

Combating Violence Against Women LLM 624

The course on Combating Violence Against Women focuses on the key concepts, the international and European legal framework, case law governing the prevention and protection of women and girls from violence. Course content includes domestic violence issues and criminal laws dealing with family violence, the access to justice for victims of violence, criminal justice and the judicial response in violence against women cases and support that will enable students to recognize domestic violence and be able to examine not only effective intervention measures, but also preventative methods. Furthermore, the course provides students with available practical tools for dealing with cases of violence against women and domestic violence with respect to a human rights and victim centered approach.

Civil Society Organizations Law (CSO Law) LLM/MBA 523

The course is to explore legal issues affecting civil society organizations (CSOs) and seeks to provide students with legal fundamentals in two ways. First, the course aims to provide the theoretical and substantive knowledge base regarding civil society legal issues. To this end, the course will expose students to a wide range of topics, including international law and freedom of association; national legislation affecting the CSO lifecycle; public benefit status and tax environment of CSOs; economic activities and public policy activities of CSOs; etc. Second, the course aims to develop students' legal skills by challenging them to confront actual legal problems through practical exercises. To this end, students will be assigned regular reading materials and tasked with practical exercises that may require both written and oral submissions.

Why do women kill? Women rights in global context? LLM 502.1

Why Do Women Kill is an elective course. It is intended to introduce students to the history of the development of women's rights, its domestic and international regulation. The course will cover historical aspects of different time periods, general overview of the criminal law and respective issues, international conventions and confrontation of domestic and international law. The course will review and discuss the current situation with women's rights internationally and in several countries as examples. The course is both interdisciplinary and comparative. The purpose of the course is to expose students to the complex issues - social, political, economic and legal - that characterize women's rights around the globe. Students will be asked to think critically about women's rights while thinking comparatively about the varying domestic and international settings that can alter the meaning and practical application of these rights.

Constitutional Law of the Kyrgyz Republic LLM 516

The current course aims at equipping students with essential knowledge of constitutional order, the system of state authority, adjudication, and the protection of constitutional rights in the Kyrgyz Republic. It will introduce students to such fundamental concepts as the rule of law, democracy, system, type, a form of governance, protection of rights, and SOP. Furthermore, it will provide students with insights on how the limitation of constitutional rights is regulated and intersect with each other. Finally, the course will encourage students to challenge existing provisions of the current constitution and to comparatively analyze them with the provisions of the world-leading constitutions, per se of the US, Germany, and France.

Corruption, Development and Good Governance LLM 533

Corruption has been long seen and the major obstacle to development and political stability; it is a political, social, economic, and legal problem that exists in all countries and communities. This course covers only a limited number of topics related to the study of corruption and anti-corruption efforts; nonetheless, it tries to highlight the most important aspects of the anti-corruption legal strategies that can improve development and lead to good governance.

E-commerce: legal aspects LLM 582

The objective of the course is to provide students with knowledge of e-commerce legal regulation and skills of analyzing information in such a fast-growing and challenging sector. The course primarily consists of the study of the legal framework on e-commerce of Kyrgyzstan and foreign countries, cases in this sector, and legal regulation of activities of companies engaged in e-commerce business. The course will help students develop a broader base of legal and business language encountered in e-commerce.

Environment and Human Rights LLM 622

As a sustainable and healthy environment is essential to the full enjoyment of human rights, there is a growing need to understand the legal framework of environmental protection and explore its nexus with human rights. This course will look at environmental challenges through the prism of human rights by covering relevant core concepts, issues, actors, and institutions. In particular, it will focus on the human rights-based approach to environmental protection, “green” human rights, UN human rights mechanisms related to the promotion of environmental issues, environmental human rights defenders, environmental oversight mechanisms for human rights claims, climate change mitigation, and many other issues. The development of concepts of the right to a healthy environment and its operational effect through human rights jurisprudence and implementation of the Aarhus Convention will also be discussed in the course.

The course will be a mixture of lectures and interactive in-class activities. All of the in-class activities and assignments are aimed at helping students not only to put substantive knowledge gained into practice, but also at further improving their proficiency in verbal and written communication as well as their analytical and problem-solving skills.

Freedom of Speech LLM 581

The objective of this course is to provide students with an introduction to the fundamental principles of freedom of speech and issues related to the idea from a comparative perspective. The course provides an overview of the historical development of the idea of freedom of speech, discusses its role and importance in modern democracies and the region. Throughout the course, students will examine domestic issues related to freedom of speech and see the way the decisions of the US Supreme Court and other national and international judicial practices could inform our analysis of the matter.

Human Rights and Health LLM 588

Right to health, defined as the enjoyment of the highest attainable standard of health, is a fundamental human right. It applies to all people regardless of their origin, nationality, ethnicity,

race, and other statuses. As such health-related rights like all human rights are universal, inalienable and indivisible. COVID-19 has once again demonstrated the underlying significance of health and well-being and has reinforced the importance of strengthening individual and public health. This course will explore public health issues from a rights-based perspective. The course will introduce students to international human rights standards through the examination of principles and instruments and their implications for the implementation of the right to health. Students will delve into the core components of the right to health through analyzing key legal documents and exploring the role of international actors, governments, public health authorities, organizations and individuals with a focus on the disadvantaged and marginalized populations.

Human Rights in a Changing World LLM 599

This course invites students to recent thought-provoking, engaging, and professionally crafted discourses on human rights in a changing world from an international and regional perspective. Particular attention is paid in the course to the value, as well as the limits of human rights in the context of the following important issues:

- What are human rights in a changing world?
- Critical perspectives on Human Rights
- HR and Democracy in Central Asia
- Challenges in the Implementation of the recommendations of human rights committees in Central Asia
- HR and Culture
- HR and Politics
- The Value of Human Rights in the Contemporary World
- HR and Free speech

The course aims at equipping the students with essential knowledge of various types of human rights and leading cases and discourses in those areas.

Human Rights in Armed Conflicts LLM 553

The overall aim of the course is to give the student an in-depth understanding of how human rights are affected, or altered in their application in armed conflicts and how international criminal law can serve as a mechanism for protecting victims of armed conflicts in its effort to fight against impunity.

The course consists of two parts:

Human rights in armed conflicts: This part of the course focuses on the applicability of human rights law in armed conflicts. The course covers issues such as human rights law and international humanitarian law as complementary or competing regulations in armed conflicts, and how today's conflicts and situations that are in the no man's land between peace and war affect regulations and states' views on the applicability of human rights law and international humanitarian law.

Protection of human rights by means of international criminal law: This part of the course focuses on the international criminal law as a mechanism of protection of victims of armed conflicts. Widespread violations of human rights had become a common practice in the contemporary world. Thus, the growing concern of the international community resulted in a demand for international criminal persecution of those who committed grave and heinous breaches of international human rights and humanitarian laws. The course will explore the dynamic development of this procedure where impunity was replaced by international criminal accountability of individuals in various historical trials and permanent international criminal court.

International Criminal Law LLM 517

Widespread violations of human rights had become a common practice in the contemporary world. Thus the growing concern of the international community resulted in a demand for international criminal persecution of those who committed grave and heinous breaches of international human rights and humanitarian laws. The course will explore the dynamic development of this procedure where impunity was replaced by international criminal accountability of individuals in various historical trials. Following a brief description of the historical background of the creation of the International Criminal Court and the analysis of the operation of the Nuremberg Military Tribunal, the ad-hoc international tribunals, and hybrid and internationalized courts, the procedure to be followed by the ICC will be discussed in details in the light of grave violations of human rights. Furthermore, students will also be able to employ multi-faceted views on International Criminal Law, namely from the perspectives of victims of crimes and also fair-trials rights of the defendants.

International Human Rights Law LLM 525

This course will introduce students to recent thought-provoking, engaging, and professionally crafted doctrinal sources in the field of human rights from various parts of the world. The course examines the international law of human rights, its origin, sources, content, enforcement, and justifications. It also surveys the legal recognition and protection of human rights within various jurisdictions. The course aims at equipping the students with essential knowledge of various types of human rights and leading cases in those areas.

International Investment Dispute Settlement LLM 611

This course is focused on the study of legal aspects of international investment dispute settlement. Classes are aimed at providing students with the knowledge and critical understanding of key issues surrounding international investment dispute settlement. The course is focused primarily on international investment arbitration and covers topics ranging from the drafting of an arbitral agreement to the holding of arbitral proceedings and enforcement of awards. Special attention is paid to the analysis of leading arbitration cases under the rules of the UN Commission on International Trade Law (UNCITRAL) and the International Centre for the Settlement of Investment Disputes (ICSID). At the same time, attention is also dedicated to alternatives to investment arbitration, including but not limited to international investment mediation.

International space law LLM 596

The course is designed to provide the students with a basic understanding of the legal regime applicable in outer space. Space law is considered the law of the future and with Elon Musk's

ongoing project to colonize Mars and Blue Origin's plan to start outer space tourism, it has been gaining a lot of traction globally. Space is one such domain where law should precede man.

Therefore, it is imperative for even non-space-faring nations to be aware of their rights in outer space and to acquire knowledge of the law. To this end, the course is designed to not require rote memorization but rather to inculcate the skill of asking the right questions and spot the issues, in fact, and in law. The goal is to extract the relevant questions, rather than find the unlikely answers. In doing so, we shall discuss the historical development of space law and the current challenges that the outer space regime faces today. We will also discuss the issues such as claims of property rights on celestial bodies, environment protection in space, colonization of Mars, human spaceflight, asteroid mining, remote sensing, etc.

Internet Law LLM 578

This course is designed for the students who would like to get an understanding of the various topics within the Internet and its regulation. Students will be exposed to the regulations and challenges of regulation of selected topics such as the claims for jurisdiction and competence as well as related issues as human rights, privacy, protection of intellectual property in the online sphere. The course will cover the approaches of various countries in the regulation of online activities.

Investment Law and Sustainable Development LLM 514

This course is focused on the legal aspects of foreign direct investment (FDI) and sustainable development. Classes are aimed at providing students with the knowledge and critical understanding of main investment law as well as sustainable development concepts and issues primarily in accordance with the legislation of the Kyrgyz Republic. In addition, special attention is paid to the study of key multilateral and bilateral investment agreements, investment contracts, and major court arbitration cases.

Mediation: Alternative Dispute Resolution Technology LLM 543

The objective of the course is to inform students about an alternative dispute resolution method called mediation. Mediation skills are life skills and can be utilized every day in all situations involving others, as well as an opportunity to transform yourself. During the course, students will be taught on various issues, including the mediation theory and practice, its processes and techniques; the use of mediation in negotiations, concluding agreements, resolving disputes and conflicts; the peaceful settlement of judicial and pre-trial disputes; independent and alternative assessment of complex situations; the focus on finding a mutually beneficial solution and trying to maintain partnerships; confidentiality of the process.

Offshore financial centers: challenges, contemporary issues and fundamental notions LLM/MBA 562

This course is a 3 credit course covering the main aspects relating to 'Offshore financial centers'. Even in the contemporary literature there is some confusion between the terms 'Offshore financial centers' and 'Tax havens'. Today's response of international community is not final in regard to legitimacy of 'Offshore financial centers'. The scandals pertaining to Amazon, Starbucks and leaks of Panama Papers, Paradise Papers created some confusion.

The course will provide distinct answers to what constitutes 'Offshore financial center', 'Tax haven' and how 'Tax avoidance' differs from 'Tax evasion'. The course will also present the main money-laundering

techniques involving tax havens. In addition, international soft and hard law instruments will also be presented.

Contemporary issues in regard to the topic such as “The role of cryptocurrencies”, “Response by International community” and “Actions of global civil society” will also be covered during the course. We will empower students to have comprehensive and concrete knowledge about the issues presented above. The course will engage students in Socratic spirit of dialogues and will strive to left unanswered 0 question.

International Trade Law LLM/MBA 524

Liberalization of international trade is a characteristic feature of contemporary economic relations. The process is mainly channelled through the World Trade Organization (WTO) and governed by the set of rules developed within the organization. The general aim of the course is to introduce the students to the structure of the WTO, its decision-making procedures and the substantive rules regulating different aspects of international trade. Special attention will be given to the dispute settlement mechanism of the WTO. The policy dimension of the activities of the WTO will also be discussed.

International Business Transactions LLM 506

This course is addressed to students in the LL.M. program as well as advanced students in the LL.B. program with an interest in international trade and commerce. While some previous knowledge in contracts, sales, (public) international law and WTO law is helpful, it is not a prerequisite. The course will start with an introduction to the nature and specifics of international commercial transactions – international contracts of sale = import/export transactions – in historic perspective. This will introduce the sales contracts themselves, the basic Incoterms fob and cif and the Bill of Lading as key documents for international sales. Subsequently, an overview of typical problems in international sales transactions will be given, in particular related to financing, documentation, non-performance, other breaches of contract, and fraud. After this introductory part, the first main section of the course will present the UN Convention on Contracts for the International Sale of Goods (CISG) and the Unidroit Principles and the EU Common Frame of Reference (CFR), as well as the Incoterms 2020, as the international law of contract. These regimes will be compared to the UCC, the basic American rules for commercial transactions. After discussing when and how these legal regimes become relevant, the rights and duties of the parties in typical cases will be analyzed. A particular focus will be on the passing of risk and the passing of property, as well as the main forms of non-performance, as these are frequent sources of claims. Subsequently, the other documents and the various steps involved in so-called “documentary sales” and the most common problems with these documents will be introduced. The second main section of the course will deal in more detail with issues related to the financing of international commercial transactions, including bills of exchange and promissory notes, documentary bills, documentary credits, banker’s commercial credits, and the consequences of a mismatch between documents and goods. In the third main section, the emphasis will be on carriage by sea, land and air and the respective international conventions and rules. The Bill of Lading will feature prominently here. Another focus will be on select problems related to insurance during carriage. The fourth and final main section of the course will be dedicated to dispute settlement in foreign courts and via arbitration and problems of enforcement of international agreements (choice of law, jurisdiction, enforcement), and in particular the pro’s and con’s of using state courts or arbitration for dispute settlement.

International Commercial Arbitration LLM/MBA 536

In the course of the last 20-30 years, arbitration has become the single most significant method of dispute settlement for cases arising from international commercial transactions. At the same time, existing courses on commercial law and/or civil procedure are of little use for the preparation of future lawyers in this field. Any law student, whether JD or LL.M., should consider, therefore, to enroll at least in this basic course on international commercial arbitration, which is one of the corner stones of the work of corporate and commercial lawyers in the 21st century.

Justice in 21st century LLM 594

As once described by Hans Kelsen, a world-renowned jurist, international law is “in a state of far-reaching decentralization”, with the 21st century bringing even more challenges and hurdles that can no longer be swiftly and adequately resolved without fundamental changes to the system. Other international lawyers and policymakers have been quick to note this stagnation amidst international law’s failure to completely restrict or at least heavily regulate the most recent invasions of sovereign states in order to ensure global justice for all nations across the world. In times when the enforcement of international law has been successful, allegations arose regarding its lack of impartiality or flagrant disregard of the impunity of “privileged” nations that hold power in the United Nations, ranging from the five permanent Security Council members to states/territories under their protection. This course will address advanced issues of international law with a view towards answering the most pressing questions in the fields of public international law, international and regional human rights law, laws of war, international criminal law, international refugee law, business and human rights, law of the sea, etc. How has the international law regarding the use of force developed over the years following the formation of the United Nations and why is it not enough to prevent the most recent invasions of sovereign states (Ukraine, Syria, Iraq, etc.) under the pretexts of necessity or self-defence? Why has international humanitarian law failed to prevent the destruction of civilian objects and the direct targeting of civilian populations during armed conflict in recent history (Grozny, Fallujah, Mariupol, Aleppo, etc.) despite the many guarantees of the Geneva Conventions? What is the legal status of territories (such as Kosovo, Palestine, Catalonia, etc.) that demand independence and the right to self-determination under international law? What about disputed territories that are claimed by several states, such as in the South China Sea? How has the War on Terror affected the laws of war today and how we distinguish between regular armed combatants, civilians, and “unlawful” combatants with the rise of unprecedented armed non-state actors such as Al-Qaeda or ISIS? Do the new security measures introduced by the United Nations Security Council and states in the global fight against terrorism effectively balance the necessity of guaranteeing national security and the requirement of providing civil rights and freedoms under international human rights law? Speaking of human rights law, how do we effectively regulate the growing power of such multinational corporations as Amazon or Google, which can possess revenue and assets rivaling the GDPs of many developing states and commit human rights abuses with impunity? Can the global migration and refugee crisis be effectively resolved by host countries without violating the principle of non-refoulement and other fundamental rights of refugees despite the challenges faced in the 2015 European migrant crisis? All of these questions and more will be covered in our lessons, which will include case studies, simulations, and extensive class discussions.

Block chain -Technology, Applications and Regulation LLM 574

The aim of the course is to provide students with a fundamental understanding of blockchain and distributed ledger technologies and be able to evaluate various legal issues involved in their implementation. Applications such as cryptocurrencies, utility tokens, security tokens, NFTs, and smart contracts will be covered, as well as the use of the technology in Central Bank Digital Currencies (CBDC) and industries such as healthcare, supply chain, and financial services. Relevant regulations, international agreements, and foreign laws will be examined.

Strategic Litigation in Human Rights LLM 524

1. Examining different options of strategic litigation as mean of protection of human rights
2. Strategic litigation outside of court room
3. Litigation and advocacy
4. Promotion of social change via activities of NGO
5. Creating progressive instruments for setting innovative approaches
6. Making sure that national law is interpreted and enforced correctly
7. Clarifying international standards
8. Challenging national regulations so as practices that go against human rights standards
9. Assisting individuals to seek remedies for the suffered harm

Social Justice and Human rights LLM 595

What is social justice and how can we achieve it? In recent times, the International Labour Organization stated they will play a key role in achieving it and other goals such as full employment, sustainability of open societies and the global economy, social cohesion, the fight against poverty and rising inequalities. Before social justice appeared as a widespread term, the Declaration of Philadelphia outlined such key principles for the ILO as the need to address the danger posed by global poverty and to promote social welfare, economic security, and equal opportunity across the world. Despite these bold assertions, governments are increasingly faced with more and more challenges when contemplating how to manage their public finances to avoid debt or deficit and at the same time guarantee social and economic rights to their people, all of which requires a tremendous amount of expertise in distinguishing between basic needs and general welfare entitlements (a question that has been fiercely debated by socialist and capitalist leaning nations with differing economic policies and left without a clear and unanimous answer). These nations also need to address questions regarding the extent of their obligations to provide full employment, social security measures, basic income, safe and healthy conditions at work, equal opportunity and treatment of employees, prohibition of child/forced labor, collective bargaining, healthcare rights, etc. In addition to this, the age of globalization has also been the catalyst of many new challenges such as the rise of poverty and wealth inequality, environmental pollution, exploitation of workers by transnational corporations in emerging economies, and failing minimum health standards in the least developed parts of the world. It has arguably led to the tragic events of the Bhopal disaster, oil pollution in Ogoniland, numerous factory fires in Pakistan, and many others. In this regard, Friedrich Engels has coined the term “social murder” when society “deprives thousands of the necessities of life, places them under conditions in which they cannot live – forces them, through the strong arm of the law, to remain in such conditions until that death ensues which is the inevitable consequence”, but the question still stands: how can we address these wrongs and prevent them from ever happening again? This course will seek to address advanced issues of social justice with a view towards answering the most pressing questions in human rights academia such as the impact of globalization, social and economic

rights litigation, business and human rights, accountability and cost-efficiency in public governance, the rise of neoliberalism, etc.

Moot Court LLM 577

This course is among the courses very close to the real life circumstances. It will teach you the analytical, writing, and oral presentation skills that are fundamental to your future academic and professional success. The course is designed to give you the basic skills to understand, analyze, and write about the law. As part of this, you will learn how to write specific legal documents such as a memorandum to the Arbitral Tribunal. Additionally, you will learn how to construct your arguments in a pleading (oral presentation before the court or tribunal) and deliver it in a convincing way. By the time you complete this course, you should be able to recognize, understand, and draft your own legal documents relevant for domestic (Kyrgyzstan), foreign (American), and international cases. Note that this is an introductory course. The skills you learn here will prepare you for your future legal career, but mastery of legal and academic writing is a never-ending process. Students will be expected to apply the frameworks and knowledge from this course to the rest of their classes at AUCA. Additionally, please note that students who are applying or have already been accepted to participate in an exchange program for fall/spring semester of the ongoing academic year are not eligible to be a part of the team representing AUCA in the Vis Moot or other similar competitions for the ongoing year, however, participation in this class will provide you with a skillset useful not only in your academic and professional life, but also in case you wish to participate in the competitions next year and is highly recommended.

European Union Law LLM 580

From a bipolar structure during the cold war – with the United States of America (and its allies) on the one side and the Soviet Union (and its satellites) on the other – the world has evolved into a multipolar system. While Russia has vastly diminished influence, at least on the political and economic playing fields, China seems torn between economic progress and political regression, and the United States is flirting with its latent isolationist tendencies, the European Union has emerged as the leader when it comes to the development of international law and policy. First, no legal systems have had and continue to have as much impact on the domestic laws of other countries, and the international legal framework, as the legal systems of European countries like the United Kingdom, France, Germany etc. At the same time, the European Union itself has created a unique legal system, unlike any national or international system, which makes it difficult for the uninitiated to predict where it is going and how it is going to react to challenges, like Brexit, or a trade war with the U.S. Therefore, any legal professional anywhere in the world with an interest in international trade, international relations, international business transactions, or even the further development of substantive areas, such as contract law, human rights, consumer protection, privacy law, (international) environmental law, etc. is well advised to learn about the European Union, its legal system, and how it is a logical evolution of the Member State legal systems. In this course, we will analyze in detail the legal system of the EU and its interaction with Member State law and policy. Emphasis will be on decision-making, supremacy, direct effect, the free movement of goods, services and people in the internal market, breaches of EU law, as well as legal remedies provided under EU law.