

## Course Description

### Master of Law in International Business Law in English Language Program

#### Compulsory Courses

##### **MMIB001 Introduction to Macau Law**

This course covers the key features of the legal system of the Macau SAR, including its sources of law, the Basic Law, the structural divisions of the legal system, and fundamental concepts of civil law and commercial law. A reference will be made to international law issues relevant for Macau.

##### **MMIB002 Introduction to International Law**

This course covers basic concepts of international law as a set of rules and principles governing the relations of States and also a growing area of relations between States and their nationals. The course will cover the sources of international law, the relationship between international and domestic law, and the role of international organizations and non-state actors in the international legal order.

##### **MMIB003 Contract Law**

This is a course covering fundamental concepts and general rules of contract law, namely the formation, validity, performance, and remedies for the case of non-performance of obligations in general and contracts in particular. The course will also discuss the current regulation of standard contract terms. A workshop on negotiation skills will be organized in the framework of this course.

##### **MMIB004 Company Law**

This course discusses the regulation of companies in Macau, focusing on private companies and public companies. All major issues of company law will be covered, including fundamental concepts (types of companies; limited liability; capital maintenance), the creation of companies, the capital, the shares, the organs of companies, the rights and obligations of shareholders, and the dissolution and liquidation of companies.

##### **MMIB005 International and Inter-Regional Trade Law**

This course addresses international trade agreements (mainly WTO/GATT). Three major areas will be explored: tariffs and non-tariff barriers to trade; domestic responses to import competition; and trade regulation and international economic relations. In addition, ASEAN and CEPA will be discussed, as well as Macau law on external trade.

##### **MMIB006 Legal Issues of Transnational Contracts**

This course covers a range of legal issues involved in conducting international business, surveying some of the many issues encountered in private international transactions and emphasizing the options available to businesses. This means recognizing and anticipating potential problems, and choosing the most appropriate form or structure for the business from among a range of equally viable or legally correct approaches, in order to manage the increased risk inherent in international transactions; it also includes matters of international private law, choice of law, and choice of forum.

## OPTIONAL COURSES

### **MMIB007 Banking Law**

This is a specialized contract law course covering the regulation of a number of banking contracts, including: bank deposit, opening of safe deposit boxes, opening of bank credit and factoring. It will also discuss the loan contract and the regulation of special guarantees (mortgage, bond, pledge, floating charge, independent guarantee) as well as contractual arrangements that have a guarantee function (reservation of title, hire-purchase and financial leasing).

### **MMIB008 Insurance Law**

This is a specialized contract law course covering the general regulation of the insurance contract and the specific regulation of casualty insurance against damage (including the specific rules on fire insurance, credit insurance, civil liability insurance) and insurance of persons (life; health; personal accidents). In connection with civil liability insurance, a detailed discussion of the requirements of civil liability will take place.

### **MMIB009 Commercial Contracts**

This is a specialized contract law course covering various legal mechanisms to distribute goods and services: the contracts of commercial agency, commercial concession, and franchising.

### **MMIB010 Tax Law**

This course will cover the tax system of Macau, including income taxes, property and wealth taxes, sales taxes and acts and documents taxes. A reference will be made to Hong Kong tax law.

### **MMIB011 Labor Law**

This course will discuss the contract between employer and employee, including its concept and formation, the rights and duties of employee and employer, the salary, working conditions, and the extinction of the contract.

### **MMIB012 Gaming Law**

This course covers gaming related issues of contract law (nature and structure of gaming and betting contracts; concession of credit for gaming purposes), company law (especially various aspects of the regulation of public companies as they apply to gaming concessionaires), administrative law (gaming concessions and subconcessions, supervision of concessionaires, and powers of government intervention), tax law (taxation of concessionaires), and criminal law (criminal offences related to gaming; the regulation against money laundering as it applies to gaming).

### **MMIB013 Anti-Money Laundering Law**

This is a course discussing international trends and initiatives, as well as the regulation in force in Macau, for the prevention and repression of money laundering and the financing of terrorism through the financial system. The discussion will cover criminal law issues and, in detail, the preventive measures required from financial institutions.

### **MMIB014 Dispute Resolution**

This course addresses mediation and arbitration as alternative means to resolve international commercial disputes, namely mediation and arbitration rules of leading international organizations including UNCITRAL, the International Chamber of

Commerce, and the London Court of International Arbitration. It will also consider the role played by national courts at various stages of mediation or arbitration.

#### **MMIB015 Intellectual Property Law**

This course will discuss the characteristics of intellectual property (namely intangibility, exclusivity, territoriality, duration) and their consequences for trade. It will cover the main intellectual property rights: trademarks, geographical indications, patents, copyrights, and designs. The key international treaties, Macau law, and enforcement aspects, will be mentioned.

#### **MMIB016 Hong Kong Contract Law**

This course considers Hong Kong contract law. It discusses namely: general principles, formation, vitiating factors, exemption clauses, performance, discharge, breach, remedies, and the Sale of Goods Ordinance.

#### **MMIB017 Chinese Contract Law**

This course will discuss the basic principles of the PRC's contract law, including: establishment of contracts; effectiveness of contracts; performance of contracts; modification and assignment of contracts; termination of the rights and obligations of contracts; liability for breach of contracts; various types of contracts in special. It will also discuss the principles of CEPA, trade in goods, trade in services and the facilitation of trade and investment.

#### **MMIB018 EU Trade Law**

This course covers the law governing trade relations of the European Union with third countries. The following topics are covered: common commercial policy; relationship between WTO law and EU foreign trade law; fundamental freedoms and EU foreign trade law; common rules for exports; dual-use and control of arms trade; export of cultural goods; common rules for imports; safeguard measures; countervailing measures and antidumping; sanctions; trade barriers regulation.

#### **MMIB019 Introduction to US Business Law**

This course will provide an overview of key aspects of the US legal system relevant for business transactions, including business organizations; it will then discuss the law of the State of New York applicable to financial contracts such as swaps.

#### **Elective Discipline**

This course is to be chosen among the disciplines offered in other Master programmes in English of the Faculty of Law.

#### **Related Legal Subject Course**

The content of this course is to be decided in each academic year. It is envisaged that this course may cover areas such as e-commerce, internet law, property law and tourism law.