

Course Title: **Private International Law**

Course Code: **LAWS758**

Descriptor Start Date: **17/07/2023**

POINTS: **15.00**

LEVEL: **7**

PREREQUISITE/S: **75 points from Part II**

COREQUISITE/S: **None**

RESTRICTION/S: **417509**

## LEARNING HOURS

Hours may include lectures, tutorials, online forums, laboratories. Refer to your timetable and course information in Canvas for detailed information.

**Total learning hours: 150**

## PRESCRIPTOR

An introduction to private international law covering the general principles of jurisdiction, recognition and enforcement of foreign judgments and decrees, and choice of law.

## LEARNING OUTCOMES

1. Examine and discuss the principles of the law of domicile.
2. Examine the nature of the application of foreign law in New Zealand courts.
3. Analyse and discuss the limits of jurisdiction of New Zealand courts.
4. Assess the validity, operation and enforcement of foreign judgments.

## CONTENT

- New Zealand jurisdiction in private international law matters.
- General principles of jurisdiction in person.
- Bases of jurisdiction, protest to jurisdiction, limitations to jurisdiction, forum non-convenience.
- Jurisdictional competence of the New Zealand courts.
- Choice of Law process including problems of application of the lex cause.
- Choice of Law problems such as suing in New Zealand on foreign contracts and torts.

## LEARNING & TEACHING STRATEGIES

An appropriate range of strategies that may include lectures, workshops & online learning.

**Disclaimer: Course descriptors may be amended between teaching periods/semesters**

## ASSESSMENT PLAN

Assessment Event	Weighting %	Learning Outcomes
Legal Writing (Individual)*	40.00	1-4
Final Examination (Individual)**	60.00	1-4

<b>Grade Map</b>	<b>MAP1</b>
	A+ A A- Pass with Distinction
	B+ B B- Pass with Merit
	C+ C C- Pass
	D Fail

### Overall requirement/s to pass the course:

\*An appropriate piece of legal writing which may include (but is not restricted to) a research essay, paper or report, a case analysis, an opinion, a letter of advice to a client, a memorandum of legal advice, a submission, a judgment.

\*\*The final exam for this course may be an on-campus invigilated exam, an online time-constrained assessment, or a take-home exam. Details will be provided on Canvas.

To pass a course, students must:

- Obtain an overall grade of at least 50% C-; and
- Obtain a mark of at least 40% in the Final Exam (if the course has a Final Exam);
- Complete any compulsory pieces of assessment (if applicable).

Plussage may operate in some courses. If plussage applies in this course, details will be provided on Canvas.

## LEARNING RESOURCES

Details of all learning resources (including journals, databases, websites etc) are available on Canvas. Required Text(s): If there is a required text, details are available by searching the University Bookshop's website: [www.ubs.co.nz](http://www.ubs.co.nz)

**For further information, contact:** Te Ara Pakihi, Te Ohanga Me Te Ture - Faculty of Business, Economics and Law

**Principal Programme:** AK1008, Bachelor of Laws

**Related Programme/s:** AK1009 LLB(Hons), AK2601 CertLegalSt

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