

Political Science 165
International Law
Fall Semester, 2008-09

Dr. Lawrence J. LeBlanc
Office: WWP 468
Tel. 288-6842
E-mail

[mailto:Lawrence.LeBlanc@Marquette.edu?
subject=PoSc 165](mailto:Lawrence.LeBlanc@Marquette.edu?subject=PoSc%20165)

Office Hours:

TTH 11:00 – 1:00
W 11:00 – 1:00
(or by appointment)

Objectives: The purpose of this course is to introduce advanced undergraduate and graduate students to the origins and development of international law and its role in the conduct of international relations. Specific topics we will discuss throughout the semester include the sources and subjects of international law, international agreements, the importance of international institutions such as international courts and organizations, diplomacy, and the settlement of international disputes. The reading assignments, the essay examinations, and the term paper requirement are intended to encourage the development of analytical, research, and writing skills.

Readings:

- (1) Malcolm Shaw, International Law. Cambridge University Press, 2003 (5th ed.)
- (2) J. Martin Rochester, Between Peril and Promise. CQ Press, 2006
- (3) Recommended Website for Readings and Research: Foreign Affairs Online (<http://www.people.virginia.edu/~rjb3v/rjb.html>)

Attendance Policy: Strongly Recommended

Requirements: To perform well in this course, students will have to do the assigned readings and attend classes regularly. The examinations will draw on the readings as well as lecture notes. There will be three essay examinations during the semester: one before mid-semester, one after mid-semester, and a final.

In addition, all students must write a paper (12-15 pages), on a topic approved by the instructor, on a subject in international law of interest to them. All students must submit, in writing, their proposed paper topics by class time on Thursday, September 18. Papers are due not later than 5:00 p.m. on Thursday, November 20. Students may choose to work in groups of two or more on a project approved by the instructor. The same deadlines that apply to individual papers apply to group projects. Students interested in working on group projects should see the instructor as soon as possible, and not later than Thursday, September 18.

Graduate Students: Graduate students enrolled in the course must consult the instructor about special requirements.

Grading Scale: The following scale will apply in assigning grades on the exams and the term paper:

93-100 A	73-77 C
88-92 A/B	68-72 C/D
83-87 B	58-67 D
78-82 B/C	-57 F

Grades for the course will be determined by applying the following formula: 25% of the scores on each of the examinations and the paper.

University Academic Honesty Policy:

In the spring of 2006 the University approved a new policy regarding academic honesty that spells out what actions would be considered dishonest and the sanctions that could apply. You are encouraged to consult pages 47-49 of the 2008-09 Undergraduate Bulletin to familiarize yourself with this new policy. The Bulletin is available on line at the Marquette.edu webpage.

COURSE OUTLINE

I. Introduction--Major Themes, Theories and Concepts

A. The Nature and Development of International Law

Shaw, Chapters 1 and 2.
Rochester, Preface and Chapters 1, 2, 3.

B. The Sources of International Law and the Law of Treaties

Shaw, Chapters 3 and 16.

C. The Relationship Between International and Municipal Law

Shaw, Chapter 4.

II. The Community of States

A. Statehood

Shaw, Chapter 5.
Rochester, Chapter 6.

B. Recognition of States and Governments

Shaw, Chapter 8.

C. Jurisdiction and Immunities from Jurisdiction

Shaw, Chapters 12 and 13.

D. State Responsibility

Shaw, Chapters 14 and 15.
Rochester, Chapter 8.

E. State Succession

Shaw, Chapter 17.

III. International Law and the Individual

A. The Law of Human Rights

Shaw, Chapter 6.
Rochester, Chapter 4.

B. Regional Human Rights Institutions

Shaw, Chapter 7.

IV. International Institutions

A. The Development and Personality of International Institutions

Shaw, Chapter 23.

B. The United Nations System

Shaw, Chapter 22.

V. Territorial Questions

A. Territory

Shaw, Chapter 9.

B. Air and Space

Shaw, Chapter 10.
Rochester, Chapter 7.

C. The Sea

Shaw, Chapter 11.

VI. Settlement of Disputes

A. Peaceful Settlement of Disputes

Shaw, Chapters 18, 19.
Rochester, Chapter 5.

B. The Use of Force and Intervention

Shaw, Chapters 20, 21.

VII. Conclusion

Rochester, Chapter 9.

Name: _____

EVALUATION SHEET FOR TERM PAPER

Course: _____

Semester: _____

1. Table of Contents: _____

2. Statement of Purpose: _____

3. Section and Subsection Headings in Body of Paper: _____

4. Conclusion: _____

5. Footnotes: _____

6. Bibliography: _____

7. Spelling (see notation "S"): _____

8. Sentence Structure (see notation "SS"): _____

9. Word Usage (see notation "U"): _____

10. Paragraph Structure (see notation "PS"): _____

11. Punctuation (see notation "P"): _____

12. General Comments: _____

Grade: _____