

## Spring School with Moot Court

# Human Rights and Fundamental Rights and their Impact on the Civil Law System

Hanoi and Ninh Binh, 14.03. - 23.03.2015

- **Subject and description:**

Human rights and fundamental rights (constitutional rights) are often conceived as a political topic - as an abstract, philosophical idea, which has its role in the political discourse and addresses primarily to governments and lawmakers. But they are more than that because in a state based on the rule of law, they are *directly legally binding all public authorities*. Once an international human rights treaty has been ratified or a constitutional clause on fundamental rights is in force, every person involved in the exercise of public power in any public institution of the state (including the courts) must perform his function in a way which complies with these rights. Often he will have to do so without the guidance of special legislation on the issue. This requires a sound knowledge of human rights and fundamental rights, of the relevant legal doctrine and of the legal methods to ensure their respect and protection in the ordinary application and enforcement of law. In a state based on the rule of law and committed to human rights, every lawyer needs this knowledge.

The Vietnamese-German Spring School will contribute to this knowledge by introducing to the sources of international human rights law and to the international institutions and mechanisms for the protection of human rights, by discussing important general aspects of the international human rights law and fundamental rights doctrine and by presenting a selection of individual human and fundamental rights. The Spring School will close with the preparation and conduct of a *Moot Court* illustrating the direct impact of human and fundamental rights on the civil law system and the work of the civil judge.

The Spring School is organised by the *German Law Centre* at Hanoi Law University (Prof. Dr. Jürgen Simon/Mrs. Le Loi) and the International Cooperation Department (Dr. Nguyen Van Quang), the *Hochschule für Technik und Wirtschaft Berlin* (Prof. Dr. Michael Jaensch) and the Friedrich-Ebert-Stiftung. It is supported by the German Academic Exchange Service (DAAD). There will be participants from both universities.

- **Conditions:**

The Spring School is open to students of the 4<sup>th</sup> or 3<sup>rd</sup> (or exceptionally the 2<sup>nd</sup>) grade with excellent knowledge of English who are highly interested in human and fundamental rights law. All lectures will be held in English. The participants need to attend the whole program and to prepare (in teams of two persons) a short individual presentation on a special group of rights. At the end of the Spring School they will receive a certificate of participation.

- **Further information and admission:**

For the program and for further information contact directly Prof. Dr. Jürgen Simon, German Law Centre, room A. 603, e-mail: [simon@leuphana.de](mailto:simon@leuphana.de) Submit your *application for admission* (with a short CV and a short letter of motivation) to Prof. Simon or Dr. Quang, room A. 302, email: [nguyenvanquang@hlu.edu.vn](mailto:nguyenvanquang@hlu.edu.vn) *until 12.12.2015*. A commission will choose a limited number of participants after personal interviews in mid-January 2016.