



"El saber de mis hijos
hará mi grandeza"

UNIVERSIDAD DE SONORA

**CENTRAL REGION UNIT
SCHOOL OF ECONOMIC AND ADMINISTRATIVE SCIENCES
ECONOMICS DEPARTMENT
BACHELOR'S DEGREE IN INTERNATIONAL BUSINESS AND TRADE**

Identification Information:

Name of the subject: International Private Law	Formative Pillar: Professional
Didactic unit: Course	Previous Subject Requirement: Business Law
Class Hours: 4 per week (4 theory)	Subsequent Subject: None
Subject Type: Mandatory	Credits: 8

General Objective

At the end of the course, students will identify the field of international law as a regulatory component of the relations between countries

Thematic Content

I. Introduction: the domestic and international duality of legal issues.

- I. The spatial scope of application and effectiveness of the law.
2. The nationality and legal status of foreigners.
3. Enforcement of foreign judgments and international arbitral awards in private matters (international procedural cooperation).
4. **The Sources of Private International Law (laws, treaties and the will of the parties).**
 - Domestic Sources (special rules and general rules)
 - International sources
 1. List of Treaties in force in Mexico
 2. Inter-American Legal System
 3. The Hague Conference

4. Unidroit (International Institute for the Unification of Private Law)
5. UNCITRAL (United Nations Commission for the Unification of International Trade Law)
6. International Chamber of Commerce in Paris (ICC)

- Consensual Sources

5. Supranational law and current trends in law on harmonization and unification in matters of private law.

II. The hierarchy of norms and the relationship between international and domestic law (Analysis and comments on Article 133 of the Federal Constitution).

1. The subordination of domestic law to international treaties
2. The hierarchical equality of federal laws and international treaties.
3. Action of Unconstitutionality against international treaties.
 - Situation in domestic law.
 - Effects at the international level.

III. Foreign law before national courts.

IV. Effects of facts and acts occurring abroad with effects in Mexico (legal, illegal and fraud to the law).

1. Foreign Public Documents
 - Legalization requirements
 - Foreign language documents
2. Private documents from abroad
3. Marriage and property regime
4. Impropriety of the nullity of a marriage celebrated abroad.
5. Powers of attorney granted abroad with no legalization required.
6. Trademarks registered abroad

III. V. Effects of facts and acts occurring in Mexico with effects abroad (legal, illegal and fraud to the law).

1. Receivables from a foreign bank

VI. Voluntary choice of law.

VII. Brief reference to problems related to nationality and the legal status of foreigners

1. Nationality
2. The Legal Status of Foreigners

Universality of constitutional protection

VIII. International Procedural Cooperation.

1. Summons of actions initiated abroad
 2. Summons abroad
- Deficiency of summons for not extending the deadline.
3. Summons to an affected third party living in a country with which there are no diplomatic relations.
 4. Enforcement of foreign judgments and international arbitration awards in private matters.
 5. Competition between foreign courts and national courts.

IX. Supranational law and current trends in law on harmonization and unification in matters of private law.

Teaching Strategies

Review and analysis of real-life cases

Case simulation

Interviews to experts

Group discussions

Course crediting and evaluation criteria

- The average of three midterm exams: 60%
- Participation in class activities: 20%
- Submission of group and individual assignments 20%

Bibliography and other didactic resources

Pereznieto Castro, Leonel, (1998) **Derecho Internacional Privado, 7^a** Ed., Oxford University Press.

Tetley, William,(1994) **International Conflicts of Laws, Common, Civil and Maritime, Montreal**, International Shipping Publications.

Pereznieto Castro Leonel y Silva Silva Jorge Alberto (2001) **Derecho Internacional Privado. Parte Especial**, Ed. Oxford, México.

Contreras Vaca Francisco José (2001). **Derecho Internacional Privado. Parte Especial** Ed. Oxford, México

Recommended profile of the teacher responsible for the subject:

Bachelor of Law, International Commerce or in an area related to the subject matter., preferably with a Master's degree.

Professional experience in international business.

Teaching experience:

Have at least two years of didactic and pedagogical training:

Ease in carrying out teaching-learning tasks

Ease of communication with students as a group or individually

Ability to use technology and instructional techniques (computer, projector, videos, slides, etc.).

Complete the institution's professional development process.

Other: English language proficiency (specifically, the four basic skills)