

## SUBJECT CHART COMPETITION EUROPEAN UNION LAW

### 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 studies
1.6 Programme of study / Qualification	European Union Law

### 2. Information on the subject

2.1 Subject denomination		<b>Competition European Union Law</b>					
2.2 Person in charge of course activities		Senior Lecturer Sorina Doroga, PhD					
2.3 Person in charge of seminar activities		Senior Lecturer Sorina Doroga, PhD					
2.4 Year of study	I	2.5 Semester	2	2.6 Type of evaluation	Ex	2.7 Subject regime	CS

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

3.1 Number of hours per week	3	of which: 3.2 course	2	3.3 seminar/laboratory	1
3.4 Total hours in the curriculum	42	of which: 3.5 course	28	3.6 seminar/laboratory	14
<b>Distribution of time:</b>					<b>hours</b>
Study using textbooks, teaching materials, bibliography and class notes					25
Additional research in the library, using specialized electronic platforms/ field research					8
Preparation for seminars / laboratories, homework, projects, essays					15
Tutoring					5
Examination					5
Other activities .....					-
3.7 Total hours of individual study	<b>58</b>				
3.8 Total hours per semester	<b>100</b>				
3.9 Number of credits	<b>4</b>				

### 4. Preconditions (if any)

4.1 curriculum-related	• -
4.2 competence-related	• Knowledge of general European Union law

### 5. Conditions (if any)

5.1 related to courses	Availability of videoconference-compatible electronic devices
5.2 related to seminars / laboratories	Availability of videoconference-compatible electronic devices

## 6. Subject-specific objectives – expected results of the learning process to which the subject contributes

Knowledge	<p>The study of this subject is expected to contribute to the understanding and appropriation of certain specific concepts such as:</p> <ul style="list-style-type: none"> <li>- The general notion of competition and practical competition;</li> <li>- The concept of relevant market;</li> <li>- The notion of undertaking, as an autonomous economic entity;</li> <li>- The concepts of economic concentration, cartel, abuse of dominant position, state aid, as operational instruments of competition law;</li> <li>- The notion of loyal competition and its applicability in economic relations within the internal market of the EU;</li> <li>- The role of, and mechanisms for applying sanctions specific to the competition law field;</li> <li>- The competences of competition authorities at national and EU level, as well as the procedural aspects of competition law.</li> </ul>
Abilities	<p>Studying this discipline contributes to the building of the adequate skills and abilities for:</p> <ul style="list-style-type: none"> <li>- Understanding the role and significance of European control over economic concentrations and anti-competitive conduct, within the context of the Single Market;</li> <li>- Correctly qualifying the behaviour of undertakings from a competition law perspective;</li> <li>- Drafting legal analyses, applying tests and legal standards specific to competition law to hypothetical and real factual situations;</li> <li>- Understanding the functioning of the Single Market based on the free market principles.</li> </ul>
Responsibility and autonomy	<p>Students will be able to identify independently and without assistance elements such as the relevant market, the indicators of anticompetitive conduct and the adequate sanctions to be applied.</p>

## 7. Content

7.1 Courses	Teaching methods	Observations
Introduction to the field of competition law and the key notions of European	Analytical method, comparative method,	2 hours

competition law: market economy, competition, relevant market, undertaking	heuristic method, visual representations	
Extraterritorial application of EU competition law	Analytical method, comparative method, heuristic method, visual representations	2 hours
The concept of anticompetitive practices, cartels and the applicable legal regime in the European Union. Procedures for the evaluation and sanctioning of cartels.	Analytical method, comparative method, heuristic method, visual representations	4 hours
The concept of dominant position. Regulation and sanctioning of abuse of dominant position in the European Union	Analytical method, comparative method, heuristic method, visual representations	4 hours
The European control of economic concentrations. The applicable rules and procedures	Analytical method, comparative method, heuristic method, visual representations	4 hours
The European Union's policy of leniency. Procedures and rules of operation	Analytical method, comparative method, heuristic method, visual representations	2 hours
The legal regime of state aid within the European Union – the EU' policy and applicable rules in this field	Analytical method, comparative method, heuristic method, visual representations	4 hours
Procedural aspects of EU competition law – division of competences between national and EU authorities	Analytical method, comparative method, heuristic method, visual representations	2 hours
Procedural aspects of EU competition law – powers of	Analytical method, comparative method,	2 hours

investigation and judicial procedures	heuristic method, visual representations	
Private enforcement of EU competition law – actions for damages	Analytical method, comparative method, heuristic method, visual representations	2 hours
<p>Bibliography:</p> <ul style="list-style-type: none"> <li>• Moritz Lorenz – <i>An Introduction to EU Competition Law</i>, Cambridge University Press 2013</li> <li>• Jurgita Malinauskaite - <i>Harmonisation of EU Competition Law Enforcement</i>, Springer 2020</li> <li>• Alina Kaczorowska - <i>European Union Law</i>, Routledge 2013</li> <li>• Aurelien Portuese (ed.) - <i>Algorithmic Antitrust</i>, Springer 202</li> </ul>		
7.2 Seminar / laboratory	Teaching methods	Observations
Legal and economic techniques for determining the level of competition on a relevant market, European case-law concerning the identification of the subjects of competition law and establishing the degree of market concentration	Dialogue, oral debates and topical projects, case studies	2 hours
Creating cartels – criteria for evaluation, European case-law	Dialogue, oral debates and topical projects, case studies	2 hours
Criteria for identifying a dominant position on the EU market; the elements of abuse of dominant position; European case-law	Dialogue, oral debates and topical projects, case studies	3 hours
The typology of economic concentrations and procedures for the control of economic concentration operations; European case-law	Dialogue, oral debates and topical projects, case studies	3 hours

Antitrust procedures and the European policy of leniency; EU case-law	Dialogue, oral debates and topical projects, case studies	2 hours
Case-law approach in respect of state-aid in the European Union	Dialogue, oral debates and topical projects, case studies	2 hours
<p>Bibliography:</p> <ul style="list-style-type: none"> <li>• Ariel Ezrachi - <i>EU Competition Law. An Analytical Guide to the Leading Cases</i>, Sixth Edition, Hart 2018</li> <li>• Selected case-law of the Court of Justice of the European Union</li> </ul>		

**8. Corroborating the content of the subject with the expectations of the epistemic community, professional associations and representative employers in the relevant programme field**

<p>The teaching activity concerning the subject of Competition European Union Law aims at the following:</p> <ul style="list-style-type: none"> <li>• Students should acquire an optimal level of knowledge and of professional and cross competences that will allow them to understand the mechanisms of the market economy and their corrections by means of specific instruments of competition law;</li> <li>• Students should develop an interest in the particularities of the economic and public order of the European Union;</li> <li>• Promoting a culture of fair competition</li> </ul>
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**9. Evaluation**

Type of activity	9.1 Evaluation criteria	9.2 Evaluation method	9.3 Weight percentage of the final grade
9.4 Course	Evaluation of each student by reference to minimal performance standards	Grade evaluation by written examination based on hypothetical cases	50%
9.5 Seminar / laboratory	Evaluation of each student by reference to minimal	Grade evaluation by case-study presentation and oral examination	50%

	performance standards		
9.6 Minimum performance standard			
<ul style="list-style-type: none"><li>• Acquiring a coherent and systematic vision with respect to economic relations and competition in the Single Market of the European Union from a legal perspective;</li><li>• Displaying knowledge and understanding on the operation of the legal and economic instruments employed by European competition law to eliminate/mitigate the weaknesses of the Single Market and its potential dysfunctions;</li><li>• Adequate use of the legal language and key concepts pertaining to the field of European competition law;</li><li>• Adequate understanding of the relevant procedures in EU competition law.</li></ul>			

Date:  
15.09.2023

Person in charge of the subject:  
**Senior Lecturer Sorina Doroga, PhD**



Date of approval by the faculty department  
20.09.2023

Department director  
**Associate Professor Cristian Clipa, PhD**