-Term, Final Exam.

Required Textbooks/Reading:

Authors	Title	Publisher	Year	ISBN
Cheshire, North and Fawcett	<i>Private International Law</i>	Oxford, 14 th	2007	

Recommended Textbooks/Reading:

Authors	Title	Publisher	Year	ISBN
Dicey and Morris	Conflict of Laws	Sweet & Maxwell, 14 th	2006	