



Université Saint-Joseph de Beyrouth

**Faculté de droit
et des sciences politiques**

LL.M

Université Saint-Joseph

**Faculté de droit
et des sciences politiques**

LL.M

in Business Law

Saint-Joseph University

Faculty of Law and Political Sciences

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Le LLM en droit des affaires de la Faculté de droit de l'Université Saint-Joseph a vocation à assurer une formation de juristes de haut niveau, parfaitement bilingues, en français et en anglais, spécialisés dans le domaine du droit des affaires et appelés à exercer une activité professionnelle au sein de cabinets d'avocats, de banques ou de grandes entreprises au Liban et à l'étranger.

Le programme des enseignements a pour but de former des praticiens rompus aux règles et à la pratique du droit des affaires dans les relations internes et internationales et susceptibles de s'adapter à la diversité des systèmes juridiques.

Les enseignements sont dispensés sous forme de séminaires, fondés sur la méthode interactive, alliant les enseignements théoriques à l'étude de cas pratiques et favorisant l'initiation aux techniques de rédaction et d'élaboration des actes juridiques.

The LL.M in Business Law of the Faculty of Law and Political Sciences at Saint-Joseph University is a one-year postgraduate degree. It aims at providing a solid academic background to students and legal professionals, fluent in both French and English, who specialize in the field of business law and wish to enhance their skills and career in law firms, banks or major companies in Lebanon and abroad.

The program is designed to familiarize the candidates with the rules and practices of business law in both domestic and international relations, and to adapt to various legal systems.

The program provides dynamic and comprehensive training for the practice of Business Law. The courses are in the form of interactive seminars, with a combination of theoretical contents and practical case studies. They also aim at providing the skills and techniques required when drafting and negotiating legal documents.

Admission

Les candidats doivent être titulaires d'une Licence en droit ou d'un diplôme jugé équivalent. Ils sont sélectionnés sur la base de leur dossier universitaire et/ou de leur expérience professionnelle ainsi que, le cas échéant, après un entretien avec le comité de sélection.

La maîtrise de l'anglais et du français est obligatoire.

Les dossiers de candidature doivent être déposés au secrétariat de la faculté de droit entre le 15 et le 30 juillet ou entre le 1^{er} et le 15 septembre 2016. Ils doivent comporter le relevé de notes du cursus universitaire, une lettre de motivation ainsi qu'un curriculum vitae.

Pour tout renseignement contacter le secrétariat de la FDSP :

01 421 432 / 01 421 423.

Admission

The applicants must hold a Law Degree or a diploma considered equivalent thereto.

The candidates are selected on the basis of their university file and/or their professional experience as well as, where necessary, upon an interview with the selection board.

Fluency in both English and French is a must to all applicants.

Applicants must provide an academic transcript, a cover letter and a curriculum vitae.

All applications must be submitted to the Faculty of Law between July 15 and July 30 or, between September 1st and September 15.

For any information, please call : 01 421 425/ 01 421 423.

PROGRAMME



... DROIT DES CONTRATS (16 CRÉDITS)

Objectifs :

- Maîtriser le processus de la *négociation et de la rédaction du contrat*
- Se familiariser avec la diversité des contrats de la vie des affaires.

Descriptif :

Etude de contrats d'affaires à partir de cas concrets permettant d'illustrer les conséquences juridiques attachées à leur conclusion et leur exécution.

Contenu :

1. Techniques contractuelles.
 - Techniques de négociation du contrat
 - Techniques de rédaction du contrat
2. Financement de projets et partenariats public-privé (PPP)
3. Contrat de fiducie
4. Contrats pétroliers
5. Contrats de consommation

... DROIT BANCAIRE ET DES MARCHÉS FINANCIERS (15 CRÉDITS)

Objectifs :

- Améliorer l'activité financière de l'entreprise et veiller à ce qu'elle soit en conformité avec les lois et règlements en vigueur.
- Apprécier les risques juridiques des opérations financières engagées par l'entreprise.

Descriptif :

Étude des principales opérations de crédit et des difficultés qu'elles suscitent avec un examen des spécificités que présentent le droit bancaire et la finance islamique. Introduction à l'ingénierie financière.

Contenu :

1-Droit bancaire

Financement des sociétés

- Factoring
- Leasing
- Prêts syndiqués

Finance islamique

2-Droit des marchés financiers

- Introduction au droit des marchés financiers
- Principaux contrats des marchés financiers

... DROIT DES SOCIÉTÉS (9 CRÉDITS)

Objectifs :

Former les étudiants à la résolution des principales difficultés qui se posent en droit des sociétés lors de l'achat d'une société ou de sa formation pour un projet déterminé.

Descriptif :

Étude des principales formes sociales.

Étude du financement des sociétés et de la cession de leurs actions dans le cadre d'une opération de fusion-acquisition.

Aperçu des principales infractions pénales liées à la vie des sociétés.

Contenu :

1. Fusions-acquisitions
2. Pactes d'actionnaires
3. Holdings et sociétés off-shore
4. Fiscalité des sociétés
5. Droit pénal des sociétés

... MODES ALTERNATIFS DE RÈGLEMENT DES CONFLITS (10 CRÉDITS)**Objectifs :**

- Conseiller et accompagner les entreprises et les particuliers dans le règlement des conflits.
- Optimiser le règlement du conflit par le choix de la procédure appropriée

Descriptif :

Etude approfondie des principaux modes de règlement des conflits

Contenu:

1. Arbitrage
2. Médiation
3. Conciliation
4. Transaction

... STAGE (10 CRÉDITS)

Les candidats doivent suivre un stage de six semaines, au moins, sous la supervision de professionnels et rédiger, à l'issue de celui-ci, un rapport d'activité.

PROGRAM

**... CONTRACTS LAW (16 ECTS)****Objectives:**

- Master the process of contract negotiation and drafting.
- Getting familiarized with the contracts' structure used in business law.

Descriptive:

Study of contracts drafting techniques on the basis of actual documents, and highlighting the legal consequences of their conclusion, execution and expiry or termination.

Contents:

1. Contractual techniques
 - Contract negotiation techniques
 - Contract drafting techniques
2. Financing projects and public-private partnerships (PPP)
3. Fiduciary Contracts
4. Oil and gas contracts
5. Consumer contracts

... BANKING AND FINANCIAL MARKETS (15 ECTS)

Objectives:

- Understand the financial needs of companies and the methods used to fulfill these needs, while ensuring compliance with laws and regulations.
- Assess legal risks of financial arrangements and transactions undertaken by companies.
- Understand the principles of Islamic finance and the financial structures used in the GCC countries.

Descriptive:

Study of the main credit operations and of the challenges they bring, with a review of the specifics of banking and Islamic finance. Introduction to Financial Engineering.

Contents :

1. Banking Law

Corporate finance techniques

- Factoring
- Leasing
- Syndicated loans

Islamic Finance

2. Financial Markets Law

- Introduction to the Financial markets Law
- Financial markets contracts

... CORPORATE LAW (9 ECTS)

Objectives:

Familiarize candidates with key issues in corporate law, merger and acquisition transactions, and companies legal structuring through the use of holding and offshore companies.

Descriptive:

Study the main types of companies, their taxation, their means of financing through capital increases and bonds issuances, and the sale of their shares as part of a merger and acquisition transaction.

Review of the risks and penalties resulting from criminal offenses in connection with companies law and business law in general.

Contents:

1. Mergers and acquisitions
2. Shareholders agreements
3. Holdings and off shore companies
4. Corporate taxation
5. Corporate criminal Law

... ALTERNATIVE DISPUTE RESOLUTION (10 ECTS)

Objectives:

- Advising and assisting in conflict resolution.
- Optimizing the conflict resolution by choosing the appropriate procedure.

Descriptive:

Detailed study of the main modes of conflict resolution.

Contents :

1. Arbitration
2. Conciliation
3. Mediation
4. Settlement

... TRAINING (10 ECTS)

Candidates must follow a six-week internship under the supervision of professionals and submit a training report.

FACULTY

... ACADEMICS

... France Drummond

“Agrégé” from the French faculties of Law, France Drummond is currently Professor at University of Panthéon-Assas (Paris II). She specializes in Business Law and she is the author of several publications, mainly a major book on the Law of Financial Markets : *Droit des marchés financiers*, avec Th. Bonneau, Economica, 3ème edition, 2010.

... Georges Khairallah

“Agrégé” from the French faculties of Law, Georges Khairallah is currently Professor at University of Panthéon-Assas (Paris II). He is the Director of the LL.M of Business Law in the Arab Countries at the University of Paris 2 (Panthéon-Assas).

... Christian Larroumet

“Agrégé” from the French faculties of Law, Christian Larroumet is currently Professor emeritus at University of Panthéon-Assas (Paris II). He is the author of numerous fundamental books (*Les obligations*, Economica, 7^{ème} éd., 2014; *Les biens, droits réels principaux*, T.2, Economica, 5^{ème} éd. 2005).

... Philippe Merle

“Agrégé” from the French faculties of Law, Philippe Merle is currently Professor emeritus of University of Panthéon-Assas (Paris II) . He has a large expertise in the arbitration of major disputes in the field of Business Law. He is the author of several books and publications, mainly on Corporate Law (*Les sociétés commerciales*, Dalloz, 18^{ème} éd., 2015).

... Patrick Soumrani

Professor of Corporate Law at Saint-Joseph University.

Patrick Soumrani specializes in mergers and acquisitions, banking and finance law, corporate law, commercial law and real estate Law. Graduated from Saint Joseph University, he received his Ph.D from the University of Panthéon-Assas,(Paris II). He is also Partner at Soumrani Law Firm.

... Youmna Zein Hayek

Professor of Banking Law at Saint-Joseph University. Graduated from Saint-Joseph University, Youmna Zein received her Ph.D from the University of Panthéon-Assas, (Paris II). She advises in a large number of fields, mainly in banking and financial law, commercial and corporate law, as well as litigation. She is the author of numerous publications, including a book on the syndicated loans (*Les pools bancaires* . She is also Senior Partner at Zein Law Firm.

... PRACTITIONERS

... Marie-Antoinette Airut

Partner, Airut Law office. Marie-Antoinette Airut advises mainly in the areas of corporate, mergers and acquisitions, banking, legal and financial structuring and restructuring, construction and project management, hospitality, media, commercial agency, pharmaceuticals, Intellectual Property and real estate. Graduated from Saint Joseph University and from the University of Panthéon-Sorbonne (Paris I), she lectures on the corporate law at the Faculty of Law at Saint-Joseph University.

... Andrew Bernstein

Partner, Clearly Gottlieb Steen & Hamilton LLP. Andrew Bernstein’s practice focuses on capital markets transactions and joint ventures. He also has extensive experience in structured financing, international capital markets and oil and gas transactions. He received a J.D. degree from Columbia University School of Law in 1987 and holds an undergraduate degree, magna cum laude, from Harvard College in 1984. He is a member of the Bars in New York and Paris.

... Joe Berty

General Counsel, SIS, Schlumberger, London, since 2014, Joe Berty was Assistant General Counsel, MEA & ASA, Dubai, and Corporate Counsel, HQ, Schlumberger, Paris and Abu Dhabi. He also acted as Legal Counsel at M.H. Al Shaya, Kuwait and at Al Ghazali, Kuwait. He is graduated from the University of Panthéon-Sorbonne (Paris I).

... Marc Fornacciari

Partner in Dentons’ Paris office. Marc Fornacciari specialises in administrative law, in particular regulatory and project finance schemes for public infrastructure projects. He is active in the area of public-private partnerships (PPP) in France and abroad. He is graduated from Ecole Nationale d’Administration ENA, Ecole Normale Supérieure and Sciences Po Paris.

... Yehyia Ghabboura

Yehyia Ghabboura is the President of the Criminal Court of Beirut since 2009. He graduated from the Lebanese University and the Institute of Judicial Studies. He lectures in Civil Procedures Law, Business Ethics and Corporate criminal Law.

... Georges Haddad

Partner, HBD-T Law Firm in Beirut. Georges Haddad advises for top ranked multinationals and corporate clients in Lebanon and Africa, including major mobile telecommunication operators, manufacturers and FMCG, pharmaceuticals and insurance leading companies. Graduated from Saint Joseph University and University Panthéon-Assas (Paris II), he also undertook executive programs at the Harvard Law School as well as at ESA/Beirut and PWC/Paris. He lectures on the law of contracts at the Faculty of Law at Saint-Joseph University.

... Carole Moudaber Haddad

Founding Attorney, HBD-T Law firm in Beirut. Carole Moudaber Haddad specializes in business and family law, estate planning, corporate governance and restructuring of family businesses. She counsels for manufacturers, construction companies, FMCG, dairies, and oil and gas companies. Graduated from Saint-Joseph University and University Panthéon-Sorbonne (Paris I), she also undertook executive programs at ESA/Beirut, Price Waterhouse Coopers (PWC), and Mudara IOD in various fields of her expertise. She lectures on Inheritance law and Consumers' contracts at Saint-Joseph University.

... Datuk Noripah Kamso

Datuk Noripah Kamso is the Advisor of CIMB Islamic. She was Chief Executive of CIMB-Principal Islamic Asset Management Sdn Bhd. She was deemed a two-time winner of the "Marketing Personality of the Year" award (for 2006 & 2005) by Asia Asset Management for the Asia Pacific region, CEO of The Year for Malaysia (2007) and Personal Achievement award for contribution to Islamic asset management by International Takaful Summit, London (2012). She is the author of *Investing in islamic funds a practitioner's perspective*, Wiley, 2013.

... Nassib Ziadé

Nassib G. Ziadé is the Chief Executive Officer of the Bahrain Chamber for Dispute Resolution (BCDR-AAA) and the General Editor of the *BCDR International Arbitration Review*. He is a former Director of the Dubai International Arbitration Centre (DIAC), a former Deputy Secretary-General of the International Centre for Settlement of Investment Disputes (ICSID) and a former Executive Secretary of the World Bank Administrative Tribunal. He has been a Visiting Professor at both the University of Miami School of Law and the University of Panthéon-Sorbonne (Paris I). He also delivered in 2012 a course on "the independence of arbitral bodies established in the framework of international organizations" at The Hague Academy of International Law.