



| Teaching Guide | | | | |
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| Identifying Data | | | 2021/22 | |
| Subject (*) | European Union Law | Code | 612G01021 | |
| Study programme | Grao en Dereito | | | |
| Descriptors | | | | |
| Cycle | Period | Year | Type | Credits |
| First and Second Cycle | 1st four-month period | Third | Obligatory | 6 |
| Language | SpanishEnglish | | | |
| Teaching method | Face-to-face | | | |
| Prerequisites | | | | |
| Department | Dereito Público | | | |
| Coordinador | Sobrido Prieto, Marta | E-mail | marta.sobrido@udc.es | |
| Lecturers | Aba Catoira, Ana Maria Caamaño Domínguez, Francisco Manuel Camara Ruiz, Juan Garcia Vazquez, Sonia Grandal Rodríguez, María Eva Mkrtichyan , Artak Oanta Oanta, Gabriela Alexandra Quindimil Lopez, Jorge Antonio Ruiperez y Alamillo, Javier Sobrido Prieto, Marta Soto Díaz, David José | E-mail | ana.abac@udc.es f.caamano@udc.es juan.camara@udc.es sonia.garcia.vazquez@udc.es e.grandalr@udc.es a.mkrtichyan@udc.es gabriela.oanta@udc.es jorge.quindimil@udc.es javier.ruiperez@udc.es marta.sobrido@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). | | | |



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| Contingency plan | <p>1. MODIFICATIONS TO THE CONTENTS. No changes will be made.</p> <p>2. METHODOLOGIES. *Teaching methodologies that are maintained: Guest lecture / keynote speech; Case study (computes in the evaluation); Objective test (computes in the evaluation). *Teaching methodologies that are modified. 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.</p> <p>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.</p> <p>4. MODIFICATIONS IN THE EVALUATION. 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): No changes will be made. C. Bilingual degree: No changes will be made.</p> <p>5. MODIFICATIONS TO THE BIBLIOGRAPHY OR WEBGRAPHY. No changes will be made.</p> |
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| Study programme competences | |
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| Code | Study programme competences |
| 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 | | |
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| Learning outcomes | Study programme competences | |
| The student will have to know the principles and values of the EU. | A5 | |



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| 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 acquiere knowledges of the Course contents independently. | | B6 | |
| The students will have to be able to update the acquiered 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 itsvalues, rights and obligations. | | | C4 |
| Understanding the relavance of the entrepreneurial culture and knowing the means that entrepreneurs have at their hand in the European área. | | | C5 |
| Critically assesing of the knowledge, the technology and the informaton availbale on the EU in order to solve the problems with which they have to confront | | | C6 |

| Contents | |
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| Topic | Sub-topic |
| Lesson 1. An introduction to the European Union | <ol style="list-style-type: none"> 1. Creation of the European Union 2. Deepening of the European Union integration process 3. The EU and the enlargement process |
| 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 organization 2. Values, aims and principles 3. 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 Union 2. Membership to the European Union and its consequences on the constitutional system of sources of law 3. 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 content 2. The protection of human rights in the European Union 3. 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 means 2. The European Council 3. The Council |
| Lesson 6. Institutions of the European Union (II). | <ol style="list-style-type: none"> 1. The European Parliament 2. The Commission 3. Others institutions and bodies |
| Lesson 7. The legal order of the European Union (I): Sources | <ol style="list-style-type: none"> 1. Primary law 2. Secondary law 3. 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 States 2. Principles of direct effect, primacy and State responsibility 3. Development and enforcement of the EU law |



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| 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 functioning 2. The General Court: organization and functioning 3. Specialised courts: the EU Civil Service Tribunal 4. 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 jurisdiction 2. Preliminary ruling 3. Advisory jurisdiction |
| Lesson 11. Politics and freedoms of the European Union | <ol style="list-style-type: none"> 1. Free movements of the interior market 2. The EU common policies 3. The EU shared policies 4. 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 Union 2. Main forms of the European Union's international subjectivity 3. 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 Policy 2. The institutional dimension and material fields of the External and Common Security Policy 3. 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 civil matters: legal principles and instruments. 2. Judicial cooperation in criminal matters: principles, legal instruments, Law 23/2014 and the institutions of judicial and police cooperation in the EU. |

| Planning | | | | |
|--------------------------------|---|----------------------|-------------------------------|-------------|
| Methodologies / tests | Competencies | Ordinary class hours | 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 | |
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| 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 | |
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| 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 | Description | Qualification |
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| Seminar | B6 B10 B13 B1 B2 B5 C2 C3 C4 C5 C6 | Assessment of the practical activity. Depending on the degree, it will represent a different percentage of the final grade. See "Assessment comments". | 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 a different percentage of the final grade. See "Assessment comments". | 60 |

Assessment comments

ORGANISATION OF THE COURSE There are 3 branches of law involved into this Course: Public international law, Lessons: 1-2 and 5-13; Constitutional law, Lessons: 3-4; and Procedural law, Lesson 14. **PROFESSORS OF THE BILINGUAL DEGREE** Public international law Branch: Gabriela A. Oanta (gabriela.oanta@udc.es) and Artak Mkrtichyan (artak@udc.es). Constitutional law Branch: Ana Aba Catoira (ana.abac@udc.es). Procedural law Branch: David Soto (david.sdiaz@udc.es)

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.

FRAUD OR PLAGIARISM 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). **BILINGUAL DEGREE**

In relation to the

part of Public international law, the final exam of the Course will be written.

It will represent 50% of the final grade and the other activities will mark 50%

of the final grade. Regarding the second opportunity of exams, the system of evaluation will be similar to the one of the first opportunity of exams. For students with recognition of part-time dedication and academic dispensation of exemption from attendance, the evaluation will consist of a final exam on contents of the Course whose maximum grade will be 10 points out of 10. In the

case of the part of Constitutional Law, it is necessary to pass the final

exam so that the notes of the practical activities can be taken into account. The final exam will be written. For the students who obtain a numerical grade of 5 or higher (out of 10) in the final exam, the final grade will be

calculated as follows: 30% by evaluation of practical activities (in class, deliveries of work?),

and the remaining 70% through the final exam. The students who obtain a

numerical grade lower than 5 (out of 10) in the final exam, will fail the Constitutional

Law part, without being able to take into account the mark of the practices. Regarding the part of Procedural law, the final examination will represent

65% of the final grade, and the practical activities will represent the 35%.

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>- MANGAS MARTÍN, A. y LIÑÁN NOGUERAS, D.J. (2020). Instituciones y Derecho de la Unión Europea. Madrid: Tecnos</p> <p>- ABELLÁN HONRUBIA, V.; VILÁ COSTA, B. y OLESTI RAYO, A. (2011). Lecciones de Derecho comunitario europeo. Barcelona: Ariel</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>- ORTEGA GÓMEZ, M. (2016). Las políticas de la Unión Europea en el siglo XXI. Barcelona: Bosch</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>- CHALMERS, D. (2019). European Union law: texts and materials . Cambridge University Press</p> <p>- DAVIES, K. (2019). Understanding European Union law. Routledge</p> <p>- FAIRHURST, J. (2016). Law of the European Union (11th ed.). Edinburgh: Pearson</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 TREMPES, 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.</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/ Tribunal de Xustiza da Unión Europea: https://curia.europa.eu/jcms/jcms/j_6/es/EUROPOL: http://europol.europa.eu/ EUROJUST: http://eurojust.eu/ Rede xudicial europea en materia civil e mercantil: https://www.ejn-crimjust.europa.eu/ejn/Ejn_Home/ES/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 |
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| Final Dissertation/612G01031 |
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| International Law on Spaces/612G01047 |
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| Other comments |
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| (*)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. |
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