

COURSE DESCRIPTION

Academic year: 2023/2024	
University: Comenius University Bratislava	
Faculty: Faculty of Law	
Course ID: PraF.UEP/EnM17-3008/17	Course title: European Law 2
Educational activities: Type of activities: lecture / seminar Number of hours: per week: 1 / 2 per level/semester: 14 / 28 Form of the course: on-site learning	
Number of credits: 5	
Recommended semester: 2.	
Educational level: II.	
Prerequisites:	
Course requirements: Continuous evaluation : 40% (written exam, 40 pts) Final exam: 60% (oral examination based on solution of case-study and follow-on discussion) Minimal evaluation - 61 % each. Grades: 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 % . During the exam, the student is allowed to use all available sources of legal information, non-commented legal texts, commentaries, case-law, legal books and legal information systems).	
Learning outcomes: The course shall provide systematic overview in institutional, substantial and procedural EU law in order to make acquired skill a basis for further study of EU law courses specialized in particular fields of EU law provided at respective departments.	
Class syllabus: 1. Application and enforcement of EU law before national courts - Remedies and remedies available to EU and SR law for injured parties in the event that a Member State violates EU law, does not implement the Directive or incorrectly applies the Regulation, the principles of the procedure before the national courts (application principles, national procedural autonomy, etc., effectiveness and equivalence, etc.). 2. Citizenship of the EU - The reasons which led to the creation of EU citizenship, definition of the circle of persons falling within the scope of EU citizenship and its substance, j. rights deriving from EU citizenship, the right to vote and to be elected to the EP, the right to consular protection, etc., an analysis of the most important case law of the Court of Justice of the EU, Janko Rottman. 3. EU Internal Market I - Free movement of persons - Free movement of persons, analysis of key case-law 4. The EU internal market II - Free movement of workers - Free movement of workers, concept of worker, primary and secondary authorizations, exceptions, prohibition of restrictions, analysis of key case-law 5. EU Internal Market III - Free movement of workers - practical aspects - Practical implications of situations in which Slovak citizens want to "travel" to work in the EU, respectively. in which the nationals of other Member States decide to work in the Slovak Republic (right of residence,	

employment, working conditions, tax and deduction aspects, family members' rights, recognition of qualifications)

6. EU Internal Market IV - Free movement of goods - Concept of goods, tariff restrictions, customs union, quantitative restrictions, exceptions to the ban on restrictions, analysis of key case-law

7. The EU internal market V - Free movement of services - Concept of service, primary and secondary authorizations, exceptions to the prohibition of restrictions, analysis of key case-law

8. EU Internal Market VI - Freedom of establishment - Concept of business, primary and secondary entrepreneurship, authorizations, exceptions to the ban on restrictions, legal possibilities for doing business (organizational component, establishment / participation in companies, European companies, cross-border merger / change of registered office).

9. EU internal market VII - Free movement of capital - Freedom of capital and payments, acquisition of property, investment, investment protection

10. Protection of Competition - The subject of the seminar will be an introduction to European competition law, individual practices and competition law institutes (agreements restricting competition, abuse of dominant position, mergers, state aids), a source of competition law. The importance of case law in this area will be demonstrated in selected key CJEU judgments

11. Selected EU policies (trade, energy, environmental policy, etc.) I - The aim of the seminar is to get an overview of other policies that complement the "basic" policies of the internal market freedoms set out in the Treaties, as well as on individual cases to identify examples policies developed on the basis of internal market policies (eg public procurement regulation). Emphasis will be placed on the level of proportionality and subsidiarity of the application of selected policies. Also the relationship between the different policies.

12. Selected EU policies (trade, energy, environment policy, tax policy, education and culture, etc.) II

13. EU External Relations - The Seminar will focus on issues related to EU international subjectivity, representation of the EU vis-à-vis third States and international organizations and the EU's external competences.

14. Specific issues of European law

Implementation and application of European law in national conditions

State Aid (separate topic)

Common commercial policy

Proceedings before the EC in competition matters or other specific procedural procedures

Recommended literature:

Barnard, C. : The Substantive Law of the EU The Four Freedoms. Oxford University Press, 2013.

Vivien Rose, V.—Bailey, D.: Bellamy and Child: European Union Law of Competition, Oxford University Press, 2013.

Ashiagbor, D. – Countouris , N. – Lianos, I.: The European Union after the Treaty of Lisbon. Cambridge University Press, 2012.

Lenaerts, K. – Van Nuffel,P.: European Union Law, Third Edition, Londýn, Sweet and Maxwell, 2011.

Craig,P. – de Búrca, G. :EU LAW, Text, Cases, and Materials. Fifth Edition. 2011, New York, Oxford University Press.

Woods, L. – Watson, P.: EU Law, Oxford University Press, 2012

Chalmers, D. – Davies, G.— Monti, G.: European Union Law, Cambridge University Press, 2010

Weatherill, S.: Cases and Materials on EU law. Oxford University Press, 2012

Languages necessary to complete the course:

English

Notes:

Past grade distribution

Total number of evaluated students: 79

A	ABS	B	C	D	E	FX
30,38	2,53	25,32	13,92	10,13	13,92	3,8

Lecturers: doc. JUDr. Hana Kováčiková, PhD., doc. JUDr. Andrej Beleš, PhD., prof. JUDr. Ing. Ondrej Blažo, PhD., JUDr. Sára Kiššová, PhD., Mgr. Adam Máčaj, PhD., doc. JUDr. Mária Patakyová, PhD., Mgr. Igor Sloboda

Last change: 11.07.2022

Approved by: