

## GUIDELINES FOR PREREQUISITE EXAM/NAVODILA ZA DIFERENCIALNI IZPIT

### International Economic Law / Mednarodno gospodarsko pravo

#### PROFESSORS/NOSILCI:

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#### Vsebina:

##### 1. Mednarodno gospodarsko pravo: opredelitev, razvoj in vloga v mednarodnem pravnem redu

- Razvoj in sistem mednarodnega javnega prava
- Temeljna načela mednarodnega javnega prava, pomembna za gospodarske odnose
- Povezava med mednarodnim javnim pravom in pravnim urejanjem svetovnega gospodarstva
- Pomen mednarodnega gospodarskega prava v kontekstu globalizacije in pravne integracije

##### 2. Subjekti in viri mednarodnega gospodarskega prava

- Subjekti mednarodnega gospodarskega prava (države, mednarodne organizacije, podjetja)

#### Content:

##### 1. International Economic Law: Definition, Development and Role in the International Legal Order

- The development and structure of public international law
- Core principles of public international law relevant to economic relations
- The relationship between public international law and the legal regulation of the global economy  
The role of international economic law in the context of globalisation and legal integration

##### 2. Subjects and Sources of International Economic Law

- Subjects of international economic law (states, international organisations, enterprises)
- Legal relations between states and foreign economic actors

- Razmerja med državami in tujimi gospodarskimi subjekti
- Viri mednarodnega javnega in gospodarskega prava, vključno z običajnim pravom in mehkim pravom

### **3. Pravo Svetovne trgovinske organizacije (WTO)**

- Zgodovinski razvoj GATT in vzpostavitev WTO
- Struktura in ključni sporazumi WTO (GATT, GATS, TRIPS)
- Temeljna načela in cilji delovanja
- Reševanje sporov v okviru WTO

### **4. Pravo mednarodnih gospodarskih institucij in ekonomskega sodelovanja**

- Pravna ureditev in delovanje IMF, Svetovne banke, OECD, UNCTAD
- Regionalna in bilateralna gospodarska sodelovanja ter pravna ureditev ekonomskih integracij
- Vloga mednarodnih organizacij pri oblikovanju standardov in politik

### **5. Osnove mednarodnih gospodarskih pogodb in reševanje sporov**

- Temeljne značilnosti in sklenitev mednarodnih gospodarskih pogodb
- Reševanje sporov v mednarodnem gospodarskem pravu z uporabo instrumentov mednarodnega javnega prava
- Alternative dispute resolution: arbitražna, mediacija, nacionalna sodišča v čezmejnih gospodarskih zadevah

- Sources of public and economic international law, including customary law and soft law

### **3. The Law of the World Trade Organization (WTO)**

- Historical development of GATT and the establishment of the WTO
- Structure and core WTO agreements (GATT, GATS, TRIPS)
- Fundamental principles and objectives of the WTO
- Dispute settlement within the WTO framework

### **4. Law of International Economic Institutions and Economic Cooperation**

- Legal framework and functions of the IMF, World Bank, OECD and UNCTAD
- Regional and bilateral economic cooperation and legal aspects of economic integration
- The role of international institutions in standard-setting and policy coordination

### **5. Fundamentals of International Commercial Contracts and Dispute Resolution**

- Basic features and conclusion of international commercial contracts
- Dispute resolution in international economic law through instruments of public international law
- Alternative dispute resolution: arbitration, mediation and national courts in cross-border commercial disputes

**Temeljna literatura in viri / Readings:**

**Temeljna literatura/ Required reading:**

- Berger, A., & Chi, M. (Eds.). (2025). *The Making of an International Investment Facilitation Framework: Legal, Political and Economic Perspectives*. Cambridge University Press.
- Herdegen, M. (2016). *Principles of International Economic Law* (2nd ed.). Oxford: Oxford University Press.
- Shaw, M. N. (2021). *International Law* (9th ed.). Cambridge University Press.
- Van den Bossche, P., & Zdouc, W. (2021). *The Law and Policy of the World Trade Organization: Text, Cases and Materials* (4th ed.). Cambridge University Press.

**Priporočena literatura/ Recommended reading:**

- Dolzer, R., & Schreuer, C. (2012). *Principles of International Investment Law* (2nd ed.). Oxford University Press.
- Hsieh, P. L. (2021). *New Asian Regionalism in International Economic Law*. Cambridge University Press.
- Johns, L. (2022). *Politics and International Law: Making, Breaking, and Upholding Global Rules*. Cambridge University Press.

**Načini ocenjevanja:** Pisni / ustni izpit.

**Assessment:** Written / oral exam.

Date/datum: 20.4.2026

Signature/podpis: Prof. dr. Rado Bohinc, Prof. dr. Andreja Primec