UČNI NAČRT PREDMETA / COURSE SYLLABUS	
Predmet:	**Pravo mednarodnih organizacij**
Course title:	**Law of International Organizations**

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Pravo - 1. stopnja		3	2
Law – 1st degree		3	2

Vrsta predmeta / Course type	izbirni/elective
Univerzitetna koda predmeta / University course code:	

Predavanja Lectures	Seminar Seminar	Sem. vaje Tutorial	Lab. vaje Laboratory work	Teren. vaje Field work	Samost. delo Individ. work	ECTS
20	0	10	0	0	120	6

Nosilec predmeta / Lecturer:	Prof. dr. Ernest Petrič/Prof. Ernest Petrič, PhD

Jeziki / Languages:	**Predavanja / Lectures:**	Slovenski jezik/Slovenian
	Vaje / Tutorial:	Slovenski jezik/Slovenian

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:	**Prerequisites:**
Izpolnjeni pogoji za vpis v 3. Letnik dodiplomskega študija prava Vsaj 80% prisotnost na predavanjih in vajah.	Enrollment in the 3rd undergraduate study of law. At least 80% attendance at lectures and tutorials.

Vsebina:	**Content (Syllabus outline):**
Vsebina predmeta izhaja iz opredeljenega cilja: na temelju sekundarne literature (doktrine), predvsem pa na primarnih virih (statutih, ustanovnih pogodbah in drugih pravnih aktih mednarodnih organizacij) obdelati pravno relevantna vprašanja glede nastanka mednarodnih organizacij; njihove pravne narave in subjektivnosti po mednarodnem pravu; glavne vrste mednarodnih organizacij; splošne (skupne) značilnosti njihove organizacijske strukture; splošne značilnosti odločanja v mednarodnih organizacijah in aktov, ki jih sprejemajo; pravni in politični učinki njihovih odločitev; problem odgovornosti mednarodnih organizacij in njihovih članic za kršitve prava; pravni vidiki	The content of the course is based on the defined goal: study of legally relevant issues based on secondary literature (doctrines), and in particular on primary sources (statutes, founding treaties and other legal acts of international organizations): the emergence of international organizations; their legal nature; the main types of international organizations; the general (common) characteristics of their organizational structure; the general characteristics of decision-making in international organizations and the acts they adopt; the legal and political effects of their decisions; the problem of the responsibility of international organizations for violations of law; legal aspects of the work of states

delovanja predstavnikov držav v mednarodnih organizacijah in predstavnikov mednarodnih organizacij v državah; razmejitev mednarodnih organizacij od NGO; posebna vprašanja delovanja t. i. mednarodnih organizacij z nadnacionalnimi pooblastili. Kot posebna vprašanja bodo obravnavane na temelju njihovih ustanovnih aktov OZN, NATO, Specializirane agencije OZN, OVSE ter IAEA. Pravni vidiki njihove organizacijske strukture, pristojnosti, članstva, načina odločanja, učinkovanje odločitev idr. bodo za vsako od teh mednarodnih organizacij obravnavani posebej. Pri OZN bodo posebej izpostavljena pravna vprašanja v zvezi z varovanjem miru (delovanje in problemi VS OZN), varstvo človekovih pravic, uresničevanje pravice narodov do samoodločbe, razorožitve, problemi reforme OZN , še posebej VS OZN ter vloga OZN pri razvoju in kodifikaciji mednarodnega prava. Pri NATO bo posebna pozornost dana sprejemanju odločitev, opredelitvi »casus foederis« in »branjenega območja« v Washingtonski pogodbi (1949), ter novim pravnim vidikom vloge NATO v svetu in njegovem delovanju v okviru pooblastil VS OZN. Pri specializiranih agencijah bo poudarek na pravnih vprašanjih njihove vpetosti v sistem OZN. V okviru problematike OVSE bo poudarek na vprašanju njene pravne osebnosti, načinu odločanja in naravi njenih odločitev. Pri IAEA bo v ospredju pravna problematika njene vloge in nadzora pri preprečevanju proliferacije jedrskega orožja.	representatives in international organizations and representatives of international organizations in states; the delineation of international organizations from NGOs; special operational issues of so-called international organizations with supra- national authorizations. The UN, NATO, the UN Specialized Agencies, the OSCE, and the IAEA will be dealt with as specific issues, based on their founding acts. The legal aspects of their organizational structure, competences, membership, decision-making, decision-making effect, etc. will be dealt with separately for each of these international organizations. Concerning the UN, particular emphasis will be placed on legal issues related to the protection of peace (the functioning and problems of the UN Security Council), the protection of human rights, the realization of the right of peoples to self-determination, disarmament, and the problems of UN reform, especially the UN Security Council, and the role of the UN in the development and codification of international law. In relation to NATO, particular emphasis will be placed on decision-making, the definition of “casus foederis” and “defended zone” in the Washington Treaty, and to the new legal aspects of NATO’s role in the world and its functioning within the powers conferred to it by the UN Security Council. In relation to specialized agencies, particular emphasis will be placed on the legal issues of their involvement in the UN system. In the context of the OSCE issues, the focus will be on its legal personality, the manner of decision-making and the nature of its decisions. In relation to the IAEA, particular emphasis will be placed on the legal issue of its role in prevention of the proliferation of nuclear weapons.

Temeljni literatura in viri / Readings:

1. Ustanovna listina OZN.
2. Washingtonska pogodba NATO.
3. Helsinška sklepna listina (KEVS).
4. Pariška listina OVSE.
5. Statut IAEA.
6. Sporazum NPT.
7. E. Petrič, Zunanja politika, Založba ZRC SAZU, 2010 (izbrana poglavja).
8. E.Petrič, Nekateri komparativni vidiki mednarodnih organizacij, v: M.Pogačnik/E.Petrič, Izbrane teme mednarodnega prava, Nova Gorica, 2010.
9. E.Petrič, Združeni narodi in Slovenija, (isto tam).
10. M.Pogačnik , Izbrani mednarodno pravni vidiki NATO (isto tam).
11. D.Tuerk, Temelji mdednarodnega prava, Ljubljana 2007 (poglavje Mednarodne organizacije).
12. R. Higgins, Problemi in procesi-Mednarodno pravo in kako ga uporabljamo, Ljubljana 2018 (poglavje Organizacija združenih narodov).

Cilji in kompetence:

Ta predmet naj bi študentom omogočal razumevanje sodobne institucionalne strukture mednarodne skupnosti in obstoječi svetovni red s pridobitvijo naslednjih kompetenc:

- Razumevanje položaja mednarodnih organizacij v sodobnem globaliziranem svetu.
- Razumevanje specifičnosti mednarodno pravne subjektivnosti mednarodnih organizacij.
- Razumevanje vloge suverenih držav članic v mednarodnih organizacijah.
- Vpogled v delovanje mednarodnih organizacij
- Razumevanje narave aktov, ki jih sprejemajo organi mednarodnih organizacij in njihova pravna narava.
- Vpogled v problem odgovornosti mednarodnih organizacij za delovanje njihovih organov.
- Vpogled v delovanje mednarodnih organizacij kot organizacij držav.
- Razumevanje razmerja suverene države-mednarodne organizacije.
- Razumevanje specifične narave aktov mednarodnih organizacij in razmerje teh aktov do mednarodnega prava.

Objectives and competences:

This course should enable students to understand the modern institutional structure of the international community and the existing world order by acquiring the following competencies:

- Understanding the position of international organizations in the modern globalized world.
- Understanding the specifics of the international legal subjectivity of international organizations.
- Understanding the role of sovereign member states in international organizations.
- Insight into the work of international organizations.
- Understanding the nature of acts adopted by the bodies of international organizations and their legal nature.
- Insight into the problem of the responsibility of international organizations for the functioning of their bodies.
- Insight into the functioning of international organizations as organizations of countries.
- Understanding the relationship between a sovereign state and an international organization.
- Understanding the specific nature of acts of international organizations and the relationship of these acts to international

	law.

Predvideni študijski rezultati:	**Intended learning outcomes:**
Znanje in razumevanje: Sposobnost študentov razumeti bistvo mednarodno pravnih vprašanj pri delovanju mednarodnih organizacij na splošni ravni in posebej v primeru OZN, NATO, Specializirane agencije, OVSE, IAEA. Razumeti tudi bistvo mednarodno pravne problematika EU. Njeno delovanje ter glavna pravna vprašanja izhajajoča iz Lizbonske pogodbe so iz predmeta »Pravo mednarodnih organizacij« izvzeta, saj so obravnavana v okviru posebnega predmeta in drugih predmetov. Diplomanti naj bi s pridobljenimi znanji pri tem predmetu in razumevanjem delovanja mednarodnih organizacij ne bili le usposobljeni za delovanje v njih, temveč tudi za razumevanje delovanja in učinkovanja zlasti OZN, NATO, IAEA in OVSE na univerzalni ali regionalni ravni pa tudi v Sloveniji. Študij tega predmeta naj bi omogočal tudi razumevanje možnosti in potreb Slovenije za sodelovanje v okviru pomembnih mednarodnih organizacij glede na njene interese.	*Knowledge and understanding:* Understanding of the key legal issues in functioning of international organizations at the general level, and especially in the case of the UN, NATO, Specialized Agencies, OSCE and IAEA. The problems of the EU, its functioning and the main legal issues arising from the Treaty of Lisbon are excluded from the subject "International organizations law", as they are dealt with in a special subject and other subjects. Graduates should acquire knowledge and understanding of the work of international organizations to be able to operate within them, and to understand the functioning and effect of the UN, NATO, IAEA and OSCE in Slovenia and regarding the interests of the Republic of Slovenia.

Metode poučevanja in učenja:	**Learning and teaching methods:**
Oblike dela: - **Frontalna oblika poučevanja** - Delo v manjših skupinah oz. v dvojicah - **Samostojno delo študentov** - **e-učenje** - **Kombiniran način študija** - drugo (vpišite): pisanje esejev **Metode (načini) dela:** - **Razlaga** - **Razgovor/ diskusija/debata** - **Delo z besedilom** - **Proučevanje primera**	**Types of learning/teaching:** - **Frontal teaching** - Work in smaller groups or pair work - **Independent students work** - **e-learning** - **Combined study mode** - other _____ **Teaching methods:** - **Explanation** - **Conversation/discussion/debate** - **Work with texts** - **Case studies**

- Igra vlog - Druge vrste nastopov študentov - Reševanje nalog - Študijski obiski podjetij ipd.) - **Vključevanje gostov iz prakse** - **Udeležba na okrogli mizi, na konferenci**	- Role-play - Different presentation - Solving exercises - Field work (e.g. company visits) - **Inviting guests from companies** - **Attending round table and conference**

Načini ocenjevanja:	Delež (v %) / Weight (in %)	**Assessment:**
Pisni izpit Sodelovanje pri predmetu (ustni nastopi, esej, seminarska naloga).	**80%** **20%**	Written exam Participation (oral statements, essay, seminar paper).

Reference nosilca / Lecturer's references:

Prof. dr. Petrič Ernest, zaslužni profesor uči mednarodno pravo kot redni profesor od leta 1982, v Ljubljani pa tudi na številnih tujih univerzah; nagrajen je bil za znanstveno delo in knjigo o problematiki mednarodno pravnega varstva manjšin; je avtor desetih knjig o problematiki mednarodnega prava, mednarodnih odnosov in zunanje politike in več kot 350 znanstvenih in strokovnih člankov o tej problematiki; je član Komisije za mednarodno pravo in njen bivši predsednik; je bil kot veleposlanik akreditiran v Indiji in Nepalu, ZDA, Mehiki, Braziliji, Avstriji, in bil stalni predstavnik/veleposlanik Republike Slovenije pri OZN New York in Dunaj, pri OVSE in IAEA; je bivši član in predsednik Ustavnega sodišča Republike Slovenije ; je član t.i. Beneške komisije Sveta Evrope in višji svetovalec predsednika Republike Slovenije.

Prof. dr. Petrič Ernest, professor emeritus, has been teaching international law as a full professor since 1982 in Ljubljana , as well as at many foreign universities; he was awarded for a scientific work and a book published on the issues of international legal protection of minorities; he is the author of ten books on international law, international relations and foreign policy and more than 350 scientific and professional articles on this issues; is a member of the UN International Law Commission and is its former chairman; he was accredited as Ambassador to India and Nepal, the USA, Mexico, Brazil, Austria, and was the Permanent Representative / Ambassador of the Republic of Slovenia to the UN New York and UN Vienna, the OSCE and the IAEA; he is a former member and President of the Constitutional Court of the Republic of Slovenia; is a member of the Venice Commission of the Council of Europe and is Senior Adviser to the President of the Republic of Slovenia.