

UČNI NAČRT PREDMETA / COURSE SYLLABUS

Predmet:	
Course title:	European Constitutional Law

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Prvostopenjski univerzitetni študijski program Pravo	Pravo		
First-cycle University Study Programme in Law	Law		

Vrsta predmeta / Course type

Posebni program študijskih izmenjav /
Special elective course for Erasmus students

Univerzitetna koda predmeta / University course code:

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
20	30			70	60	6

Nosilec predmeta / Lecturer:

Izr. prof. dr. Samo Bardutzky, Prof. dr. Saša Zagorc

Jeziki / Languages:

Predavanja / Lectures: Angleško / English
Vaje / Tutorial:

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:

Prerequisites:

Exchange student of the University of Ljubljana

Vsebina:

Content (Syllabus outline):

1. Establishment and development of the constitutional order of the European Union
2. Basic characteristics of legal system of the European Union
3. Foundations of constitutional order of the European Union
 - 3.1. Constitutional principles
 - 3.2. Competences of the European Union
 - 3.3. Democracy in the European Union
 - 3.4. Human rights and fundamental freedoms
 - 3.5. Citizenship of the European Union

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4. Basic characteristics of organization and functioning of the European Union
- 4.1. Democratic principle
- 4.2. Rule of law
- 4.3. Separation of powers
5. European Parliament
6. European Council
7. Council of the European Union
8. European Commission
9. European Court of Justice
10. Other bodies of the European Union
11. Decision-making in the European Union
12. Legislative procedures

Temeljni literatura in viri / Readings:

Chalmers D., Davies G., Monti G., European Union Law: Text and Materials, 3. ed., CUP, Cambridge 2014 (selected chapters).
Schütze R., European Constitutional Law (2nd edition), CUP, Cambridge 2015 (selected chapters).
Weiler J.H.H., The Constitution of Europe, Cambridge 1999 (selected chapters).
Case law of the Court of Justice of the European Union and other courts (as assigned).

Cilji in kompetence:

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Objectives and competences:

The purpose of the course is to provide a student with a profound knowledge in the field of Constitutional Law of the European Union. In order to upgrade the theoretical knowledge students develop the ability to resolve the concrete practical issues by analyzing relevant treaties, constitutional provisions and the case-law of the European Court of Justice.

Predvideni študijski rezultati:

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Intended learning outcomes:

After the concluded assignments a student will be capable to understand the constitutional structure and functioning of the European Union and will possess fundamental skills and expertise necessary for dealing with this issue.

Metode poučevanja in učenja:

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Learning and teaching methods:

- the presentation of basic theoretical knowledge through lectures;
- seminars (analysis of jurisprudence and concrete treaty provisions);
- individual assignments.

Načini ocenjevanja:

Delež (v %) /

Weight (in %)

Assessment:

pisni izpit	2/3	written examination
aktivna udeležba na predavanjih s predhodno pripravo	1/3	active participation in class based on assigned reading

Reference nosilca / Lecturer's references:

prof. dr. Saša Zagorc:

1. ZAGORC, Saša, BARDUTZKY, Samo. The application of EU law in Slovenia : teething troubles of the blue-eyed boy. V: ŁAZOWSKI, Adam (ur.). The application of EU law in the new member states: "Brave New World". The Hague: T.M.C. Asser Press, 2010, str. 421-452.
2. GRAD, Franc, KAUČIČ, Igor, NERAD, Sebastian, RIBIČIČ, Ciril, ZAGORC, Saša. Ustavno pravo Evropske unije, (Littera Scripta Manet, Zbirka Scripta, 31). V Ljubljani: Pravna fakulteta, 2008.
3. ZAGORC, Saša. Spremenjeni položaj predstavniških teles držav članic pri odločanju v Evropski uniji. V: ŠTIBLAR, Franjo (ur.), KRANJC, Janez (ur.). Pravni vidiki slovenske samobitnosti leto po vstopu v EU, Ljubljana: Pravna fakulteta, 2005, str. 131-151.

izr. prof. dr. Samo Bardutzky

1. ALBI, A. in BARDUTZKY, S. (ur.) National Constitutions in European and Global Governance: Democracy, Rights and the Rule of Law (TMC Asser Press, forthcoming)
2. BARDUTZKY, S. in FAHEY, E. (ur.) Framing the Subjects and Objects of Contemporary EU Law (Edward Elgar Publishing, 2017)
3. BARDUTZKY, S. Constitutional Transformations at the Edge of a Bail-Out: The Impact of the Economic Crisis on the Legal and Institutional Structures in Slovenia. federalismi.it - Rivista di diritto pubblico italiano, comunitario e comparato 26/2016
4. FAHEY, E. in BARDUTZKY, S. Who Got to Adjudicate the EU's Financial Crisis and Why? Judicial Review of the Instruments of a Postnational Legal Order: Adjudicating the Practices of the Eurozone. V: Adams, M., Fabbrini, F. in Pierre Larouche, P. (ur.) The Constitutionalization of European Budgetary Constraints (Hart Publishing, 2014)