

NAME OF THE COURSE		The EU legal system					
Code	EUE401	Year of study	1				
Course teacher	Doc. dr. Šime Jozipović Doc. Dr. Marko Perkušić	Credits (ECTS)	5				
Associate teachers	Mag. Iur. Milan Franić Mag. Iur. Toni Marinković	Type of instruction (number of hours)	L	S	E	F	
			26		26		
Status of the course	Elective	Percentage of application of e-learning	20%				
COURSE DESCRIPTION							
Course objectives	<p>Informing about the role of the European Union in general and its main Institutions in particular. European legislation and the importance of the <i>acquis communautaire</i> will be discussed and students will learn about the relationship between human rights law, EU law and constitutional law. Students will furthermore have the opportunity to learn about the most important case law and the role of the European Court of Justice in the integration process.</p> <p>Informing about the primary and secondary matter which will be used in the course, including the founding treaties. Understanding the main phases of economic integration in general and in Europe, as well as how the expansion of economic integration influences the political and social sphere. Understanding the current structure of the EU and the historical reasons that shaped it. Learn about the various EU bodies and their interrelations. Learn about the vertical division between the competences of the EU and its member states. Understand which legal remedies are available under which circumstances, to the different legal subjects under EU law. Understand the term “new legal order of European law” and what it differentiates from the law of the member states and international law. Learn and understand the role of the ECJ in the constitutionalization process of EU law, as well as the place and function of its decisions in the legal order of the EU. Receive a basic knowledge about the concept of “direct effect” of EU law and the supremacy of EU law to national law of the member states.</p>						
Course enrolment requirements and entry competences required for the course	Open to all students of any university graduate study program. There are no special course enrolment requirements. The course is open for cross registration to all students across the University of Split.						
Learning outcomes expected at the level of the course (4 to 10 learning outcomes)	<p>Learning outcome of the course:</p> <p>1. Analyse the System of European Law – Level 7</p> <p>Individual learning outcomes:</p> <p>2. Identify the fundamental features of the terms of the general part of European law: (concept of the source of law, the concept of EU institutions as supranational organization, etc.). – Level 7</p> <p>3. Understand the institutional structure of the European Union and its relation to the member states; – Level 7</p> <p>4. Understand the processes of EU integration both within and outside of EU borders – Level 7</p> <p>5. Understand the legislative processes of the European Union and the role of the European Court of Justice in the integration process; – Level 7</p> <p>6. Comprehend the role and impact of the <i>acquis communautaire</i> on national legislation; – Level 7</p>						

Course content broken down in detail by weekly class schedule (syllabus)	<p>7. Critically consider the application of EU law in a national setting; – Level 7</p> <p>8. Comprehend the interrelations between economic and legal integration within the EU – Level 7</p> <p>9. Evaluate fundamental features of the EU as supranational organization, starting from the political assumptions of establishment, legal relations between members, the division of competencies between institutions of supranational organization) and to compare the differences and similarities between them. – Level 7</p> <p>10. Evaluate fundamental features of the most important constitutional institutions of the EU, starting with the means and legal and political assumptions of establishment, legal relations between institutions, division of competencies between institutions ...) and to compare the differences and similarities between them. – Level 7</p> <p>11. Identify the fundamental forms of political legal linking of EU institutions with national states, as well as understanding the forms and fundamental features of the division of power between individual EU levels; – Level 7</p> <p>12. Identify fundamental features of the normative procedure at the level of the EU core institutions; – Level 7</p> <p>13. critically evaluate fundamental acts and decisions of the bodies of individual EU institutions and Member States – Level 7</p>				
	Week	Lectures		Exercises	Hours
		Topic	Hours	Topic	
	1	Introduction to EU Law, Basic Terminology, History of European Integration	2	Introduction to EU Law, Basic Terminology, History of European Integration - Phases of economic integration, Schuman declaration	
	2	Sources of EU Law: Primary and Secondary Sources	2	Sources of EU Law: Primary and Secondary Sources Treaty of Lisbon	
	3	EU Institutions I: European Parliament, European Commission, Council (of Ministers) of the European Union, European Council	2	EU Institutions I: European Parliament, European Commission, Council (of Ministers) of the European Union, European Council - Relevant Provisions of the Treaty	
	4	EU Institutions II: European Central Bank	2	EU Institutions II: European Central Bank and the legal regulation of central banking	
	5	EU Institutions III: Court of Justice of the EU	2	EU Institutions III: Court of Justice of the EU – case law and procedural law	
	6	Areas of EU competence	2	Areas of EU competence – articles of the treaty and case law	2
	7	Actions for infringement, actions for failure to act, actions for	2	Actions for infringement, actions for failure to act, actions for annulment, preliminary rulings procedure,	2

		annulment, preliminary rulings procedure, actions for damages		actions for damages – practical exercises	
	8	Fundamental single market principles	2	Fundamental single market principles	2
	9	Common commercial policy and common customs tariff	2	Common commercial policy and common customs tariff – the role of common tariffs for the EU in practice	2
	10	Non-tariff barriers: quantitative restrictions and measures having equivalent effect	2	Non-tariff barriers: quantitative restrictions and measures having equivalent effect – trade policy and trade law	2
	11	Free movement of persons and free movement of workers	2	Free movement of persons and free movement of workers – case law	2
	12	Freedom of establishment and free movement of services and General aspects of area of freedom, security and justice	2	Freedom of establishment and free movement of services – case law and General aspects of area of freedom, security and justice	2
	13	Derogations from the free movement of persons and workers regime and The accession process to the EU – experiences of Croatia and the expansion into the West Balkan states – accession process and treaty	2	Derogations from the free movement of persons and workers regime and The accession process to the EU – experiences of Croatia and the expansion into the West Balkan states – accession process and treaty (Bosnia and Herzegovina, Serbia etc.)	2
Format of instruction	<input type="checkbox"/> lectures <input type="checkbox"/> seminars and workshops <input type="checkbox"/> exercises <input type="checkbox"/> <i>on line</i> in entirety <input type="checkbox"/> partial e-learning <input type="checkbox"/> field work		<input type="checkbox"/> independent assignments <input type="checkbox"/> multimedia <input type="checkbox"/> laboratory <input type="checkbox"/> work with mentor <input type="checkbox"/> (other)		
Student responsibilities	Students will have to participate in the course through various evaluation and/or self-evaluation procedures in the form of quizzes on the digital platform of the course, writing assignments given by the lecturers or in person discussions in class concerning European law and its application. Students will, depending on the available options participate in the course through evaluation and/or self-evaluation procedures in the form of quizzes on the digital platform of the course, writing assignments given by the lecturers or in person discussions in class concerning European law and its application. Where possible, direct participation methods will be preferably used.				

	Students are required to attend at least 50% of all lectures and exercises. Attendance will be recorded through the digital system of the faculty or attendance sheets.					
Screening student work (name the proportion of ECTS credits for each activity so that the total number of ECTS credits is equal to the ECTS value of the course)	Class attendance		Research	2 ECTS	Practical training	
	Experimental work		Report		(Other)	
	Essay		Seminar essay		(Other)	
	Tests	4 ECTS*	Oral exam		(Other)	
	Written exam	3 ECTS*	Project		(Other)	
Grading and evaluating student work in class and at the final exam	<p>Two tests will be organized during the term. For the access to the second test, a passing grade in the first test is required. The final grade represents the weighted arithmetic mean of the (passing) grades of both tests. Alternatively, students can chose to be graded based on the final written exam during the exam period.</p> <p>*Students who pass both tests, are exempt from the final exam.</p> <p>Students that:</p> <p>1. complete at least 2 EU law courses and 3 law courses in total (the final paper is counted as a course if it is written on an EU law subject) with an average grade of at least 3.5; and</p> <p>2. Participate in the activities of the EBFLA program of the Jean Monnet Chair through workshops or other events during the duration of the Jean Monnet Chair, will receive the EBFLA certificate (a certificate of fundamental knowledge of European law for non-lawyers).</p>					
Required literature (available in the library and via other media)	Title			Number of copies in the library	Availability via other media	
	Bačić & P. Bačić, EUROPSKO PRAVO – STUDIJSKI IZVORI, Pravni fakultet u Splitu			50		
	Europska unija i Lisabonski ugovor - dodatak knjizi Europsko pravo (priredio dr. sc. Petar Bačić), 2010.			50		
	Europska unija i institucije Republike Hrvatske, dodatak knjizi Europsko pravo (priredili prof. dr. sc. Arsen Bačić i izv. prof. dr. sc. Petar Bačić), 2014.			50		
Optional literature (at the time of submission of study programme proposal)	<p>1. Josipović T, Načela europskog prava, Narodne novine, Zagreb, 2005.</p> <p>2. Bačić Petar, Ustav za Europu i značaj konstitucionalizacije ljudskih prava, Zbornik Pravnog fakulteta u Splitu, br. 1-2/2005., str. 105. – 119.</p> <p>3. Rodin S. et al., Reforma Europske unije - Lisabonski ugovor, Narodne novine, Zagreb, 2009.</p>					
Quality assurance methods that ensure the acquisition of exit competences	<ul style="list-style-type: none">• Tracking of the students attendance and fulfilment of other requirements (Course teacher)• Control of the performance of the course (vice dean for education)• Analysis of the studying success across all topics of study (vice dean for education)• Students survey about the quality of the course teacher and the course (UNIST, centre for quality advancement)					

	<ul style="list-style-type: none"> Through the exam which is conducted by the course teacher, all teaching results of the course will be examined. Through periodical testing of the exam content the adequacy of the exam modalities will be tested (vice dean for education)
Other (as the proposer wishes to add)	