

## 2017 SUMMER SCHOOL OF *COMPARATIVE LEGAL STUDIES* AT VYTAUTAS MAGNUS UNIVERSITY FACULTY OF LAW

### GENERAL INFORMATION FOR STUDENTS

- The summer school will start on the 15<sup>th</sup> of May and will end on the 23<sup>rd</sup> of June, 2017.
- The summer school will include nine elective courses in English: **Partnership and Trust Law** (Stephen A. Frost); **Art and Cultural Heritage Law** (prof. Matthew Happold); **Public International Law** (prof. Charles Szymanski); **E.U. Competition Law** (dr. Jurgita Malinauskaitė); **Internet Law** (dr. Bernd Justin Jütte); **Education Law** (prof. Gracienne Lauwers); **International Human Rights** (prof. John Stewart Gordon); **International Environmental Law** (prof. Vickie Sutton); **EU Energy Law and Policy** (prof. Kim Talus).
- **Each course will be considered as having 4 ECTS credits. Students must collect no less than 12 ECTS credits (i.e. 3 courses) and no more than 16 ECTS credits (i.e. 4 courses). The fee for one ECTS credit is 50 euros.**
- The description of the courses, information about the professors and the schedule of classes is provided bellow.
- For more information, please, contact the International Relations Coordinator Aušrinė Pasvenskienė at [ausrine.pasvenskiene@vdu.lt](mailto:ausrine.pasvenskiene@vdu.lt).

<i>Course dates</i>	<i>Course I</i>	<i>Course II</i>	<i>Course III</i>
15 – 24 May  Exam: 26 May	<b><i>Partnership and Trust Law</i></b> Stephen A. Frost  15:00-16:30; 16:45-17:30	<b><i>Art and Cultural Heritage Law</i></b> Matthew Happold  18:00-19:30; 19:45-20:30	<b><i>Public International Law</i></b> Charles Szymanski  18:00-19:30; 19:45-20:30
29 May – 07 June  Exam: 09 June	<b><i>EU Competition Law</i></b> Jurgita Malinauskaitė  15:00-16:30; 16:45-17:30	<b><i>Internet Law</i></b> Bernd Justin Jütte  18:00-19:30; 19:45-20:30	<b><i>Education Law</i></b> Gracienne Lauwers  15:00-16:30; 16:45-17:30
12 – 21 June  Exam: 23 June	<b><i>International Human Rights</i></b> John Stewart Gordon  15:00-16:30; 16:45-17:30	<b><i>International Environmental Law</i></b> Victoria Sutton  18:00-19:30; 19:45-20:30	<b><i>EU Energy Law and Policy</i></b> Kim Talus  18:00-19:30; 19:45-20:30

## ***Partnership and Trust Law***

With regard to partnership law, the students will compare and contrast laws on partnerships, laws on small partnerships, and law on the Bar. With regard to trust law, students will compare and contrast western trust law; Right of Trust; Inheritance by Will (Testate Succession)); Trust of Property; and the Hague Convention applicable to trusts. During this course students will also apply the partnership laws and trust laws to hypothetical examples that one will see when practicing law.



**Stephen A. Frost** is a business lawyer and Certified Public Accountant with more than 25 years experience representing owners and investors in the formation, operation, restructuring and dissolution of businesses, particularly with regard to tax issues. Using complex tax savings techniques in addition to basic estate planning vehicles, Mr. Frost designs and implements sophisticated wealth transfer strategies for business owners and high net worth individuals. These include utilization of discounted gifts, family limited partnerships, irrevocable life insurance trusts, installment sales to intentionally defective grantor trusts, charitable trusts, and private foundations.

Mr. Frost was profiled in the article, “West Suburban Estate Planner Exudes Competence, Commitment and Caring,” in the October 2011 *Leading Lawyers Magazine: Consumer Edition*. He is a member of the Leading Lawyers Network and was selected by his peers as a Leading Lawyer in the areas of Closely & Privately Held Business Law; Tax Law: Business and Individual; and Trust, Will & Estate Planning Law.

Since 2002, Mr. Frost has been an adjunct professor at DePaul University Graduate School of Business, where he teaches estate tax. He has been a visiting professor at Vytautas Magnus University Law School in Kaunas, Lithuania, annually since 2009.

More about Stephen A. Frost <http://www.hinshawlaw.com/attorneys-Stephen-Frost.html>

## ***Art and Cultural Heritage Law***

(Course description is being prepared)



**Matthew Happold** is Professor of Public International Law at the University of Luxembourg, where he teaches public international law, international dispute settlement and international human rights law. He previously taught at the universities of Hull, Nottingham and Sussex, and worked at the British Institute of International and Comparative Law. He has been a Visiting Fellow at the Human Rights Program, Harvard Law School and a Visiting Professional in the Office of the Prosecutor of the International Criminal Court. Matthew Happold also practices as a barrister from 3 Hare Court, London.

More about Matthew Happold [http://wwwfr.uni.lu/fdef/droit/equipe/matthew\\_happold](http://wwwfr.uni.lu/fdef/droit/equipe/matthew_happold)

## ***Public International Law***

International Public Law course begins with an introduction of the role of international public law in international society and then moves on to an examination of the guiding principles of public international law, its principal actors, the sources of law, and a number of important fields of application. Course is devoted to examine legal concepts international treaties, international customs, state, jurisdiction, state and diplomatic immunity. The course also focuses on state responsibility, state right succession, use of force and settlement of disputes. Emphasis is laid on analysis of international legal documents and jurisprudence of International Court Justice.



Professor **Charles Szymanski**. J.D., University of Pittsburgh. Vice-Dean for International Relations of Vytautas Magnus University Faculty of Law. Lecturer of Labor law, Public International law and Diplomatic law in Vytautas Magnus University Faculty of Law and Faculty of Political Sciences and Diplomacy. He is also an adjunct professor at Michigan State University College of Law and a visiting professor at University of Lodz, University of Bialystok and Catholic University of Lublin in Poland. Professor acted as a Chair of the Labor and Employment Law Section of the Pennsylvania Bar Association. He is a member of the editorial board of Baltic Journal of Law & Politics.

### ***E.U. Competition Law***

This course aims to offer students a thorough understanding of the main principles of competition law in the EU. The course uses EU competition law as a framework within which to understand the law, economics and policy of competition law. Specifically, it examines the historical development of competition law in the EU, the main economic principles and theories underpinning competition law, anti- competitive agreements, abuse of a dominant position, and merger control. The course also covers public and private enforcement of EU competition law.



**Assistant Prof. Jurgita Malinauskaitė. Ph.D.**, acquired at the University of Westminster (United Kingdom). Lecturer of Competition Law and Public Law and the Assistant Director of Postgraduate Studies in the Brunel University (London). A visiting lecturer at Vytautas Magnus University Faculty of Law for EU law. She is a member of the editorial board of Baltic Journal of Law & Politics.

More about Jurgita Malinauskaitė <http://www.brunel.ac.uk/people/jurgita-malinauskaite>

### ***Internet Law***

With the dawn of the digital communication era, legal practitioners and academics have tried to master the new online world with traditional legal approaches by applying rules that were developed for the ‘real’ world as opposed to ‘cyberspace’. The nature of the Internet as a ‘marketplace’ for ideas, opinions, the exchange of goods and services (and many other things) that has no physical borders and does therefore not fall under the territorial jurisdiction of any state, traditional approaches have often failed to cope with cross-border, multi-territorial exchange of non-tangible information and legal transactions conducted over the Internet. As an introduction, students are introduced to the relevant terminology of this area of law by identifying the actors that participate in the communication processes that constitute the Internet. Subsequently, these communication processes will be analyzed to provide a basic technical understanding of the flow of communication and information in the Internet – and the legal challenges they create. A first topical block will deal with selected problems of e-commerce, digital business models and the role of consumers. This includes the problems of jurisdiction for disputes related to the Internet and liability for Internet intermediaries for infringements of various rights (intellectual property, personal rights). The second topical block will treat the role of intellectual property rights in the Internet, focusing copyright-related

problems in a digital context; trade marks will be briefly discussed. All topics will be discussed from a European Union Law perspective, however no in-depth knowledge of EU law is necessary to follow the course. Where appropriate, references to other jurisdictions will be made.



**Bernd Justin Jütte, Ph.D.**, acquired at the University of Luxembourg. He is a Research Fellow at the School of Law University of Nottingham. His research area is Intellectual Property Law, in particular EU Copyright Law and Digitisation, creative uses, limitations and exceptions, US fair use, the intersection between copyright and fundamental rights, especially the right to freedom of expression. At the University of Nottingham Bernd Justin Jütte is teaching Intellectual Property Law and European Union Law. He has been a visiting lecturer at Vytautas Magnus University Law School annually since 2014.

More about Bernd Justin Jütte <https://www.nottingham.ac.uk/Law/people/bernd.jutte>

### ***Education Law***

The course offers a sustained assessment of how national courts and the ECJ and ECHR engage in legal reasoning on the right to education, rights in education and the status of pupils and teachers. It also explains how different (policy and legal) approaches have defined the outcome of case law in member states and how constitutional values justify a different approach in adjudication of the right to education and rights in education in the member states in European Court of Human Rights (ECHR) jurisprudence. Finally, adjudication by the European Court of Justice (ECJ) which played a fundamental role in developing the right to education and rights in education in Europe, is discussed. The ECJ has establish such key doctrines as free movement in education, citizenship and students, direct effect of equality directives in education, linguistic requirements in education, etc. In this way, students would engage in legal reasoning, adjudication by the ECJ and ECHR, and comparative education law and policy.

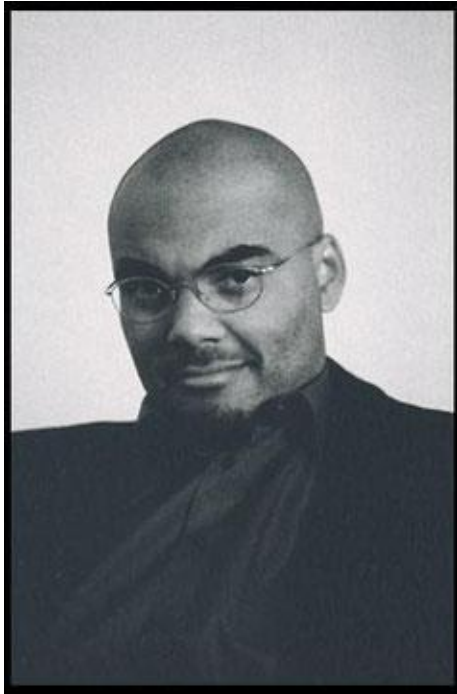


**Professor Gracienne Lauwers** acquired PhD at the Law Faculty at the Tilburg University (Netherlands) in 2005. In September 2006, Gracienne Lauwers obtained an academic position at the University of Antwerp ('Education Law') that she combines since 2012 with an academic position at the Law Faculty of the Free University of Brussels. Since 2007 she combines her academic and managerial tasks with policy work for the UNESCO Right to Education Chair, and co-authored the working document of the roundtables on the Constitutional Right to Education and its application on the tools for measuring the legal framework for the implementation of the constitutional right to education. Gracienne Lauwers serves on the Executive Board of the European Association for Education Law and Policy, commonly referred to as ELA since 2002. She has written numerous articles on educational legislation. Gracienne Lauwers has addressed audiences in settings ranging from the regional yearly conference on educational legislation in Flanders, to the European Cultural and Educational Forum and the World Conference on the Right to Education and Rights in Education. She has been a visiting lecturer at Vytautas Magnus University Law School annually since 2014.

More about Gracienne Lauwers <http://www.vub.ac.be/FRC/members/lauwers/>

### ***International Human Rights***

The compact course is concerned with the history, nature, content, and justification of human rights at the very intersection of philosophy, ethics and moral philosophy, social- and political philosophy, as well as law and international human rights legislation. Different approaches and important objections will be examined and critically discussed (on a theoretical and applied basis). The applied topics reach from the relation between human rights and dignity, the idea of just war, via sex rights for people with impairments to female genital circumcision. The compact course serves not only as an introduction to the philosophy of human rights, but is also concerned with teaching students critical thinking and academic work. The participation in the course presupposes that students have carefully studied the texts and are willing to actively contribute to the seminar.



**John Stewart Gordon** is Professor and Head of the Research Cluster for Applied Ethics in Vytautas Magnus university Faculty of Human Sciences. He acquired PhD in philosophy at the Georg-August-University Göttingen (Germany) in 2005. Since 2009 he was adjunct assistant professor and visiting professor at Queen's University Kingston (Canada). John Stewart Gordon was a professor of Anthropology and Ethics and academic co-director of the Hans Jonas-Institute at the University of Cologne (Germany). He is a member of the Society of Analytical Philosophy, associated member of the Interdepartmental Centre for Ethics in the Sciences and Humanities (IZEW, Tübingen University) and a member of the Editorial Board of Bioethics. His research focus is Ancient Practical Philosophy, Ethics, Bioethics, Disability, Social- and Political Philosophy, the Philosophy of Human Rights, Philosophical Anthropology and Philosophy of Technology (robots).

More about John Stewart Gordon <https://www.johnstgordon.com/cv/>

### ***International Environmental Law***

This course will provide a contemporary perspective of international law and policy applicable to global environmental issues. The course will pay particular attention to the relationship of international environmental law with international relations, trade and economics, development, resource exploitation and conservation, and human rights. Specific environmental topics addressed may include: transboundary pollution, climate change, indigenous peoples and environment, transboundary fresh water resources, the global commons, species extinction and habitat loss, managing the oceans, trade and the environment, corporate responsibility, and others. The course also will consider the role of international and non-governmental organizations in the development of international law and policy. Where appropriate, case studies of disputes and investigations will be presented and discussed. The course also will include simulation exercises that will require students to present and argue what they have learned before a simulated international tribunal.





**Victoria Sutton** is a Paul Whitfield Horn Professor of Law and Director of the Center for Biodefense, Law and Public Policy, Texas Tech University School of Law, the only center at a law school in the U.S. to focus solely on issues of law and biodefense, biosecurity and bioterrorism. She established the Law and Science Certificate Program, and directs the JD/MS Program in Environmental Toxicology, Biotechnology and Plant and Soil Sciences. She was a Visiting Lecturer at Yale University in Fall 2004. Before joining the faculty at Texas Tech, Victoria Sutton served in the President George H. W. Bush Administration as Assistant Director in the White House Science Office and in the U.S. Environmental Protection Agency. In the White House, she was responsible for coordinating science and technology research programs at the cabinet level. After her White House service, she was Executive Director of the Ronald Reagan Institute for Emergency Medicine where she led the development of the Institute's research initiatives. Victoria Sutton has published numerous books, law review articles, and invited articles on law and science, environmental law, American Indian law, Constitutional law, and law and bioterrorism.

More about Victoria Sutton [https://www.depts.ttu.edu/law/faculty/v\\_sutton.php](https://www.depts.ttu.edu/law/faculty/v_sutton.php)

### ***EU Energy Law and Policy***

This course will provide a critical overview of European Union energy law and policy. The course offers the discussion about the development of EU energy law, the application of general EU law into energy, the regulation of EU energy markets, international aspects of EU energy law, and policy, sustainability, and energy regulations. Presenting an up-to-date overview of EU energy law and policy and a critical analysis of its sub-areas, the course extends the discussion from electricity and natural gas markets to other areas of energy, including oil. The course frames EU energy law as a topic that can provoke intellectual, political, and professional discussion about the slowly moving train of economic regulation under the typical pressures and contradictions of countries and the European Union in the global economy.





**Kim Talus** is a Professor of European Economic and Energy Law at UEF Law School and the Director of the Center for Climate Change, Energy and Environmental Law. He is also a Professor of Energy Law at the University of Helsinki. His research and other activities focus on international, comparative and European energy law. More specifically, his activities focus on international upstream petroleum law and regulation and on EU energy law and policy. He has published widely in these areas and is a frequent speaker in international conferences. He has held teaching positions at University College London, University of Houston and Bonn University. He is the Editor-in-Chief for Oil, Gas and Energy Law and a member of the Editorial Board for Journal of World Energy Law and Business. He works frequently with companies, public authorities and governments in various areas of energy law and policy. He is also an expert member (electricity) of the Finnish Market Court.

More about Kim Talus <http://www2.uef.fi/ru/-/kim-talus-eurooppaoikeuden-professoriksi>