

<b><u>INSTITUTION/CONTACT PERSON:</u></b>			
	<b>Last Name</b>	Abduvaliev	<b>First Name</b> Abdygany
<b>Institution</b>		Osh State University	
<b>Role in the institution</b>		Vice-Rector for Development and International Cooperation	
<b>Address</b>		331 Lenin street	
<b>Town</b>		Osh	<b>Country</b> Kyrgyzstan
<b>Telephone</b>		+996777263911,+996322220997	<b>Email</b> Oshsu.oms@gmail.com
<b>Homepage address of the institution</b>		<a href="http://www.ohsu.kg">www.ohsu.kg</a>	
<b><u>INFORMATION ABOUT THE PLANNED PROJECT:</u></b>			
<b>Erasmus+ International co-operation Activity</b> (higher education sector) – <b>type of the project idea</b>		Please, tick the appropriate one/ones: <input type="checkbox"/> Erasmus+ KA1: International students and staff credit mobility <input type="checkbox"/> Erasmus+ KA1: Erasmus Mundus Joint Master Degrees <input type="checkbox"/> Erasmus+ KA2: Capacity Building Higher Education in Partner Countries <input type="checkbox"/> Erasmus+ Jean Monnet programme	
<b>Discipline / Academic field</b>		law	
<b>Institution's preferable role in the project?</b> (applicant/partner)		<input checked="" type="checkbox"/> Applicant <input type="checkbox"/> Partner	
<b>Which countries are about to be involved?</b>		<b>Erasmus+ Programme Countries</b>	Kyrgyzstan, European countries
		<b>Erasmus+ Partner Countries</b>	Kazakhstan, Uzbekistan, Tadjikistan
<b>Working language of the project consortium = language of the project application</b>		English, Russian	
<b>Duration of the project</b>		2 years	

## **PROJECT DESCRIPTION:**

### **Objectives**

#### **Name of the problem**

#### **Problems of representation of the Kyrgyz Republic in international commercial arbitrations and problems of implementation in Kyrgyzstan legal culture of the developed countries of the world**

Since gaining independence in 1991, Kyrgyzstan has become a full-fledged member of the world community and accordingly gained the legal capacity of an independent state, which includes, among other things, the ability of the Kyrgyz Republic to be a claimant at the international courts. The first claims against Kyrgyzstan were filed in the 1990s. According to the Center of the judicial representation of the Government of the Kyrgyz Republic, from 2011 to the present day Kyrgyzstan is being recruited as a defendant in 18 international arbitration disputes, the total amount of claims is more than 1.8 billion US dollars. Most disputes arise in connection with the recognition of invalid contracts with foreign investors in connection with the change of political regime. For example, contracts that were completed during the presidency of the President A.A. Akayev were found invalid under the President K.S. Bakiyev and the contracts concluded during the presidency of the latter were found invalid under the President A.Sh. Atambaev.

Since the 1990s, there has been a shortage of qualified international lawyers in Kyrgyzstan. Additional problem is that the lawyers of Kyrgyzstan do not speak in English. When Kyrgyzstan was a member of the USSR, allied authorities that were in Moscow were engaged in foreign relations and representation in international commercial arbitrations. With the gain of independence, Kyrgyzstan found itself in a difficult situation when it did not have qualified international lawyers able to defend the interests of the Kyrgyz Republic in international commercial arbitrations. The Government of Kyrgyzstan employs foreign law firms to protect the interests of the Kyrgyz Republic on the basis of a tender. So, following the results of the tender, such companies as Jones Day and King & Wood Mallesons LLP were hired. The government of Kyrgyzstan spends certain money from the state budget for payment to foreign legal companies. For example, in 2013, foreign legal representatives of the KR paid about 140 million soms (about 3 million US dollars at the exchange rate for that period)

In the Internet, articles have been written that update the problem of the lack of data of specialists in Kyrgyzstan, for example, Irina Dudka's article "The last penny" (Internet

resource 11:39, November 23, 2012, Bishkek - 24.kg news agency, Irina Dudka(<https://24.kg/archive/ru/glance/142284-poslednij-groshik.html/>), the article by Nargiza Yuldasheva "The deputy of the parliament of Kyrgyzstan Nurbubyu Kerimova believes that there are no «normal, trained international lawyers in the country»» (Internet resource 12:31, February 19, 2009, Bishkek - 24.kg news agency, Nargiza Yuldasheva(<https://24.kg/archive/ru/parlament/46641-2009/02/19/106943.html/>), the article of Toktayim Umataliyeva "Kyrgyzstan has no chance to win a court against "Centerra"" (Internet resource [http://www.vesti.kg/index.php?option=com\\_k2&view=item&id=43099:u-kyrgyzstana-net-nikakih-shansov-vyigrat-sud-protiv-centerra&Itemid=79#ixzz50lqZfDN2](http://www.vesti.kg/index.php?option=com_k2&view=item&id=43099:u-kyrgyzstana-net-nikakih-shansov-vyigrat-sud-protiv-centerra&Itemid=79#ixzz50lqZfDN2)), the article by Julia Kostenko "International lawsuits vs Kyrgyzstan: sue the last?" (Internet resource 15:25, October 28, 2014, Bishkek - ИА «24.kg», Yuliya Kostenko([https://24.kg/ekonomika/609\\_mejdunarodnyie\\_iski\\_vs\\_kyrgyzstan\\_otsudit\\_poslednee](https://24.kg/ekonomika/609_mejdunarodnyie_iski_vs_kyrgyzstan_otsudit_poslednee)), article 15:25, October 28, 2014, Bishkek - 24.kg news agency, Julia Kostenko, the article "Kyrgyzstan in international courts: lawsuits and rejoinders" September 22, 2017 [http://www.gezitter.org/economics/63473kyrgyzstan\\_v\\_mejdunarodnyih\\_sudah\\_iski\\_i\\_otvetyi/](http://www.gezitter.org/economics/63473kyrgyzstan_v_mejdunarodnyih_sudah_iski_i_otvetyi/)).

The problem resides not only in losses in international commercial arbitrations, but also in insufficient integration in the legal, economic and general cultural sphere between Kyrgyzstan and the developed countries of the world, in problems in the legal and political systems of the Kyrgyz Republic.

To solve to some extent similar problems in Osh State University by the order of the rector at number 602 of June 21, 2017, the Kyrgyz-European faculty was established to train highly qualified specialist sought-after at the international labor market, who will be able to protect and promote the interests of Kyrgyzstan at the international level. This faculty trains 116 students in five specialities: Law 530500 profile International and European Law - 21 students, Business and Management 580700 profile International Business - 26 students, Tourism 600200 profile International Tourism - 21 students, Linguistics 531100 profile Translation Studies - 25 students, European Studies 531800 - 23 students. First year of study is in Russian. From the second to fourth year they have to study in English. In order to train them for further training all subjects in English from the second to the fourth courses, at the first year of study except the obligatory course in English, they need additional trainings of professional English in Law. This faculty was established, but the above-mentioned problems are still acute. It is necessary to train teachers of the Kyrgyz-European Faculty in order to solve the above-mentioned problems.

### Objective of the project

Training of qualified personnel in accordance with current needs and needs in the short term in the legal sector, which specializes in the representation of Kyrgyzstan in international commercial arbitrations and the implementation in Kyrgyzstan of the legal culture of the developed countries of the world.

### Activities

1. Development of joint educational programs, adapted to different countries participating in the project.
2. Develop a methodology for curricula and work programs on adaptation in accordance with the real needs of employers: the Government of the Kyrgyz Republic, other executive bodies, local governments, entrepreneurs, local communities, nongovernmental organizations, citizens of the Kyrgyz Republic in the field of law, economics, ecology and management.
3. Professional development of teachers:

	Types of activities	Duration	Place of activities	Number of teachers
1	Theoretical trainings	2 months	European Universities(Law faculties)	2 Candidates of Juridical Sciences, 1 English language lecturer
2	Practices and development of samples of lawsuits and procedural documents of International commercial arbitrations	3 months	International commercial arbitrations (Stockholm, Paris), Permanent Court of Arbitration(Hague)	2 Candidates of Juridical Sciences, 1 English language lecturer

4. Introduction of modern teaching technologies - distant, electronic.
5. Adaptation the new interactive methods of teaching, critical thinking
6. Introduction of a new educational process - international commercial arbitrations. Development of Academic program.
7. Introduction of the Master programme in profile International and European Law. 2 years of study.

Speciality	Profile	Number of students	Duration	Fee
Law	International and European Law	25 students	2 years	30 000 Kyrgyz som 432 USD

8. Training of professional English for first year students

Subject	Duration of study	Number of students	Number of teachers
Professional English in Law	September 2018-December 2018. February 2019 -May 2019. Every week from Monday to Friday. 90 minutes after lessons. Total 255 hours.	25 students	1 English language lecturer

9. Establishing of International and European Law Centre at Osh State University. Purchase of the following equipments: 1 Interactive board, 1 projector, 1 white board, 1 computer, 3 in 1 printer(copy+scanner+printer), computer programs, slides, office furniture (2 bookcases, 13 student's desks, 1 office table, 1 computer table, 26 chairs, 1 office armchair).

10. Trainings for teachers of Kyrgyz-European and Law faculties of Osh State University

Topic of the training	Duration	Number of participants	Number of trainers
Processes in international arbitration courts	A week(48 hours in a week, 8 hours in a day) in a year within	25 lecturers	2 Candidates of Juridical Sciences

	three years.		
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11. Training of students on International, European Law, International commercial arbitration at the Kyrgyz-European faculty within educational process every year.

**Results**

The trained teachers of the Kyrgyz-European Faculty at European universities in the field of International Law, European Law, legal practice of the developed countries of the world: norm-setting, law enforcement activities and state building, they will teach students at the Kyrgyz-European and Law Faculties of Osh State University to above mentioned education. Having received a specialized education in the field of the International and European law, including sufficient knowledge, skills and abilities on the activities of the international judicial bodies and legal systems of the countries of the world, the students will subsequently carry out their tasks successfully at the international judicial bodies. Participating in processes in international judicial bodies, they will face the legal systems of the countries of the world with normative and law enforcement activities in these countries and will adopt the best of legal culture and implement it in Kyrgyzstan, directly or through appeals to state and municipal bodies. As is known, forms of law are not only normative legal acts, in particular laws, but also acts of judicial practice or judicial precedents. One of the best results of the activity of lawyers of graduates of Osh State University will be the formation in Kyrgyzstan of continuity in the political, legal and economic spheres of life of the Kyrgyz society, which in turn will help to reduce disputes with foreign investors and create favorable conditions for attracting foreign investments, as well as the development of civil society. Stability and permanence of the legislation is a sign of the rule of law, to the formation and development of which we must strive to protect and ensure the rights and freedoms of man and citizen.

The Centre of International and European Law at Osh State University will be involved in all activities organized by European Union in Osh City of Kyrgyzstan. As well as, teachers of the Centre International and European Law will conduct trainings for teachers, students, lawyers of Osh, Jalalabad, Batken regions and Osh city of Kyrgyzstan.

**We are searching for:**

<b>Types of institutions</b>	Universities, Arbitration Institute of the Stockholm of the Chamber of Commerce, International Chamber of Commerce in Paris, Permanent Court of Arbitration in Hague
<b>Country/Region</b>	European countries: Sweden, Germany, France, Netherlands, Spain, Portugal, Switzerland
<b>Institutions' profiles</b>	International, European Law, International Commercial Arbitration
<b>Other relevant information</b>	Kyrgyzstan is rich of natural minerals. Most of foreign investors face with legal problems. This project is directed to the solution of such problems with mutual benefits for the investors and the Kyrgyz Republic.