

Notarial Private International Law (B001517)

Due to Covid 19, the education and evaluation methods may vary from the information displayed in the schedules and course details. Any changes will be communicated on Ufora.

Course size	<i>(nominal values; actual values may depend on programme)</i>			
Credits 3.0	Study time 90 h	Contact hrs	30.0 h	
Course offerings and teaching methods in academic year 2020-2021				
A (semester 2)	Dutch	Gent	guided self-study	7.5 h
			lecture	15.0 h
			self-reliant study activities	7.5 h
Lecturers in academic year 2020-2021				
Verhellen, Jinske		RE21	lecturer-in-charge	
Offered in the following programmes in 2020-2021			crdts	offering
Master of Laws in Notarial Law			3	A

Teaching languages

Dutch

Keywords

Private international law – notary in an international context – marriage/partnership – matrimonial/partnership property – state and capacity – protection of adults – international successions – international properties

Position of the course

Contents

Private international law relevant to notaries. The course deals with (some parts may receive more attention than others):

- Overview of the international, European and Belgian sources
- Tools for finding and interpreting private international law and foreign law
- The role and competences of the notary in an international context
- Conflict of laws with regard to forms of cohabitation, matrimonial/partnership property, state and capacity, protection of adults, international successions and international properties
- The acceptance of notarial deeds across national borders

Initial competences

Final competences

- 1 Smooth tracing of and working with the sources of private international law
- 2 Thorough knowledge of the components of private international law that are crucial in notarial practice
- 3 Analysing concrete cases in the light of their international elements: filtering the relevant data to describe the international problem and to propose hypotheses of solution
- 4 Developing a lifelong learning attitude in relation to topics related to private international law, by identifying, interpreting and critically reflecting on current developments in this domain
- 5 Paying attention to and respecting cultural sensitivity and diversity

Conditions for credit contract

Access to this course unit via a credit contract is unrestricted: the student takes into consideration the conditions mentioned

in 'Starting Competences'

Conditions for exam contract

This course unit cannot be taken via an exam contract

Teaching methods

Guided self-study, lecture, self-reliant study activities

Extra information on the teaching methods

The lectures provide a general overview of private international law that is relevant to notaries' practice. These lectures are interactive. The student is expected to always take along the private international sources, to be able to analyze and apply them to concrete cases. In preparation of the lectures, the student must go through legal doctrine and/or jurisprudence on specific topics.

Parallel to these lectures, the student must reflect critically on one concrete current private international law case from notarial practice. The student has to find this case himself (e.g. by making contacts with notaries) and, in an independent manner, draw up a detailed advice on this case.

Learning materials and price

- The PowerPoint presentations used during the lectures will be available on Ufora
- Doctrine and case law will be available on Ufora
- Optional: J. De Meyer, J. Erauw en J. Verhellen, Basisbronnen van Internationaal Privaatrecht, Mechelen, Kluwer, 2020 (around 30 euro)

References

Course content-related study coaching

The lecturer will provide information and guidance regarding the format of the lectures and the advice students have to prepare. The lecturer is always available for questions and feedback.

Evaluation methods

Examination methods in case of periodic evaluation during the first examination period

Oral examination

Examination methods in case of periodic evaluation during the second examination period

Oral examination

Examination methods in case of permanent evaluation

Possibilities of retake in case of permanent evaluation

not applicable

Extra information on the examination methods

Oral examination based on the documentation and material that was presented, analysed and discussed during the lectures. The advice on the notarial private international law case is the starting point of the oral exam.

Calculation of the examination mark

100% oral exam