# International Development Law

## Prof. Mauro Megliani

***COURSE AIMS AND INTENDED LEARNING OUTCOMES***

The course aims to provide students with an understanding of the framework of rules of international development law, with particular attention to the profile of development finance.

At the end of the course, students will be able to analyse various sources of development finance by identifying the specific legal rules applicable to each of them. In this perspective, students will also be able to know the *debt relief* mechanisms related to each type of debt.

Students will then be able to assess the role that debt of the least advanced countries plays, physiologically and pathologically, in the development dynamics.

***COURSE CONTENT***

1. Origins of international development law.

2. Parties involved in international development law.

3. Specific profiles: financing, financial crises, deregulation, investment protection, social dumping, environmental dumping.

Lectures concentrates on financing development, from the standpoint of three perspectives: origin, restructuring and disputes. Within this framework, the course will analyse the role of lenders (sovereign states, multi-lateral financial institutions, and the private sector), the impact of financial crises and the dynamics of debt restructuring, as well as the identification of significant rules of international law applicable to the subject matter. The course also examines the Italian law on cooperation and the agency for development.

***READING LIST***

*Non-attending students*:

R. Cadin, *Profili ricostruttivi e linee evolutive del diritto internazionale dello sviluppo,* Giappichelli Editore, Torino, 2019.

E. SCISO, *Appunti di Diritto Internazionale dell’Economia*, Giappichelli, Torino, 4° edizione, 2021, pp. 27-193, 285-354.

*Attending students*:

Notes supplemented by materials indicated in class from time to time.

***TEACHING METHOD***

The course will be taught through lectures, possibly supplemented by seminars and conferences.

***ASSESSMENT METHOD AND CRITERIA***

Students will be assessed through an oral exam.

Attending students may split the examination into two parts: a test about the first part of the course at the end of the first semester, and a test about the second part on the regularly scheduled examination dates. The examination will be based on the notes and supplemental materials indicated in class.

Non-attending students will be tested through a single exam during the academic year and on the texts indicated in the reading list.

During the exam, students will have to demonstrate knowledge of outlines of the subject, to cross-reference various specific topics and to highlight the critical points that emerged in the discussion. The final assessment will take into consideration argumentative capacity, correct terminology and the clarity of presentation.

***NOTES AND PREREQUISITES***

Students must have knowledge in International Law. Any students not having taken the international law course should study the following text: B. Conforti, *Diritto internazionale,* Editoriale Scientifica, Naples (latest edition).

The knowledge of the English and French languages is necessary for the assignment of a final dissertation in this discipline.

Further information can be found on the lecturer's webpage at http://docenti.unicatt.it/web/searchByName.do?language=ENG, or on the Faculty notice board.