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Course Description: Diplomatic Law

1- Basic Information:

Course Name	Diplomatic Law
Course ID	D-DL-841
Contact Hours (Registered Sessions)	24
Contact Hours (Synchronized Sessions)	28
Mid Term Exam	---
Exam	2
Registered Sessions Work Load	26
Synchronized Session Work Load	34
Credit Hours	5
Course Level	6

2- Pre-Requisites:

Course	ID
non	-----

3- Course General Objectives:

The course aims to introduce diplomacy and the concept of international diplomatic law and the sources of its rules, and to identify the bodies competent to conduct diplomatic relations, the tasks and duties entrusted to the diplomatic mission, the extent of

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immunities and privileges enjoyed by diplomatic missions and the challenges they face, and the reasons for the termination of the tasks of the diplomatic envoy and the mission Diplomacy.

The course also aims to learn about the development of consular relations, the formation of consular missions, the functions and duties of the consular mission, the immunities and privileges enjoyed by the consular mission, and the reasons for the termination of the mission of the consular mission.

4- Intended Learning Outcomes (ILO):

Code	Intended Learning Outcomes
ILO1	Diplomacy concept
ILO2	International diplomatic law
ILO3	The internal body specialized in managing international diplomatic relations
ILO4	Formation of diplomatic mission
ILO5	Diplomatic mission jobs
ILO6	Duties of diplomatic envoy
ILO7	.content of diplomatic immunities and privileges
ILO8	Scope of diplomatic immunities and privileges
ILO9	Challenges facing diplomatic immunities and privileges
ILO10	Reasons and consequences of ending the diplomatic mission
ILO11	The development of consular relations and the formation of consular missions
ILO12	Functions and duties of a consular mission, immunities, consular privileges and termination of the mission of consular posts

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5- Course Syllabus (24 hours of total Recorded Sessions, 28 hours of total synchronized sessions)

- **RS:** Recorded Sessions; **SS:** Synchronized Sessions;

ILO	Course Syllabus	RS	SS	Type	Additional Notes
ILO1	<p>Diplomacy has proven its importance in strengthening relations between countries, so it turned from a temporary mission to a permanent mission</p> <ul style="list-style-type: none"> • Therefore, it is necessary to know the meaning of the word diplomacy, its source, and its definition in jurisprudence and law, especially after the rules governing it were codified in the 1961 Vienna Convention on Diplomatic Relations and others... 	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	
ILO2	<p>The legal aspect of diplomacy is concerned with regulating external communication between countries, and indicating the means of representing each one of them to the other. It is also concerned with explaining how to manage international affairs and how to consult and negotiate in them.</p> <p>What is the definition of international diplomatic law, and is there a relationship between it and public international law, and what is the</p>	2	3	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	

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	source of these rules, and what is the role of internal law in the field of diplomatic relations systems?				
ILO3	The state is a legal person, to whom both internal law and international law recognize certain competencies, and the capacity to perform a range of legal and other material acts, but it cannot by itself carry out its competencies and carry out the legal and material acts that necessitate the exercise of these competencies, as in the case for other legal persons, but it is necessary For these legal persons, there are natural persons who, in the name of the state or in the name of the legal person in general, undertake these competencies and carry out the works that express the will of the legal person.	2	3	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	
ILO4	The sending country organizes and manages its diplomatic relations with other countries in accordance with the procedures followed in its national legislation, which determines the persons who are entitled to practice diplomatic work. However, the size of the diplomatic mission, the manner of its representation, and how its members are accredited, must be determined with the agreement and consent of the concerned parties	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	

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ILO5	<p>The diplomatic mission, consisting of its head and the rest of its members, assumes a number of functions and tasks related to the exercise of its competencies.</p> <ul style="list-style-type: none"> Article 3 of the 1961 Vienna Convention defines the tasks and functions of diplomatic missions and envoys to represent the sending country in the receiving state, protect the interests of its nationals, develop friendly relations between its state and the receiving state, negotiate with the authorities of the host state, and review the development of conditions in the host state. These are diplomatic functions and there are consular functions performed by the diplomatic mission in accordance with the second paragraph of Article Three. None of the provisions of the Convention may be interpreted as preventing the exercise of consular functions by the diplomatic mission 	2	3	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	
ILO6	<p>The diplomatic envoy has a set of duties towards the host country, in accordance with the rules of international diplomatic law, which are respect for its laws and regulations, non-interference in its internal affairs, adherence to making its Ministry of Foreign Affairs the</p>	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	

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	direct reference for his work, not misusing the headquarters of the diplomatic mission, and not practicing any professional activity or commercial				
ILO7	Based on the rules of custom and international courtesies and what was stipulated in the Vienna Convention of 1961 AD, diplomatic immunities and privileges in terms of their content and beneficiaries can be classified into two categories: the immunities and privileges of the diplomatic mission in general, and the immunities and privileges of the diplomatic envoy in particular	2	3	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	
ILO8	The scope of diplomatic immunities and privileges extends to several categories of persons and to varying degrees, and the enforcement of these immunities and privileges does not apply except during a legally defined period on the territory of the host country, and this raises the issue of determining the scope of diplomatic immunities and privileges in terms of time, place and the persons who enjoy them.	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	
ILO9	Diplomatic immunity does not prevent the exercise of the right of legitimate defense towards those who enjoy it, because it is unfair to decide	2	2	<u>Exercises</u> (TD) <u>Assignments</u>	

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	<p>that the person or the competent authorities in the state should stand idly by or blindfold in front of a crime committed or on the way to it, just because the perpetrator is one of the enjoyers Diplomatic immunity, due to the fact that the right of legitimate defense is one of the natural rights of any individual or group.</p> <ul style="list-style-type: none"> The phenomenon of international terrorism shows us some ties with diplomatic law, mainly represented in: the role of diplomats, the inspection of the diplomatic bag, the assistance of some countries - through their embassies abroad - to terrorists, and the commission of terrorist acts against diplomats, and the headquarters of diplomatic missions may be attacked, which affects the diplomatic immunities and privileges. 			Seminars Projects Practices Others	
ILO10	<ul style="list-style-type: none"> The diplomatic mission ends in different cases and for various reasons, whether related to the diplomatic mission or its head or one of the other diplomatic envoys <p>The most important of these reasons are:</p> <p>Withdrawal of the diplomatic envoy and summoned.</p> <p>Considering the diplomatic envoy persona non grata and expelling him.</p>	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	

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	<p>Severance suspend diplomatic relations.</p> <ul style="list-style-type: none"> • A diplomatic envoy whose mission has ended shall continue to enjoy immunities and privileges until he leaves the territory of the receiving state, or after the expiration of a reasonable period to manage his affairs, and his immunity shall continue even in the event of an armed conflict. 				
ILO11	<p>Establishing consular relations</p> <ul style="list-style-type: none"> • The nature of consular relations • Article 3 of the Vienna Convention mentioned <p>Consular relations for the year 1963 AD that consular work is carried out through consular missions, and the internal law of each country regulates its consular missions, how they are formed and size, appoint their members and determine their seniority, and the size of the consular mission varies depending on the volume of foreign trade between the sending country and the country to which it is delegated, and the size of the state's community Delegated to the receiving country, we will study:</p> <ul style="list-style-type: none"> • Appointment of a consular envoy. • Classification of consular members. 	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	

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ILO12	<p>The 1963 Vienna Convention defined the functions and duties of the consular post and the tasks and obligations of its members in separate texts, which seem to devote what has been worked out in consular dealings and international norms in this regard.</p> <ul style="list-style-type: none"> • Consular missions and their members do not enjoy the same immunities and privileges granted to diplomatic missions. But it is customary to recognize certain immunities and privileges to ensure the effective performance of consular functions and functions. This is what was codified in detail by the 1963 Vienna Convention in its second chapter (Articles 28-39), which distinguished between the immunities and privileges of a consular post from those granted to a consular envoy. • The mission of the Consul ends for the same reason as the mission of the diplomatic envoy, whether by death, resignation, summons, withdrawal of the consular acquittal, removal, transfer, expulsion, deeming him persona non grata, or the annihilation of the legal personality of his country. 	2	2	<u>Exercises</u> (TD) <u>Assignments</u> Seminars Projects Practices Others	

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6- Assessment Criteria (Related to ILOs)

ISC	Interactive Synchronized Collaboration	Ex	Exams	Rpt	Reports
PF2F	Presentations and Face-to-Face Assessments	PW	Practice Work		

ILO Code	ILO	Intended Results	Assessment Type				
			ISC	PW	Ex	PF2F	Rpt
ILO1	At the end of the unit the student should be able to know: <ul style="list-style-type: none"> • The importance of diplomacy and its transformation from temporary to permanent • The source of the word diplomacy • See the definition of diplomacy from the point of view of jurists of international law. 	Interactive questions that clarify the student's understanding of the meaning of the term diplomacy	✓				
ILO2	At the end of the unit the student should be able to <ul style="list-style-type: none"> • Know what is meant by international diplomatic law. • Studying the sources of the rules of international diplomatic law. • With a focus on the work of the International Law 	Exercises that clarify the student's understanding of what is meant by international diplomatic law and the sources of its rules The relationship	✓	✓			

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	Commission. <ul style="list-style-type: none"> Knowing the nature of the relationship between international diplomatic law and international law. Studying the role of internal law in the field of diplomatic relations systems. 	between international law and diplomatic law The student should be able to deal and research within the ILC website					
ILO3	At the end of this unit the student should be able to know: <ul style="list-style-type: none"> What is the role of the head of state in foreign relations? What are the immunities and privileges enjoyed by the head of state? What are the functions of the Minister of Foreign Affairs? What are the immunities and privileges enjoyed by the Minister of Foreign Affairs? 	Exercises and questions that explain the student's ability to know the internal apparatus of diplomacy and the immunities and privileges it enjoys	✓	✓			
ILO4	At the end of this unit the student should be able to know: The size of the diplomatic mission. <ul style="list-style-type: none"> How is the diplomatic envoy accredited? 	Explanation and examples illustrating the size of the mission Accreditation of the diplomatic	✓				

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	<ul style="list-style-type: none"> • What does the diplomatic mission consist of <p>At the end of this unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowing the tasks and functions of diplomatic missions and diplomatic envoys represented in: • Representing the approved country in the country in which it is approved. • Protecting the interests of the approved state and its nationals. • Develop friendly relations with the host country. • Negotiating with the authorities of the host country. • Seeing the development of the situation in the host country • Consular functions. 	envoy					
ILO5	<p>At the end of this unit the student should be able to:</p> <ul style="list-style-type: none"> • Knowing the tasks and functions of diplomatic missions and diplomatic 	Exercises and questions that clarify knowledge of the functions of a diplomatic	✓	✓			

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	envoys represented in: <ul style="list-style-type: none"> • Representing the approved country in the country in which it is approved. • Protecting the interests of the approved state and its nationals. • Develop friendly relations with the host country. • Negotiating with the authorities of the host country. • Seeing the development of the situation in the host country • Consular functions. 	envoy					
ILO6	Examine the duties of a diplomatic envoy represented in: <ul style="list-style-type: none"> • Respecting the laws and regulations of the receiving country and not interfering in its internal affairs • Considering, in principle, the Ministry of Foreign Affairs of the receiving country the direct reference for the work of the diplomatic envoy. • Not to abuse the role of 	Examples and explanation of the duties of a diplomatic envoy	✓	✓			

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	diplomatic missions. • Not to engage in any professional or commercial activity for the personal benefit of the envoy in the receiving countries.						
ILO7	At the end of this unit the student should be able to know: • Who enjoys diplomatic immunities? • What are the immunities and privileges of the diplomatic mission in general, and what are the immunities and privileges enjoyed by the diplomatic envoy in particular.	Explanation of diplomatic immunities and privileges For the mission and the diplomatic envoy	✓				
ILO8	At the end of this unit the student should be able to know: • Extent of immunities and privileges and their scope in terms of time, place and persons.	Explanation of the extent and scope of diplomatic immunities and privileges	✓	✓			
ILO9	At the end of this unit the student should be able to know: • Challenges facing diplomatic immunities and privileges, especially in the case of legitimate defense	Issues illustrating challenges to diplomatic immunities and privileges	✓				

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	and terrorism.						
ILO10	At the end of this unit the student should be able to know: <ul style="list-style-type: none"> • What are the reasons for the end of the diplomatic mission? • What are the consequences of the end of the diplomatic mission? 	An explanation of the reasons for the end of the diplomatic mission and the consequences thereof	✓		✓		
ILO11	At the end of this unit the student should be able to know: <ul style="list-style-type: none"> • How did consular relations develop? • What are consular missions composed of? 	Explanation and clarification of the development of consular relations and the formation of the consular mission	✓				
ILO12	At the end of this unit the student should be able to know: <ul style="list-style-type: none"> • What are the functions and duties of a consular post? • Do the consular post and the consular envoy enjoy privileges and immunities? • What are the reasons for ending the mission of consular missions? 	An explanation of the functions and duties of a consular post and the immunities it enjoys The reasons for the termination of the mission of the consular post	✓		✓		

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7- Practice Tools:

Tool Name	Description
non	-----

8- Main References

1. Dr. Abdul Aziz Muhammad Sarhan - The Law of Diplomatic and Consular Relations - An Analytical Study in International Jurisprudence and the Provisions of the Vienna Conventions 1961, 1963 - Ain Shams University - 1986.
2. Dr. Nazem Abdul Wahed Al-Jassour - Foundations and Rules of Diplomatic and Consular Relations - (Guide to Diplomatic Work and Diplomatic Missions) - Dar Majdalawi - Amman - Amman - 11-2001.
3. Dr. Hamed Sultan - Public International Law - Peace Time - Edition 4- Dar Al-Nahda Al-Arabiya - Cairo 1969 AD.
4. Dr. Ahmed Abu Al-Wafa - International Law and International Relations - Arab Renaissance House - Cairo -2008-2009.

9- Additional References

1. Dr. Fouad Shabat - Diplomacy - Damascus University Publications - Faculty of Law - 10th Edition-2005.
2. Dr. Muhammad Aziz Shukri - Principles of Public International Law - Damascus University - Damascus University Publications - Open Education Center - Legal Studies Department - 2004-2005.