

## COURSE DESCRIPTION

<b>Academic year:</b> 2023/2024	
<b>University:</b> Comenius University Bratislava	
<b>Faculty:</b> Faculty of Law	
<b>Course ID:</b> PraF.UEP/mPRV17-1218/20	<b>Course title:</b> Human Rights Protection in the European Union
<b>Educational activities:</b> <b>Type of activities:</b> lecture / seminar <b>Number of hours:</b> <b>per week:</b> 1 / 2 <b>per level/semester:</b> 14 / 28 <b>Form of the course:</b> on-site learning	
<b>Number of credits:</b> 2	
<b>Recommended semester:</b> 2., 4.	
<b>Educational level:</b> II.	
<b>Prerequisites:</b>	
<b>Course requirements:</b> Continuous assessment (100%): analysis of case law/s for the relevant area of human rights, presentation and discussion. Classification scale: A/1 = 91 – 100%; B/1.5 = 81-90%; C/2 = 73-80%; D/2.5 = 66-72%; E/3 = 60-65%; FX = 0-59%. Scale of assessment (preliminary/final): 100/0	
<b>Learning outcomes:</b> The aim of the course is to provide students with comprehensive information about the dynamic development of the human rights protection system within the EU. The main focus is on the concept of human rights, the division according to positive-legal and natural-legal theory. The course also deals largely with legal regulation according to the Charter of Fundamental Rights of the EU, the institutional distribution of powers, the system of agencies and bodies that were established for the purpose of protecting human rights in the EU. Teaching in the course will be carried out in the form of inclusive seminars, in which students will be motivated to actively participate, evaluate, discuss and talk.	
<b>Class syllabus:</b> Course contents: 1. The essence and role of human rights in the EU legal system - introduction 2. Development of human rights in the EC/EU - the approach of the Court of Justice of the EU 3. Codification of human rights at the EU level - analysis of the adoption process of the EU Charter of Fundamental Rights 4. Structure and content of the EU Charter of Fundamental Rights - general description and comparison with other international sources 5. Human rights in Charter I. - commentary on the content of the Charter in chapters I. - III. 6. Human rights in Charter I. – commentary on the content of the Charter in chapters IV. – VI. 7. Provisions governing the interpretation and application of the EU Charter of Fundamental Rights 8. Interpretation of the EU Charter of Fundamental Rights 9. Tools and possibilities of judicial enforcement of the Charter of Fundamental Rights of the EU	

10. The EU and the European Convention on the Protection of Human Rights and Fundamental Freedoms - mutual relations and interaction from the past to the present
11. Accession of the EU to the European Convention on the Protection of Human Rights and Fundamental Freedoms
12. Other sources of human rights protection at the transnational level – political processes, soft law, secondary law, ombudsman, European Data Protection Supervisor, EU Agency for Fundamental Rights
13. The EU as a global human rights actor - enforcement of human rights in the EU's external relations

**Recommended literature:**

PEERS, HERVEY et al. The EU Charter of Fundamental Rights - A Commentary, Oxford, 2014.  
 GRAGL. The Accession of the European Union to the European Convention on Human Rights. Oxford, 2013  
 CRAIG, de BÚRCA et al. The Evolution of EU Law, 2nd ed., Oxford, 2011.  
 TORRES PÉREZ. Conflict of Rights in the European Union. Oxford, 2009.  
 DE VRIES, BERNITZ et al. The Protection of Fundamental Rights in the EU After Lisbon. Oxford, 2013.  
 ALSTON et al. The EU and Human Rights. Oxford, 1999.  
 PEERS, WARD et al. The EU Charter of Fundamental Rights - Politics, Law and Policy. Oxford, 2004.  
 WEILER. The Constitution of Europe. Cambridge 1999.  
 de BÚRCA, de WITTE et al. Social Rights in Europe. Oxford, 2005.  
 POPELIER, van de HEYNING et al. Human rights protection in the European legal order: The interaction between the European and the national courts. Cambridge, 2011.

**Languages necessary to complete the course:**

English

**Notes:**

**Past grade distribution**

Total number of evaluated students: 34

A	ABS	B	C	D	E	FX
47,06	0,0	41,18	5,88	2,94	0,0	2,94

**Lecturers:** JUDr. Ondrej Hamulák, PhD., prof. PhDr. JUDr. Lucia Mokrá, PhD.

**Last change:** 22.09.2022

**Approved by:**