

Curricular Unit Sheet

Master in Law and Legal Practice

1. Curricular Unit Name:

Diplomatic and Consular Law TA

2. Complementary Information:

Duration: Semester ☒ Annual ☐
Work hours: 196
Credits ECTS: 7

3. Responsible Academic staff and respective workload in the curricular unit:

Jaime Valle

4. Other academic staff and respective workloads in the curricular unit:

5. Learning outcomes of the curricular unit:

It is intended to provide an overview of the main international legal institutions concerning diplomatic and consular relations, allowing students a clear understanding of the concepts used and the substance of the various legal regimes relevant to this discipline, and enabling them to perform a critical analysis of the international jurisprudence and to discover and question the possible outcomes to specific cases.

6. Syllabus:

Chapter I

Introductory Notions

1. International community, international relations and diplomacy
2. State sovereignty, *jus legationis* and mutual consent
3. Notion and nature of Diplomatic and Consular Law
4. Historical development of Diplomatic and Consular Law
5. Sources of Diplomatic and Consular Law
6. Establishment of Diplomatic and Consular Relations
- 6.1. The establishment of diplomatic relations and diplomatic missions
7. Vicissitudes of diplomatic and consular relations

Chapter II

Permanent Diplomatic Mission

1. General aspects
2. Functions of the permanent diplomatic mission
3. Internal organization of permanent diplomatic missions: brief reference
4. Establishment, transformation, suspension and termination of permanent diplomatic missions
5. Status of the premises of permanent diplomatic missions
6. Status of permanent diplomatic mission property, means of transport and archives
7. Status of communications of permanent diplomatic mission
8. Commencement and end of term of office of heads of permanent diplomatic missions and other members
9. Status of the staff of diplomatic missions

Chapter III

Consular Post

1. General aspects
2. Consular functions
3. Establishment, transformation, and termination of consular posts
4. Status of consular premises
5. Status of consular post property, means of transport and archives
6. Status of communications of consular posts
7. Commencement and end of term of office of heads of consular and other members
8. Status of the members of the consular post

7. Demonstration of the syllabus coherence with the curricular unit's objectives:

The main diplomatic and consular legal institutions are taught and contextualized with their sources and the international jurisprudence.

8. Teaching methodologies:

The classes will be held in English, and are both theoretical and practical, alternating exposition and dialogue with students on practical aspects, critical analysis of international jurisprudence and solving cases.

9. Evaluation:

The evaluation, in accordance with the applicable regulations, has two parts: a) The evaluation elements, based on the active participation of students in discussions and solving of cases, the solving of a case in writing and the oral presentation, in a team, of an international judicial decision; b) A final written exam. Students are encouraged to take an oral exam to improve their grade.

10: Demonstration of the coherence between the teaching methodologies and the learning outcomes:

The theoretical exposition enables students with the capacity to develop their skills through practical exercises that endow a critical analysis of the juridical concepts and institutions of the diplomatic and consular relations, allowing the assimilation of the methodology for solving cases in this discipline.

11: Main Bibliography:

EILEEN DENZA, *Diplomatic Law*, 4th ed., Oxford, 2016
LUKE T. LEE / JOHN QUIGLEY, *Consular Law and Practice*, 3rd ed., Oxford, 2008
IVOR ROBERTS (Ed.), *Satow's Diplomatic Practice*, 7th ed., Oxford, 2017
IAN BROWNLIE, *Principles of Public International Law*, 7th ed., Oxford, 2008
ANNA MARIA SMOLINSKA ET AL, *Droit International des Relations Diplomatiques et Consulaires*, Bruxelles, 2015
PHILIPPE CAHIER, *Le Droit Diplomatique Contemporain*, 2e éd., Genève, 1964
NGUYEN QUOC DINH ET AL, *Droit International Public*, 8e éd., Paris, 2009
MICHAEL RICHTSTEIG, *Wiener Übereinkommen über diplomatische und konsularische Beziehungen*, 2. Aufl., Baden-Baden, 2010
EDUARDO VILARIÑO PINTOS, *Curso de Derecho Diplomático y Consular*, 7.^a ed., Madrid, 2016
CARLO CURTI GIALDINO, *Diritto diplomatico--consolare internazionale ed europeo*, 6.^a ed., Torino, 2022
JAIME VALLE, *Direito Diplomático e Consular*, Vol. I, 2.^a ed., Lisboa, 2023