

## UČNI NAČRT PREDMETA / COURSE SYLLABUS

<b>Predmet:</b>	Javna uprava
<b>Course title:</b>	Public administration

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Doktorski študij, 3. stopnja	Pravo	1.	1.
Doctoral studies, 3rd level	Legal studies	1.	1.

**Vrsta predmeta / Course type**

obvezni predmet modula / Obligatory subject of the module

**Univerzitetna koda predmeta / University course code:**

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
30	15				205	10

**Nosilec predmeta / Lecturer:**

prof. dr. Bojan Bugarič

**Jeziki /**

**Predavanja / Lectures:** slovenski / Slovenian

**Languages:**

**Vaje / Tutorial:** slovenski / Slovenian

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

Izpolnjevanje pogojev za vpis na doktorski študij Pravo in osnovno znanje s področja predmeta, ki ustreza znanju na tem področju, pridobljenem na ravni prve in (ali) druge stopnje študija prava.

**Prerequisites:**

General conditions for enrolment into the Doctoral Programme in Legal Studies with a basic knowledge of the subject at the level of first and (or) second cycle programme in Legal Studies.

**Vsebina:**

Predmet izhaja iz temeljnega področja prava javne uprave, pri čemer se upošteva tesna povezanost predmeta z ostalimi dvema upravnima predmetoma, upravnim pravom in upravnim postopkom in upravnim sporom. Zaradi individualnega dela je pomembno tudi poznavanje osnov primerjalnega prava in prava EU, ki se nanaša na javno upravo.

Študijski program se prilagaja aktualnim problemom z navedenih področjih in predvsem razvoju novejših zakonodaj in sodne prakse. Centralna pozornost bo namenjena specialnim temam in posebnim zakonskim ureditvam, ki niso predmet splošne obravnave na prvi in drugi stopnji

**Content (Syllabus outline):**

Course examines basic fields of law on public administration, taking into account its connectedness with two other administrative law courses, administrative law and administrative procedure. Due to the emphasis on individual work of student, knowledge of basic comparative law and EU law related to public administration, is required too.

Course syllabus follows current developments in fields it covers, primarily developments in legislation and case law. Major focus will be given to special topics and legislative solutions, which have not been covered on first and second level degree study. Hence, the description of topics offers broad

študija. Zato natančnejša predstavitev tem vnaprej ni mogoča.

1. Javna uprava in novi javni management
2. Javne službe in pravo EU: izbrani primeri
3. Novi trendi na področju prava javnih uslužbenecv: med kariernimi in pozicijskimi uradniškimi modeli
4. Razdržavljanje države: prenos pristojnosti na para-državne organizacije
5. Decentralizacija v sodobni Evropi
6. Politizacija državne uprave

subjects, which are then concretized during the study of selected areas and fields.

1. Public administration and new public management
2. Public services in EU Law: selected areas
3. New trend in civil service law: between career and position civil service models
4. Hollowing out the state: decentralization of competences to quasi autonomous non governmental organizations (QUANGOs)
5. Decentralization in modern Europe
6. Politicization of public administration

#### **Temeljni literatura in viri / Readings:**

B.Guy.Peters, The Politics of Bureaucracy: An Introduction to Comparative Public Administration, Routledge, 2010, 6 izdaja.

#### **Cilji in kompetence:**

Cilj predmeta je poglobljen študij izbranih poglavij prava javne uprave. Posamezni problemi se obravnavajo multidisciplinarno. Študent pridobi sposobnost znanstvene analize problemov z navedenih pravnih disciplin, vrednotenja različnih teoretičnih stališč, uporabo primerjalno pravne metode, kritične analize sodne prakse in pisnega oblikovanja zahtevnejše argumentacije.

#### **Objectives and competences:**

Main objective of the course is in-depth study of selected topic of law of public administration. Individual cases are dealt with multidisciplinary. Student acquires competences of scientific analysis of problems, debating and understanding of various theoretical standpoints, use of comparative law method, critical analysis of judicial case law and written skills of presenting complex legal issues.

#### **Predvideni študijski rezultati:**

Študent je usposobljen za analitično obravnavo zahtevnih problemov iz področja prava javne uprave.

#### **Znanje in razumevanje:**

Študent pridobi znanje in razumevanje kompleksnih pravnih vprašanj in primerov iz obravnavanih tem.

#### **Intended learning outcomes:**

Student achieves ability for analytical examination of complex issues from public administration law.

#### **Knowledge and understanding:**

Student acquires knowledge and understanding of complex legal issues and cases from selected topics of public administration.

#### **Metode poučevanja in učenja:**

#### **Learning and teaching methods:**

Predavanja – predavajo se izbrane teme, ki se določijo posebej glede na razvoj teorije, zakonodaje in sodne prakse.  
 Seminarske vaje – na seminarjih vajah študentje predstavijo vsebino seminarske naloge  
 Drugo – izdelava seminarske naloge, ki obravnava zahtevnejši pravni problem z navedenih področij.  
 Individualni študij za izpit.

Lectures: selected topics are presented in the class, according to recent developments on theory, legislation and judicial case law. Seminars: seminars are used for students's presentations of their seminar work. Others: preparation of seminar paper dealing with a complex legal issue from selected areas. Individual study for the exam.

<b>Načini ocenjevanja:</b>	Delež (v %) / Weight (in %)	<b>Assessment:</b>
Način (pisni izpit, ustno izpraševanje, naloga, projekt) Pisni ali ustni izpit. Za pristop k izpitu se zahteva uspešno izdelana in predstavljena seminarska naloga. Predstavitev se lahko opravi na seminarjih vajah ali pred učiteljem ocenjevalcem.	100%	Type (examination, oral, coursework, project): Written or oral exam. A seminar paper is required before exam. Paper has to be presented during seminar or in professor's office.

**Reference nosilca / Lecturer's references:**

Bugarič, Bojan: Law and development in Central and Eastern Europe : neoliberal development state and its problems. in: PEERENBOOM, Randall P., GINSBURG, Tom (eds.). *Law and development of middle-income countries : avoiding the middle-income trap*. Cambridge : Cambridge University Press, [2014].

Bugarič, Bojan: »Populism, Liberal Democracy, and the Rule of Law in Central and Eastern Europe, *Communist and Post-Communist Studies*, vol. 41/2 (2008), pp.191-203.

Bugarič, Bojan: »Openness and Transparency in Public Administration: Challenges for Public Law«, *Wisconsin International Law Journal*, vol.22, No.3, Fall 2004, pp.483-521.

Bugarič, Bojan: Courts as policy-makers : lessons from transition. *Harvard International Law Journal*, Winter 2001, vol. 42, no. 1, str. 247-288.