

SYLLABUS DIPLOMATIC AND CONSULAR LAW

COURSE DESCRIPTION

Title	Diplomatic and Consular Law
Credit	3 ECTS
Lecturer	René Värk, <i>dr iur</i> Associate Professor of International Law, University of Tartu Associate Professor of Constitutional and International Law, Estonian National Defence College
Language	English
Classroom work	16 academic hours
Independent work	62 academic hours
Mode of examination	written exam (open questions)
Annotation	Diplomatic and consular law began to develop with the earliest civilizations and therefore are among the oldest parts of international law. Since then, diplomatic and consular relations have become important means of communication as well as dispute settlement. These relations are effective means for States to protect the interest of their own and of their nationals abroad. The course gives students an overview of the legal regulations concerning diplomatic and consular relations (establishment of relations and missions, functions, privileges and immunities, remedies) as well as of relevant State and court practice.

LIST OF LECTURED TOPICS

- History of Bilateral Relations
- Diplomatic Law
- Consular Law

STUDY MATERIALS AND BIBLIOGRAPHY

Literature

- Ludwik Dembinski, *The Modern Law of Diplomacy: External Missions of States and International Organizations* (Dordrecht: Martinus Nijhoff Publishers, 1988)
- Eileen Denza, *Diplomatic Law: A Commentary on the Vienna Convention on*

Diplomatic Relations (3rd edn, Oxford University Press, 2008)

- Ralph G. Feltham, *Diplomatic Handbook* (8th edn, Leiden: Martinus Nijhoff Publishers, 2004)
- Ivor Roberts (ed.), *Satow's Guide to Diplomatic Practice* (6th edn, London: Longman, 2009)
- Grant V. McGlanahan, *Diplomatic Immunity: Principles, Practices, Problems* (New York: St. Martin's Press, 1989)
- Bhagevatula Satyanarayana Murty, *The International Law of Diplomacy: The Diplomatic Instrument and World Public Order* (Dordrecht: Martinus Nijhoff Publishers, 1989)
- Luke T. Lee, *Consular Law and Practice* (3rd edn, Oxford University Press, 2008)
- Biswanath Sen, *A Diplomat's Handbook of International Law and Practice* (3rd revised edn, Dordrecht: Martinus Nijhoff Publishers, 1988)
- Geraldo Eulálio do Nascimento e Silva, *Diplomacy in International Law* (Leiden: A. W. Sijthoff, 1972)
- René Värk, *Diplomaatiline õigus* (Tallinn: Juura, 2004)
- René Värk, "Diplomatic Asylum: Theory, Practice and the Case of Julian Assange", 11 *Sisekaitseakadeemia Toimetised* (2012) 240–257
- René Värk, "The Siege of the Estonian Embassy in Moscow: Protection of a Diplomatic Mission and Its Staff in the Receiving State", 13 *Juridica International* (2008) 144–153

Treaties

- Vienna Convention on Diplomatic Relations (1961)
- Vienna Convention on Consular Relations (1963)

Judgements

- *Arrest Warrant of 11 April 2000* (Democratic Republic of the Congo v. Belgium), Judgment, ICJ Reports (2002) 3
- *Avena and Other Mexican Nationals* (Mexico v. United States of America), Judgment, ICJ Reports (2004) 12
- *LaGrand* (Germany v. United States of America), Judgment, ICJ Reports (2001) 466
- *United States Diplomatic and Consular Staff in Teheran* (United States of America v. Iran), Judgment, ICJ Reports (1980) 3