

## DISCIPLINE DESCRIPTION

### 1. Information on the study programme

1.1 Institution of higher education	West University of Timișoara
1.2 Faculty	Faculty of Law
1.3 Department	Department of Public Law
1.4 Field of Study	Law
1.5 Cycle of study	Master's Studies
1.6 Programme of study / Qualification	European Union Law

### 2. Information on the discipline

2.1 Discipline denomination	<b>Principles of European Union Law D2UE1101</b>						
2.2 Responsible for class activities	<b>Professor Raluca BERCEA, PhD</b>						
2.3 Responsible for seminar activities	<b>Professor Raluca BERCEA, PhD</b>						
2.4 Year of study	<b>I</b>	2.5 Semester	<b>I</b>	2.6 Type of evaluation	<b>EX</b>	2.7 Discipline regime	<b>CS</b>

### 3. Total estimated time (number of hours of teaching activities per semester)

3.1 Number of hours per week	3	out of which: 3.2 class	2	3.3 seminar/laboratory	1
3.4 Total number of hours included in the curriculum	42	out of which: 3.5 class	28	3.6 seminar/laboratory	14
<b>Distribution of time:</b>					
Study using textbooks, support materials, bibliography and notes					40
Additional research in the library, using specialized electronic platforms / field research					20
Preparation for seminars / laboratories, homework, projects, essays					20
Tutoring					-
Examination					3
Other activities					-
<b>3.7 Total number of hours of individual study</b>	<b>83</b>				
<b>3.8 Total number of hours per semester</b>	<b>125</b>				
<b>3.9 Number of credits</b>	<b>5</b>				

### 4. Preconditions (if any)

4.1 curriculum-related	<ul style="list-style-type: none"> <li>The study of institutional European Union Law and Public International Law during bachelor studies (recommended)</li> </ul>
4.2 competence-related	<ul style="list-style-type: none"> <li>General knowledge of European Union Law</li> </ul>

## 5. Conditions (if any)

5.1 regarding classes	<ul style="list-style-type: none"> <li>Online. Technical facilities as required by WUT regulation</li> </ul>
5.2 regarding seminars	<ul style="list-style-type: none"> <li>Online. Technical facilities as required by WUT regulation</li> </ul>

## 6. Specific accumulated competences

Professional competences	<ol style="list-style-type: none"> <li>Complex analysis of the specificity of EU law</li> <li>Advanced acquiring of concepts and terminology specific to EU institutions, particularly of those employed in the relevant case-law of the European Union Court of Justice.</li> <li>Profound understanding of the essential principles of European Union Law</li> <li>Profound understanding of the way in which the essential principles of the European Union interact with the member states' systems of law</li> <li>The application of European Union law's essential principles to the legal reality of the Romanian legal system</li> </ol>
Cross competences	<p>Development of the ability to critically and constructively reflect on the consequences of Romania's integration in the European Union from the perspective of the application of EU law in relation to national law with regard to those fields where competences have been transferred to the EU.</p>

## 7. Discipline objectives (resulting from the grid of specific accumulated competences)

7.1 General discipline objective	Adequate use of concepts specific to the principles of European Union law
7.2 Specific objectives	<ol style="list-style-type: none"> <li>The identification, explanation and interpretation of the texts through which the institutions of the European Union are founded</li> <li>The analysis of the way in which the essential principles of the European Union interact with the member states' systems of law</li> <li>The solving of practical cases involving European Union principles</li> <li>The identification of the main types of reactions from the part of the doctrinal scholars in respect of the application of European Union law</li> <li>Understanding the importance of respecting the specificity of European Union law in relation to national law.</li> </ol>

## 8. Contents

8.1 Class	Teaching Methods	Observations
<i>Chapter 1. General principles and fundamental rights as normative sources in the law of the European Union</i>	Lecture	Introductory course
<i>Chapter 2. The history of European integration. Membership of the EU</i>	Lecture	Revision course
<i>Chapter 3. Supremacy of EU law</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 4. Direct effect of EU law</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 5. Direct applicability of EU law</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 6. Protection of fundamental rights in the EU</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 7. Sources of EU law</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 8. Preliminary ruling: Article 267 TFUE</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 9. Actions brought before the CJEU</i>	Lecture	Preliminary study of doctrine and jurisprudence required
<i>Chapter 10. Citizenship of the EU. The fundamental economic freedoms</i>	Lecture	Preliminary study of doctrine and jurisprudence required

## Bibliography:

### General sources in English

Paul Craig, Grainne de Burca, *EU Law: Text, Cases, Materials*, ed. a 7-a, Oxford, Oxford University Press, 2020.

Schuetze, Robert, *European Union Law*, Cambridge, Cambridge University Press, 2015.

Mary Arden, *Human Rights and European Law*, Oxford, Oxford University Press, 2015.

Damian Chalmers, Gareth Davies, Giorgio Monti, *European Union Law: Text and Materials*, ed. a 3-a, Cambridge, Cambridge University Press, 2014.

Alina Kaczorowska, *European Union Law*, ed. 3. Routledge, 2013.

### General sources in Romanian

Raluca Bercea, *Protecția drepturilor fundamentale în sistemul Convenției Europene a Drepturilor Omului*, CH Beck, București, 2020.

Raluca Bercea, Sorina Doroga, *Dreptul Uniunii Europene în hotărâri și cazuri practice*, ed. 2, Universul Juridic, București, 2019.

Gyula Fabian, *Drept instituțional al Uniunii Europene*, Hamangiu, București, 2018.

Paul Craig, Grainne de Burca, *Dreptul Uniunii Europene. Comentarii, jurisprudenta și doctrina*, Editura Hamangiu, București, 2017.

Șandru, Mihai, Banu, Mihai, Dragoș Călin, *Procedura trimiterii preliminare. Principii de drept al Uniunii Europene și experiențe ale sistemului român de drept*, Editura C.H. Beck, 2013

Robert Schutze, *Drept constituțional al Uniunii Europene*, Editura Universitară, București, 2012.

Raluca Bercea, *Drept comunitar. Principii*, C.H. Beck, București, 2007.

Constantin Valentin, *Drept internațional*, Editura Universul Juridic, București, 2010.

Constantin Valentin, *Doctrină și jurisprudență internațională*, Editura Universității de Vest, 2004.

8.2 Seminar/laboratory	Teaching methods	Observations
Supremacy and/or Priority of EU law	Debate	Caselaw and Doctrinal analysis
The direct effect and/or direct invocability of directives	Debate	Caselaw and Doctrinal analysis
Fundamental rights in the EU	Debate	Caselaw and Doctrinal analysis
Interactions between the ECJ and the ECtHR	Debate	Caselaw and Doctrinal analysis
The position of the Romanian Constitutional Court regarding EU law	Debate	Caselaw analysis
The typology of referrals initiated by the Romanian courts	Debate	Caselaw analysis
Rule of law before the ECJ	Debate	Caselaw analysis

### 9. Corroboration of the discipline contents with the expectations of the representatives of the epistemic community, professional associations and key employers in the field of the programme

- The discipline's content is in accordance with those of similar disciplines taught at other faculties of law from Romania and from abroad

### 10. Evaluation

Type of activity	10.1 Evaluation criteria	10.2 Methods of evaluation	10.3 Percentage of the final grade
10.4 Class	Knowledge of the subject	Written examination on the platform and oral exam Alternatively: continuous evaluation through 5 seminars	100%
	Adequate expression		
10.5 Seminar / laboratory	Knowledge of the subject		
	Participation in debates		
	Project presentation		
10.6 Minimal performance standard			
<ul style="list-style-type: none"> <li>Obtaining at least grade 5 (five)</li> </ul>			

Date  
23.09.2021

Signature of person responsible  
for class activities  
Prof. Raluca BERCEA, PhD

Signature of person responsible for  
seminar activities

Prof. Raluca BERCEA, PhD

Date of approval by the department  
23.11.2021

Head of Department's Signature  
Associate Prof. Cristian CLIPA, PhD

