

Course Syllabus

I. General Information

Course name	The case-law of the Court of Justice
Programme	European Union Law
Level of studies (BA, BSc, MA, MSc, long-cycle MA)	Master
Form of studies (full-time, part-time)	Full-time
Discipline	Law
Language of instruction	English

Course coordinator/person responsible	Professor Małgorzata Wasek-Wiaderek
---------------------------------------	-------------------------------------

Type of class (use only the types mentioned below)	Number of teaching hours	Semester	ECTS Points
lecture			2
tutorial			
classes			
laboratory classes			
workshops	15	3	
seminar			
introductory seminar			
foreign language classes			
practical placement			
field work			
diploma laboratory			
translation classes			
study visit			

Course pre-requisites	<p>1) Basic knowledge of International law.</p> <p>2) General knowledge of the law of the European Union.</p>
-----------------------	---

II. Course Objectives

1) to acquaint students with the role of the Court of Justice of the European Union and with preliminary ruling procedure initiated by national courts before the Court of Justice of the European Union;	
2) creation of ability to analyse the case-law of the Court of Justice of the European Union;	
3) to acquaint students with selected, most important recent judgments of the Court of Justice of the European Union, in particular the judgments concerning protection of fundamental rights within the European Union.	

III. Course learning outcomes with reference to programme learning outcomes

Symbol	Description of course learning outcome	Reference to programme learning outcome
KNOWLEDGE		
W_01	He/she has basic knowledge of the preliminary ruling procedure before the Court of Justice of the European Union; he/she has general knowledge of the main principles of the European Union law.	P7S_WG_S1 P7S_WG_S2
W_03	He/she knows the European system of protection of human rights and axiology and fundamental rights protection in the EU.	P7S_WG_S1
SKILLS		
U_03	He /she is able to analyze the principles of the EU legal system and knows the structure and organization of the Court of Justice of the European Union.	P7U_U1 P7S_UW1
SOCIAL COMPETENCIES		
K_03	He /she is ready to critically evaluate and independently complete knowledge of the main principles of EU law and the case-law of the Court of Justice and acquired skills by referring to different disciplines of knowledge and consulting experts.	P7S_KK1 P7S_KK2 P7U_K2

IV. Course Content

<ol style="list-style-type: none"> 1. Structure and role of the Court of Justice of the European Union 2. Preliminary ruling procedure – requirements of the request for preliminary ruling submitted by a national court; 3. Judgments of the Court of Justice and their legal meaning (binding force). 4. Protection of fundamental rights by the Court of Justice.

V. Didactic methods used and forms of assessment of learning outcomes

The classes and forms of assessment of learning outcomes can be both stationary at the university or remote with the use of IT tools.

Symbol	Didactic methods (choose from the list)	Forms of assessment (choose from the list)	Documentation type (choose from the list)
KNOWLEDGE			
W_01	Case-study; discussion.	Exam; written work (essay)	Written record of oral exam; essay
W_03	Case-study; discussion	Exam; written work (essay)	Written record of oral exam; essay
SKILLS			
U_03	Text analyses, discussion, case-study	Exam; written work (essay)	Written record of oral exam; essay
SOCIAL COMPETENCIES			
K_03	discussion	Exam; written work (essay)	Written record of oral exam; essay

VI. Grading criteria, weighting factors.....

Oral exam conducted by direct conversation (face to face) or on-line (using MS TEAMS).

poor

(W) student doesn't know basic terminology

(W) student doesn't have basic information about preliminary ruling procedure and the Court of Justice of the European Union.

(U) student is not able to analyse judgments of the Court of Justice of the European Union and principles of the EU law;

(U) student is not able to present selected cases of the Court of Justice of the European Union;

(K) student is not interested in the topic discussed.

fair

(W) student knows basic terminology in the above-mentioned scope.

(W) student has basic information about the preliminary ruling procedure and the Court of Justice of the European Union;

(U) student is able to analyse case-law of the Court of Justice of the European Union and principles of EU law;

(U) student is able to present selected cases of the CJEU;

(K) student is interested in the topic discussed.

good

(W) student knows basic terminology

(W) student has rich information about the preliminary ruling procedure before the CJEU;

(U) student is able to analyse the case-law of the CJEU and principles of EU law and to draw

critical conclusions;

(U) student is able to present selected judgments of the CJEU;

(K) student is very interested in the topic discussed.

very good

(W) student knows basic terminology perfectly

(W) student has excellent knowledge of the preliminary ruling procedure before the CJEU;

(U) student is able to conduct deep analysis of the case-law of the CJEU and principles of EU law, as well as to draw critical conclusions;

(U) student is able to present perfectly selected cases of the CJEU;

(K) student is very interested in topic discussed.

VII. Student workload

Form of activity	Number of hours
Number of contact hours (with the teacher)	15
Number of hours of individual student work	45

VIII. Literature

Basic literature
Treaty on European Union; Treaty on the Functioning of the European Union; Charter of Fundamental Rights; Recommendations to national courts and tribunals in relation to the initiation of preliminary ruling proceedings.
Additional literature
Judgment of the Grand Chamber of the CJEU of 29 February 2013, C-617/10, ÅkerbergFransson
Judgment of the Grand Chamber of the CJEU of 26 February 2013, C-399/11, Melloni
Judgment of the Grand Chamber of the CJEU of 5 April 2016, C-404/15 and C-659/15 PPU, Aranyosi (C 404/15) and Căldăraru (C 659/15 PPU)
Judgment of the Grand Chamber of the CJEU of 25 July 2018, LM, C-216/18 PPU
Judgment of the Grand Chamber of the CJEU of 8 September 2015, C-105/14, Taricco,
Judgment of the Grand Chamber of the CJEU of 5 July 2016, C-614/14, Ognyanov
<i>Further reading materials: case-law available at: https://curia.europa.eu/jcms/jcms/j_6/en/</i>