



Teaching Guide

| Teaching Guide | | | | |
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| Identifying Data | | | 2020/21 | |
| Subject (*) | European Union Law | Code | 612G01021 | |
| Study programme | Grao en Dereito | | | |
| Descriptors | | | | |
| Cycle | Period | Year | Type | Credits |
| Graduate | 1st four-month period | Third | Obligatory | 6 |
| Language | SpanishEnglish | | | |
| Teaching method | Face-to-face | | | |
| Prerequisites | | | | |
| Department | Dereito Público | | | |
| Coordinador | Sobrino Heredia, Jose Manuel | E-mail | j.sobrino@udc.es | |
| Lecturers | Aba Catoira, Ana Maria Anguita Juega, Luis Caamaño Domínguez, Francisco Manuel Mkrtichyan , Artak Neira Pena, Ana Oanta Oanta, Gabriela Alexandra Quindimil Lopez, Jorge Antonio Ruiperez y Alamillo, Javier Sobrino Heredia, Jose Manuel Soto Díaz, David José | E-mail | ana.abac@udc.es luis.anguita.juega@udc.es f.caamano@udc.es a.mkrtichyan@udc.es ana.neira@udc.es gabriela.oanta@udc.es jorge.quindimil@udc.es javier.ruiperez@udc.es j.sobrino@udc.es david.sdiaz@udc.es | |
| Web | | | | |
| General description | The study of this course will allow to the student to know better his/her condition as a European citizen and, especially, will expand his/her knowledge on the European Union's legal dimension. This aspect will allow him/her to ascertain the relevance of the law of integration processes developed by international Organisations. This course is taught by 3 branches of law: public international law (Lessons 1-2 and 5-13), constitutional law (lessons 3-4) and proceedings law (Lesson 14). | | | |



Contingency plan

1. Modifications to the contents

A. Program of Double Degree in ADE-Law:

- No changes will be made.

B. Law Degree (in Spanish):

- No changes will be made.

C. Bilingual Degree:

- No changes will be made.

2. Methodologies

*Teaching methodologies that are maintained

A. Program of Double Degree in ADE-Law:

- Guest lecture / keynote speech
- Case study (computes in the evaluation)
- Objective test (computes in the evaluation)

B. Law Degree (in Spanish):

- Guest lecture / keynote speech
- Case study (computes in the evaluation)
- Objective test (computes in the evaluation)

C. Bilingual Degree:

- Guest lecture / keynote speech
- Case study (computes in the evaluation)
- Objective test (computes in the evaluation)

*Teaching methodologies that are modified

A. Program of Double Degree in ADE-Law:

The teaching methodologies are kept. However, the face-to-face teaching is substituted by an on-line teaching and the practical activities will be made by virtual means, too.

B. Law degree (in Spanish):

The teaching methodologies are kept. However, the face-to-face teaching is substituted by an on-line teaching and the practical activities will be made by virtual means, too.

C. Bilingual Degree:

The teaching methodologies are kept. However, the face-to-face teaching is substituted by an on-line teaching and the practical activities will be made by virtual means, too.

3. Mechanisms for personalized attention to students

A. Program of Double Degree in ADE-Law:

- Microsoft Outlook, Moodle, TEAMS.

B. Law degree (in Spanish):

- Moodle, TEAMS, FORMS, STREAM

C. Bilingual degree:

- TEAMS, Moodle, Microsoft Outlook



4. Modifications in the evaluation

A. Program of Double Degree in ADE-Law:

- The final exam will take place on-line with the guarantees of corresponding security.

B. Law degree (in Spanish):

- The final exam will take place on-line with the guarantees of corresponding security.

C. Bilingual degree:

- The final exam will take place on-line with the guarantees of corresponding security.

*Evaluation observations:

A. Program of Double Degree in ADE-Law:

- It will not be necessary anymore to get 5/10 for the final exam.

B. Law degree (in Spanish):

- The step no 7 will be kept.

C. Bilingual degree:

- The step no 7 will be kept.

5. Modifications to the bibliography or webgraphy

A. Program of Double Degree in ADE-Law:

- No changes will be made.

B. Law Degree (in Spanish):

- No changes will be made.

C. Bilingual Degree:

- No changes will be made.



| Study programme competences / results | |
|---------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Code | Study programme competences / results |
| A1 | Knowledge of the main legal institutions |
| A3 | Grasping the systematic nature of the legal system |
| A5 | Knowing the constitutional principles and values. |
| A6 | Understanding the different manifestations of law in its historical evolution and in its current reality. |
| B1 | Knowledge in an area of study that is based on general secondary education, and is usually found at a level that, although supported by advanced textbooks, includes also some aspects that involve knowledge from the forefront of his field of study. |
| B2 | Ability to know how to apply their knowledge to their work or vocation in a professional way and possess the skills that are usually demonstrated through the elaboration and defense of arguments and the resolution of problems within their area of study. |
| B5 | Acquisition and assessment of those learning skills necessary to undertake further studies with a high degree of autonomy |
| B6 | Learning to learn. |
| B10 | Teamwork and collaboration. |
| B13 | Computing and ICT skills. |
| C2 | Mastering oral and written expression in foreign languages. |
| C3 | Using ICT in working contexts and lifelong learning. |
| C4 | Exercising an open, educated, critical, committed, democratic and supportive citizenship for the sake of the common good. |
| C5 | Understanding the importance of entrepreneurial culture and knowing the useful means for enterprising people. |
| C6 | Critically assess the knowledge, technology and information available to solve the problems they face. |

| Learning outcomes | | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|---------|
| Learning outcomes | Study programme competences / results | |
| | | results |
| The student will have to know the principles and values of the EU. | A5 | |
| The student will have to know the institutional structure of the EU | A1 | |
| The student will have to know that the EU law is a legal system. | A3 | |
| The student will have to situate the EU law in the general framework of the law as well as to understand its historical evolution and his current reality. | A6 | |
| The students will have to have the enough basis for having these knowledges and know how do the corresponding activities. | B1 | |
| The students should know how to do commentaries on texts and to analysis of the EU facts taking into account the knowledge he/she will start to have on this Branch of law. | B2 | |
| The students will have to be able to work in groups. | B10 | |
| The students will have to be able to acquire knowledges of the Course contents independently. | B6 | |
| The students will have to be able to update the acquired knowledges and apply them further on. | B5 | |
| The students will have to be able to use the basic IT tools of the TIC regarding the EU. | B13 | |
| Dominate the expression and the understanding of oral and written form of an official language in the EU. | | C2 |
| Use of the basic IT tools on the EU, which are necessary to exercise a career and lifelong learning. | | C3 |
| Develop for the exercise of the European citizenship knowing its values, rights and obligations. | | C4 |
| Understanding the relevance of the entrepreneurial culture and knowing the means that entrepreneurs have at their hand in the European area. | | C5 |
| Critically assessing of the knowledge, the technology and the information available on the EU in order to solve the problems with which they have to confront | | C6 |

| Contents | |
|-------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| Topic | Sub-topic |
| Lesson 1. An introduction to the European Union | 1. Creation of the European Union 2. Deepening of the European Union integration process 3. The EU and the enlargement process |



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| Lesson 2. Legal character and y main features of the European Union | <ol style="list-style-type: none">1. The European Union as an international organization2. Values, aims and principles3. The conferral principle |
| Lesson 3. The European integration process. Basis and constitutional scope of the European Union. | <ol style="list-style-type: none">1. Constitutional scope for the membership to the European Union2. Membership to the European Union and its consequences on the constitutional system of sources of law3. Membership to the European Union and its consequences on Spain?s territorial organization |
| Lesson 4. Citizenship and rights | <ol style="list-style-type: none">1. European citizenship: concept and content2. The protection of human rights in the European Union3. The Charter of the Fundamental Rights of the European Union: Is it a constitutional process?4. The European Union?s accession to the European Convention on Human Rights |
| Lesson 5. Institutions of the European Union (I) | <ol style="list-style-type: none">1. General aspects: principles and means2. The European Council3. The Council |
| Lesson 6. Institutions of the European Union (II). | <ol style="list-style-type: none">1. The European Parliament2. The Commission3. Others institutions and bodies |
| Lesson 7. The legal order of the European Union (I): Sources | <ol style="list-style-type: none">1. Primary law2. Secondary law3. The decision-making process of the secondary law |
| Lesson 8. The legal order of the European Union (II): Application into the domestic law of the European Union Member States | <ol style="list-style-type: none">1. Relations between the EU law and the domestic law of the EU Member States2. Principles of direct effect, primacy and State responsibility3. Development and enforcement of the EU law |
| Lesson 9. Judicial system of the European Union (I): Organization and the functioning of the Court of Justice of the European Union | <ol style="list-style-type: none">1. The Court of Justice: organization and functioning2. The General Court: organization and functioning3. Specialised courts: the EU Civil Service Tribunal4. General features of the procedure of the Court of Justice of the European Union |
| Lesson 10. Judicial system of the European Union (II): Jurisdiction of the Court of Justice of the European Union | <ol style="list-style-type: none">1. Contentious jurisdiction2. Preliminary ruling3. Advisory jurisdiction |
| Lesson 11. Politics and freedoms of the European Union | <ol style="list-style-type: none">1. Free movements of the interior market2. The EU common policies3. The EU shared policies4. The EU coordinating, complementary and supporting competences |
| Lesson 12: The European Union?s external action: the external relations | <ol style="list-style-type: none">1. The international legal subjectivity of the European Union2. Main forms of the European Union?s international subjectivity3. International dimension of the European Union?s civil policies |
| Lesson 13: The European Union?s external action: The External and Common Security Policy and the Common Security and Defence Policy | <ol style="list-style-type: none">1. The External and Common Security Policy2. The institutional dimension and material fields of the External and Common Security Policy3. The Security and Common Defence Policy |
| Lesson 14: The area of Freedom, security and justice: the right to legal protection and to an effective remedy in the European Union | <ol style="list-style-type: none">1. Judicial cooperation in the civil field2. Judicial cooperation in the criminal field3. The principle of mutual recognition in the criminal field4. The European arrest warrant |



| Methodologies / tests | Competencies / Results | Teaching hours (in-person & virtual) | Student?s personal work hours | Total hours |
|--------------------------------|-----------------------------------------|--------------------------------------|-------------------------------|-------------|
| Guest lecture / keynote speech | A1 A3 A5 A6 C5 | 39 | 60 | 99 |
| Seminar | B6 B10 B13 B1 B2 B5 C2 C3 C4 C5 C6 | 19 | 25 | 44 |
| Objective test | A1 A3 A5 A6 B6 B10 B1 B2 B5 C4 C5 C6 | 2 | 0 | 2 |
| Personalized attention | | 5 | 0 | 5 |

(*)The information in the planning table is for guidance only and does not take into account the heterogeneity of the students.

| Methodologies | |
|--------------------------------|------------------------------------------------------|
| Methodologies | Description |
| Guest lecture / keynote speech | Teaching activity based on the content of the Course |
| Seminar | Seminars on the lessons of the Course. |
| Objective test | Examination of the Course content. |

| Personalized attention | |
|------------------------|-----------------------------------------------------------------------------------------------------------------------------------|
| Methodologies | Description |
| Seminar | The student will have the possibility to consult with the professors all those doubts that arise during the classes and seminars. |

| Assessment | | | |
|----------------|-----------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| Methodologies | Competencies / Results | Description | Qualification |
| Seminar | B6 B10 B13 B1 B2 B5 C2 C3 C4 C5 C6 | Assessment of the practical activity. Depending on the degree, it will represent 30%, 40% or 60% of the final grade. | 40 |
| Objective test | A1 A3 A5 A6 B6 B10 B1 B2 B5 C4 C5 C6 | Assessment of the students' knowledge of the content of the Course. Depending on the degree, it will represent 60%, 40% or 30% of the final grade. | 60 |

| Assessment comments |
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| <p>ORGANISATION OF THE COURSE: There are 3 branches of law involved into this Course: Public international law, Constitutional law and Procedural law.</p> <p>1) Public international law Branch. Lessons: 1-2 and 5-13. Professor of the Bilingual degree: Gabriela A. Oanta (gabriela.oanta@udc.es). 2) Constitutional law Branch. Lessons: 3-4. Professor of the Bilingual degree: Ana Aba Catoira (ana.abac@udc.es). 3) Procedural law Branch. Lesson 14. Professor Ana María Neira (ana.neira@udc.es).</p> <p>CALCULATION OF THE FINAL GRADE OF THE COURSE: Each Branch has a proportionate weight in the final grade, namely: Public international law - 78% of the final grade; Constitutional law - 15% of the final grade; and Procedural law: 7% of the final grade.</p> <p>BILINGUAL DEGREE: In relation to the part of Public international law, the final exam of the Course will be written. It will represent 40% of the final grade and the other activities will mark 60% of the final grade. Any attempt of fraud or plagiarism in any activities that will be developed during the course or during the final exam will be penalised with an automatic suspense as the final grade of the Course(0). Regarding the part of Procedural law, the final examination will consist in a questionnaire and will take into account the participation in the interactive class.</p> |

| Sources of information |
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| <p>Basic</p> | <p>- DIEZ DE VELASCO, M. (COORDINADO POR J.M. SOBRINO) (2010). Las Organizaciones internacionales. Madrid:Tecnos</p> <p>- ABELLÁN HONRUBIA, V.; VILÁ COSTA, B. y OLESTI RAYO, A. (2011). Lecciones de Derecho comunitario europeo. Barcelona: Ariel</p> <p>- BARNARD, C.; PEARS, S. (eds.) (2014). European Union law . Oxford: Oxford University Press</p> <p>- SOBRINO HEREDIA, J.M. (2016). Textos para el estudio del Derecho Internacional Público, Derecho de la Unión Europea y Derecho Internacional de los Espacios. Valencia: Tirant lo Blanch</p> <p>- SOBRINO HEREDIA, J.M. (2016). Textos para el estudio del Derecho Internacional Público, Derecho de la Unión Europea y Derecho Internacional de los Espacios. Valencia: Tirant lo Blanch</p> <p>- MANGAS MARTÍN, A. y LIÑÁN NOGUERAS, D.J. (2016). Instituciones y Derecho de la Unión Europea. Madrid: Tecnos</p> <p>- ORTEGA GÓMEZ, M. (2016). Las políticas de la Unión Europea en el siglo XXI. Barcelona: Bosch</p> <p>- FAIRHURST, J. (2016). Law of the European Union (11th ed.). Edinburgh: Pearson</p> <p>- RUIPÉREZ, J. (2018). La ?ciudadanía europea? y sus implicaciones para el derecho constitucional. Ciudad de México: Universidad Nacional Autónoma de México</p> <p>BIBLIOGRAFÍA RECOMENDADA PARA A PARTE DO PROGRAMA IMPARTIDA POLO AREA DE DEREITO CONSTITUCIONAL RUIPEREZ ALAMILLO, J.: La "Constitución Europea" y la teoría del Poder Constituyente, Ed. Biblioteca Nueva, Madrid, 2000. *CARMONA CONTRERAS, A. (Ed.), La Unión Europea en perspectiva constitucional, Aranzadi, Navarra, 2008. *GOIZUETA VÉRTIZ, J. y CIENFUEGOS, M. (Dirs.), La eficacia de los derechos fundamentales de la UE, Thomson Reuters Aranzadi, Navarra, 2014. *JIMENA QUESADA, L., Fundamentos constitucionales de la Unión Europea, Biblioteca Nueva, Madrid, 2006. *JIMENA QUESADA, L., Jurisdicción nacional y control de convencionalidad. A propósito del diálogo judicial global y de la tutela multinivel de derechos, Aranzadi, Navarra, 2013. *JIMENA QUESADA, L., Sistema europeo de derechos fundamentales, Colex, Madrid, 2006. *PÉREZ TREMP, P. (Dr.), Constitución europea y Constituciones nacionales, Tirant lo Blanch, Valencia, 2005. *RODRÍGUEZ, A., Integración europea y derechos fundamentales, Civitas, Madrid, 2001. *UGARTEMENDÍA, J.I., Derecho Constitucional Europeo, Tirant lo Blanch, Valencia, 2011. *UGARTEMENDÍA, J.I., GARCÍA VÁZQUEZ, S., GOIZUETA VÉRTIZ, J. (Dirs.), La Carta de los Derechos Fundamentales de la Unión Europea, Thomson Reuters Aranzadi, Navarra, 2012.</p> |
| <p>Complementary</p> | <p>- ALCAIDE FERNÁNDEZ, J. y CASADO RAIGÓN, R. (2018). Curso de Derecho de la Unión Europea, 3ª ed.. Madrid: Tecnos</p> <p>- ALDECOA LUZARRAGA, F.; SOBRINO HEREDIA, J.M. e.a. (2008). Los Tratados de Roma en su cincuenta aniversario. Perspectivas desde la Asociación Española de Profesores de Derecho internacional y Relaciones internacionales. Madrid: M. Pons</p> <p>- GUTIERREZ ESPADA, C. e.a (2015). La Unión Europea y su Derecho. Madrid: Trotta</p> <p>- MANGAS, A. (Dir.); GONZÁLEZ, L.N. (Coord.); LÓPEZ ESCUDERO, M.; MARTIN PÉREZ DE NANCLARES, J. y SOBR (2008). Carta de los Derechos Fundamentales de la Unión Europea. Comentario artículo por artículo. Madrid: Fundación BBVA</p> <p>- SÁNCHEZ RAMOS, B. (Ed.) (2012). La Unión Europea como actor global. Valencia: Tirant lo Blanch</p> <p>PAXINAS WEB Páxina oficial da Unión Europea: http://europa.eu/ EUROPOL: http://europol.europa.eu/ EUROJUST: http://eurojust.eu/ Rede xudicial europea en materia civil e mercantil: http://ec.europa.eu/civiljustice Atlas xudicial europeo: http://ec.europa.eu/justice_home/judicialatlascivil/html/index_es.htm Rede xudicial europea en materia penal: http://www.ejn-crimjust.europa.eu/ejn/</p> |

Recommendations

Subjects that it is recommended to have taken before

Public International Law/612G01019

Subjects that are recommended to be taken simultaneously

Subjects that continue the syllabus



Final Dissertation/612G01031

International Law on Spaces/612G01047

Other comments

(*)The teaching guide is the document in which the URV publishes the information about all its courses. It is a public document and cannot be modified. Only in exceptional cases can it be revised by the competent agent or duly revised so that it is in line with current legislation.