

## 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 Private 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	Conflicts of Laws and of Jurisdiction in the European Union						
2.2 Responsible for class activities	Assist. Proff. Sergiu POPOVICI, PhD						
2.3 Responsible for seminar activities	Assist. Proff. Sergiu POPOVICI, PhD						
2.4 Year of study	I	2.5 Semester	1	2.6 Type of evaluation	Ex	2.7 Discipline regime	SS/ CS

### 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>					<b>Hours</b>
Study using textbooks, support materials, bibliography and notes					30
Additional research in the library, using specialized electronic platforms / field research					14
Preparation for seminars / laboratories, homework, projects, essays					14
Tutoring					2
Examination					2
Other activities .....					-
<b>3.7 Total number of hours of individual study</b>	<b>58</b>				
<b>3.8 Total number of hours per semester</b>	<b>100</b>				
<b>3.9 Number of credits</b>	<b>4</b>				

### 4. Preconditions (if any)

4.1 curriculum-related	-	-
4.2 competence-related	-	-

### 5. Conditions (if any)

5.1 regarding classes	-	-
5.2 regarding seminars/ laboratories	-	-

## 6. Specific accumulated competences

Professional competences	<ul style="list-style-type: none"> <li>- Appropriate knowledge and use of Private International Law terminology;</li> <li>- Appropriate use of the rules and legal institutions specific to conflicts of laws and of jurisdiction;</li> <li>- Critical evaluation of the European legislation and jurisprudence on conflicts of law and of jurisdiction.</li> </ul>
Cross competences	<ul style="list-style-type: none"> <li>- Carry out professional tasks in an efficient and responsible manner;</li> <li>- Apply techniques of efficient group work (with cross-branch elements);</li> <li>- Efficiently use communication resources, information resources and assisted professional formations resources.</li> </ul>

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

7.1 General discipline objective	Transmitting to students and helping them acquire knowledge on the rules of Private International Law, on doctrine and jurisprudence in the field of conflicts of laws and of jurisdiction, as well as helping students understand and use research methods and paradigms in this field.
.2 Specific objectives	<ul style="list-style-type: none"> <li>- Appropriate knowledge of Private International Law institutions, as well as proper use by the students of specific Private International Law terminology;</li> <li>- Appropriate knowledge and proper use by the students of the concepts, principles and methods specific to Private International Law;</li> <li>- Proper interpretation of European legislation and jurisprudence in the field of Company Law, leading to the acquisition of adequate knowledge by the students regarding conflicts of laws and of jurisdiction;</li> <li>- Understanding of the effects that the recent changes in European relevant legislation caused, and the relation between the former legislation and the current one, as well as proper application of transitory rules.</li> </ul>

## 8. Contents

8.1 Class	Teaching methods	Observations
1. Introduction in the field of conflicts of laws and of jurisdiction in the EU	Exposition, conversation, problematization, logical	4 hours

1.1. Private International Law 1.2. The foreign element 1.3. <i>Lex fori, lex causae</i> 1.4. Methodology in Private International Law 1.5. The field of Private International Law 1.6. Sources of Private International Law 1.7. Conflicts of qualification 1.8. Renvoi 1.9. Public policy in Private International Law 1.10. Fraude in Private International Law	demonstration	
2. Conflicts of jurisdiction in the EU 2.1. Jurisdiction, procedural law, recognition enforcement – component parts of conflicts of jurisdiction 2.2. Regulation no. 1215/2012; relation with Regulation no. 44/2001 2.3. Regulation no. 2201/2003 2.4. Other regulations in the field of conflicts of jurisdiction 2.5 Jurisprudence of the ECJ	Exposition, conversation, problematization, logical demonstration	12 hours
3. Conflicts of laws in the EU 3.1. Specificity of regulations in the field of applicable law; differences from the regulations on jurisdiction, recognition and enforcement 3.2. Regulation no. 593/2008 (Rome I) 3.3. Regulation no. 864/2007 (Rome II) 3.4. Jurisprudence of the ECJ	Exposition, conversation, problematization, logical demonstration	12 hours
<b>8.2 Seminar / laboratory</b>	<b>Teaching methods</b>	<b>Observations</b>
1. Introduction in the field of conflicts of laws and of jurisdiction in the EU 1.1. Private International Law 1.2. The foreign element 1.3. <i>Lex fori, lex causae</i> 1.4. Methodology in Private International Law 1.5. The field of Private International Law 1.6. Sources of Private International Law 1.7. Conflicts of qualification 1.8. Renvoi 1.9. Public policy in Private International Law 1.10. Fraude in Private International Law	Exposition, conversation, problematization, logical demonstration	2 hours
2. Conflicts of jurisdiction in the EU 2.1. Jurisdiction, procedural law, recognition enforcement – component parts of conflicts of jurisdiction 2.2. Regulation no. 1215/2012; relation with Regulation no. 44/2001 2.3. Regulation no. 2201/2003	Exposition, conversation, problematization, logical demonstration	6 hours

2.4. Other regulations in the field of conflicts of jurisdiction 2.5 Jurisprudence of the ECJ		
3. Conflicts of laws in the EU 3.1. Specificity of regulations in the field of applicable law; differences from the regulations on jurisdiction, recognition and enforcement 3.2. Regulation no. 593/2008 (Rome I) 3.3. Regulation no. 864/2007 (Rome II) 3.4. Jurisprudence of the ECJ	Exposition, conversation, problematization, logical demonstration	6 hours
<b>Bibliography</b>		
<b>Compulsory:</b>		
1. Peter STONE – EU Private International Law, Edward Elgar Publishing, 2016		
2. European Regulations: no. 44/2001, 1215/2012, 2201/2003, 593/2008, 864/2007, 1896/2006, and relevant jurisprudence of the ECJ		
<b>Optional:</b>		
3. Sergiu POPOVICI – Drept internațional privat, Ed. C.H.Beck, București, 2019		
4. Ion P. FILIPESCU, Andrei I. FILIPESCU – Tratat de drept internațional privat, Ed. Universul Juridic, București, 2008		

**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 entire didactical activity concerning Private International Law is directed towards transmitting to the students of several professional and cross-branch skills which would provide for them, at the end of their studies, an integration into the labour market as smooth as possible, in all the specific fields.

**10. Evaluation**

Type of activity	10.1 Evaluation criteria	10.2 Methods of evaluation	10.3 Percentage of the final grade
10.4 Class	Evaluation of each student, by reference to minimal performance standards	Evaluation with grading, based on a verbal examination, consisting of a free, one on one talk with the students, either face to face or online, if required.	80%
10.5 Seminar / laboratory	Evaluation of each student, by reference to minimal	Evaluation with grading, based on continuous verbal questioning. The grade reflects answers to the questions and activity performed during the seminar by every student, following their	20%

	performance standards	questioning concerning problems raised by the doctrine and the jurisprudence in the field of Private International Law.	
10.6 Minimal performance standard			
<ul style="list-style-type: none"> <li>- Proper use of the terminology specific to Private International Law;</li> <li>- Appropriate use of European legislation and jurisprudence in the field of Private International Law.</li> </ul>			

**11. Carrying out teaching and assessment activity in the online environment (weeks 8 – 14)**

<b>E-learning platform used</b>	<b>The video-conferencing application that will be used</b>	<b>Technical conditions necessary for participation in the educational process and the evaluation process</b>	<b>The way/platform through which the course material can be consulted in electronic format and where other learning / bibliographic resources in digital format can be accessed</b>
Moodle / Google Classroom			
Moodle / Google Classroom	Google Meet	The student needs access to specific technical means, in order to participate in the educational process and the evaluation process: desktop / laptop / tablet / smartphone connected to the internet, which allow access to the e-learning platform used, as well as the installation of the video-conferencing application used. In order to optimally carry out the educational process, the student's login on the e-learning platform used will be done exclusively from the institutional account (first name.last name <a href="mailto:nasterii@e-uvt.ro">nasterii@e-uvt.ro</a> ).	Moodle
Date of filling in 15.09.2024	Signature of person responsible for class activities Assist. Proff. Sergiu POPOVICI, PhD	Signature of person responsible for seminar activities Assist. Proff. Sergiu POPOVICI, PhD	
Date of approval by the department 18.09.2024	Head of department's signature Assist. Proff. Florin I. Mangu, PhD		

