

**RENCANA PEMBELAJARAN SEMESTER**

**Subject** : International Private Law (Conflict of Laws)  
**Subject Code** : IH51511  
**Study Program** : Ilmu Hukum  
**Semester** : 3 (tiga)  
**Credits** : 3 SKS  
**Media** : LCD, Whiteboard, Marker, Edmodo

General Learning Outcomes (GLO)	
After taking this course, students are able to: 1) Obey the law and discipline in social and society life; 2) Able to comply and develop scientific descriptions of studies on Conflict of Laws; 3) Understanding the theoretical concept of Conflicts of Law and its comparison to other Nations' Laws; 4) Able to develop legal knowledge by doing the legal reasoning on Conflicts of Law and its comparison to other Nations' Laws; 5) Able to implement logical, critical, and systematic thoughts on the Cases' Comparison of Conflict of Laws in Indonesia and other Asia Countries.	

Competency	Meetings	Sub-Competency	Materials	Method		Assignments	References	Assessment		Duration
				Lecturer	Student			Indicator	Score	
1	2	3	4	5	6	7	8	9	10	11
After learning these Materials, students are able to: <b>Attitude</b> : Obey the law and discipline in social and society life (S7); <b>General Skills</b> : Able to comply and develop scientific descriptions of studies on the definition and scope of Conflicts of Law and its comparison to other Nations' Laws. (KU4)	1	<b>Knowledge</b> : Understanding the theoretical concept of Conflicts of Law and its comparison to other Nations' Laws. (PP1) <b>Special Skills</b> : Able to develop legal knowledge by doing the legal reasoning on Conflicts of Law and its comparison to other Nations' Laws. (KK1)	1. Overview of Conflicts of Law; 2. Overview of Comparative Law	1) Lecturing; 2) Providing case law as an example; 3) Stimulating the discussions.	1) Answering questions; 2) Analyzing and resolving the case law; 3) Working in group	Students are assigned to research on the history and theories of conflicts of law (Internet materials, etc)	1. ASIL Guide to Electronic Resources for International Law <a href="http://www.asil.org/resources/ep11.htm">http://www.asil.org/resources/ep11.htm</a> ; American Society of Comparative Law <a href="http://www.comparativelaw.org/">http://www.comparativelaw.org/</a> 2. Basic Conflict of Laws Principles, Robert C. Lawrence, III and Elisa Shevlin Rizzo. <a href="http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf">http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf</a> 3. Conflict of Laws. <a href="http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf">http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf</a>	The ability of students to: 1) answer questions correctly; 2) argue the cases.	5	150 minutes
After learning this Material, students are able to: <b>Attitude</b> : Cooperate and have sensitivity toward the Concept of Conflict of Laws and Choice of Law Rules (S6); <b>General Skills</b> : Able to implement logical, critical, and systematic thoughts on the Concept of Conflict of Laws and Choice of Law Rules (KU1)	2 3	<b>Knowledge</b> : Understanding the basic concept on the Concept of Conflict of Laws and Choice of Law Rules contextually, systemically, and integrally. (PP2) <b>Special Skills</b> : Able to develop legal knowledge by doing the legal reasoning on the Concept of Conflict of Laws and Choice of Law Rules through comparative law approaches and pour it into legal writing. (KK1)	1. The meaning of private international law (conflict of laws); 2. The aspects of private international law (conflict of laws); 3. Choice of law rules; 4. The status of foreign law; 5. Harmonisation  Case law based on the students' findings	1) Requesting students to report their assignments; 2) Lecturing; 3) Providing case law; 4) Stimulating the discussions.  1) Facilitating the discussion; 2) Evaluating the discussion; 3) Scoring the discussion	1) Answering questions; 2) Analyzing and resolving the case law; 3) Working in group  1) Analyzing and resolving the case law; 2) Working in pairs	Analyze the case of Microsoft Corp v. Motorola Inc. <a href="http://www.essentialpatentblog.com/wp-content/uploads/sites/64/2013/04/12.02.27.D.E.-188-Order-Granting-in-Part-and-Denying-in-Part-Plaintiffs-Motion-for-Partial-Summary-Judgment.pdf">http://www.essentialpatentblog.com/wp-content/uploads/sites/64/2013/04/12.02.27.D.E.-188-Order-Granting-in-Part-and-Denying-in-Part-Plaintiffs-Motion-for-Partial-Summary-Judgment.pdf</a>	1. Hague Conference on Private International Law official website; International Institute for the Unification of Private Law (UNIDROIT) <a href="http://www.unidroit.org/">http://www.unidroit.org/</a> ; British Institute of International and Comparative Law (BIICL) 2. Basic Conflict of Laws Principles, Robert C. Lawrence, III and Elisa Shevlin Rizzo. <a href="http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf">http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf</a> 3. Conflict of Laws. <a href="http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf">http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf</a>	The ability of students to: 1) answer questions correctly; 2) argue the cases; 3) provide compelling legal analysis.	5 5	150 minutes 150 minutes
After learning this Material, students are able to: <b>Attitude</b> : Cooperate and have sensitivity toward the Concept of Preliminary Matters (S6); <b>General Skills</b> : Able to implement logical, critical, and systematic thoughts on the Concept of Preliminary Matters. (KU1)	4 5	<b>Knowledge</b> : Understanding the basic concept on the Concept of Preliminary Matters contextually, systemically, and integrally. (PP2) <b>Special Skills</b> : Able to develop legal knowledge by doing the legal reasoning on the Concept of Preliminary Matters through comparative law approaches and pour it into legal writing. (KK1)	1. Characterisation; 2. Incidental question; 3. Renvoi  1. Choice of Law; 2. Hague Conference	1) Requesting students to report their assignments; 2) Lecturing; 3) Providing case law; 4) Stimulating the discussions.	1) Answering questions; 2) Analyzing and resolving the case law; 3) Working in group		1. Hague Conference on Private International Law official website; International Institute for the Unification of Private Law (UNIDROIT) <a href="http://www.unidroit.org/">http://www.unidroit.org/</a> ; British Institute of International and Comparative Law (BIICL) 2. Basic Conflict of Laws Principles, Robert C. Lawrence, III and Elisa Shevlin Rizzo. <a href="http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf">http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf</a> 3. Conflict of Laws. <a href="http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf">http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf</a>	The ability of students to: 1) answer questions correctly; 2) argue the cases; 3) provide compelling legal analysis.	5 5	150 minutes 150 minutes
After learning this Material, students are able to: <b>Attitude</b> : Cooperate and have sensitivity toward Definitional Elements in Conflict of Laws (S6); <b>General Skills</b> : Able to implement logical, critical, and systematic thoughts on Definitional Elements in Conflict of Laws. (KU1)	6 7	<b>Knowledge</b> : Understanding the basic concept on Definitional Elements in Conflict of Laws, contextually, systemically, and integrally. (PP2) <b>Special Skills</b> : Able to develop understand and identify legal problems related to Definitional Elements in Conflict of Laws locally and internationally (KK3).	1. State; 2. Jurisdiction; 3. Procedure  1. Forum non conveniens; 2. Lex causae; 3. Lex fori; 4. Forum shopping; 5. Lia alibi pendens	1) Requesting students to report their assignments; 2) Lecturing; 3) Providing case law; 4) Stimulating the discussions.	1) Answering questions; 2) Analyzing and resolving the case law; 3) Working in group		1. Hague Conference on Private International Law official website; International Institute for the Unification of Private Law (UNIDROIT) <a href="http://www.unidroit.org/">http://www.unidroit.org/</a> ; British Institute of International and Comparative Law (BIICL) 2. Basic Conflict of Laws Principles, Robert C. Lawrence, III and Elisa Shevlin Rizzo. <a href="http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf">http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf</a> 3. Conflict of Laws. <a href="http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf">http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20of%20Law/ConflictLaws-Unknown1.pdf</a>	The ability of students to: 1) answer questions correctly; 2) argue the cases; 3) provide compelling legal analysis.	5 5	150 minutes 150 minutes
<b>UTS</b>										

<p>After learning this Material, students are able to:</p> <p><b>Attitude</b> : Cooperate and have sensitivity toward the Concept of Connecting Factors in Conflict of Laws (S6);</p> <p><b>General Skills</b> : Able to implement logical, critical, and systematic thoughts on the Concept of Connecting Factors in Conflict of Laws. (KU1)</p>	8	<p><b>Knowledge</b> : Understanding the basic concept on the Concept of Connecting Factors in Conflict of Laws contextually, systemically, and integrally. (PF2)</p> <p><b>Special Skills</b> : Able to develop legal knowledge by doing the legal reasoning on the Concept of Connecting Factors in Conflict of Laws through comparative law approaches and pour it into legal writing. (KK1)</p>	1. Domicile ; 2. Lex domicilii; 3. Habitual residence; 4. Nationality ; 5. Lex patriae	<p>1)Requesting students to report their assignments; 2) Lecturing; 3) Providing case law; 4)Stimulating the discussions.</p>	<p>1) Answering questions; 2)Analyzing and resolving the case law; 3)Working in group</p>		<p>1. ASIL Guide to Electronic Resources for International Law <a href="http://www.asil.org/resource/pil1.htm">http://www.asil.org/resource/pil1.htm</a>; American Society of Comparative Law <a href="http://www.comparativelaw.org/">http://www.comparativelaw.org/</a></p> <p>2. Basic Conflict of Laws Principles, Robert C. Lawrence, III and Elisa Shevlin Rizzo, <a href="http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf">http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf</a></p> <p>3. Conflict of Laws, <a href="http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20to%20Law/ConflictLaws-Unknown1.pdf">http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20to%20Law/ConflictLaws-Unknown1.pdf</a></p>	<p>The ability of students to: 1) answer questions correctly; 2) argue the cases; 3) provide compelling legal analysis.</p>	5	150 minutes				
	9		1. Lex loci arbitri; 2. Lex situs; 3. Lex loci contractus; 4. Lex loci delicti Commissi; 5. Lex loci solutionis						1) Answering questions; 2)Analyzing and resolving the case law; 3)Working in group	5	150 minutes			
	10		1.Proper law; 2.Lex loci celebrationis; 3. Choice of law clause; 4.Forum selection clause							5	150 minutes			
<p>After learning this Material, students are able to:</p> <p><b>Attitude</b> : Cooperate and have sensitivity toward the concept of Foreign Judgement (S6);</p> <p><b>General Skills</b> : Able to implement logical, critical, and systematic thoughts on the concept of Foreign Judgement. (KU1)</p>	11	<p><b>Knowledge</b> : Understanding the concept of Foreign Judgement contextually, systemically, and integrally. (PF2)</p> <p><b>Special Skills</b> : Able to develop legal knowledge by doing the legal reasoning on the concept of Foreign Judgement through comparative law approaches and pour it into legal writing. (KK1)</p>	1. Enforcement of Foreign Judgment; 2.The process of enforcement	1)Requesting students to report their assignments; 2) Lecturing; 3) Providing case law; 4)Stimulating the discussions.	1) Answering questions; 2)Analyzing and resolving the case law; 3)Working in group	To collect case law on the conflict of law (Indonesia and ASEAN Countries)	1. ASIL Guide to Electronic Resources for International Law <a href="http://www.asil.org/resource/pil1.htm">http://www.asil.org/resource/pil1.htm</a> ; American Society of Comparative Law <a href="http://www.comparativelaw.org/">http://www.comparativelaw.org/</a>	2. Basic Conflict of Laws Principles, Robert C. Lawrence, III and Elisa Shevlin Rizzo, <a href="http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf">http://apps.americanbar.org/abastore/products/books/abstracts/5430661_chap1_abs.pdf</a>	3. Conflict of Laws, <a href="http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20to%20Law/ConflictLaws-Unknown1.pdf">http://www.law.wustl.edu/SBA/upperlevel/Conflicts%20to%20Law/ConflictLaws-Unknown1.pdf</a>	<p>The ability of students to: 1) answer questions correctly; 2) argue the cases; 3) provide compelling legal analysis.</p>	150 minutes			
<p>After learning this Material, students are able to:</p> <p><b>Attitude</b> : Cooperate and have sensitivity toward the Cases' Comparison of Conflict of Laws in Indonesia and other Asia Countries (S6)</p> <p><b>General Skills</b> : Able to implement logical, critical, and systematic thoughts on the Cases' Comparison of Conflict of Laws in Indonesia and other Asia Countries. (KU1)</p>	12.	<p><b>Knowledge</b> : Understanding the basic concept on the Cases' Comparison of Conflict of Laws in Indonesia and other Asia Countries contextually, systemically, and integrally. (PF2)</p> <p><b>Special Skills</b> : Able to understand and identify legal problems related to the Cases' Comparison of Conflict of Laws in Indonesia and other Asia Countries (KK3).</p>	<p>1. Explaining the concept of ASEAN Countries' conflict of laws approaches; 2. Comparing the Indonesian conflict of laws with ASEAN Countries' conflict of laws. 3.Explaining the case of law in Indonesia and ASEAN Countries</p>	<p>1.Facilitating the presentation; 2.Evaluating the presentation; 3.Scoring the presentation</p>	<p>1.Presenting their findings on other states' conflict of laws; 2. Giving feedback to the presenting group</p>	<p>Students should form a group and research on other states' conflict of laws and their case law</p>	<p>Internet</p>	<p>The ability of students to : 1.present their research findings ; 2.provide compelling legal arguments; 3.make clear comparison</p>	50					
13.														
14.														
UAS														