

Syllabus Information

Academic Year: 2019/20

Subject: 60752 -

Faculty / School: 102 -

Degree: 522 - Master's in Legal Practice

ECTS: 3.0

Year: 2

Semester: First semester

Subject Type: Optional

Module: ---

1.General information

1.1.Aims of the course

1.2.Context and importance of this course in the degree

1.3.Recommendations to take this course

2.Learning goals

2.1.Competences

2.2.Learning goals

2.3.Importance of learning goals

3.Assessment (1st and 2nd call)

3.1.Assessment tasks (description of tasks, marking system and assessment criteria)

4.Methodology, learning tasks, syllabus and resources

4.1.Methodological overview

Taking into account that the students should have previous knowledge of the basic elements of both Institutions and European Union Law and Public International Law, the presentation by the professor will be directly oriented to the specific contents covered by this subject. Specifically, the focus will be on the rules of procedure of the different courts under study, especially from the perspective of the interest that their action has for the practical exercise of the law that students can develop once finished the Master. Therefore, in addition to the procedural rules, attention will be paid to other aspects such as the uses and customs followed before these judicial bodies or the consequences that result from their judgments even beyond the strict case concerned.

In this sense, the methodology proposed for the development of the activities begins with the students reviewing the different issues involved in the cases before trying to address the solution of the specific case. The student should arrive to class with a proposal of decision for the case within the established period and with the help of the appropriate legal texts or any other material considered necessary. During the class, the exposition of the different solutions proposed by the students will take place, followed by a debate on the matter among all students under the direction of the professor.

4.2.Learning tasks

The activities in which the development of the course is specified, as indicated in the Verification Report of the Master (section 5.5.1.6), consist mainly of the debate and solution of the different practical cases proposed throughout the course.

4.3.Syllabus

The course will address the following topics:

TOPIC 1. The Court of Justice of the European Union

- Presentation and procedure of the Court of Justice of the European Union (Court of Justice and General Court). The role of the national judge as an EU Law judges.
- References for preliminary rulings
- Actions for failure to fulfil obligations
- Actions for annulment or failure to act
- Other actions before the EU courts: exception of illegality, non-contractual liability action and appeal.

TOPIC 2. The European Court of Human Rights

- The system of protection of human rights set in motion by the Rome Convention of 1950. Origin and evolution.
- Composition and procedure before the European Court of Human Rights.
- Submission of claims before the European Court of Human Rights: with special attention to the admissibility criteria.
- Legal value of the judgments of the European Court of Human Rights.
- Control of the execution of judgments of the European Court of Human Rights.
- The connection between European judicial systems: the possible accession of the EU to the Rome Convention of 1950.

BLOCK 3. Other international tribunals

- Principles of operation of the international jurisdiction.
- Presentation and procedure before the International Criminal Court.
- The International Court of Justice.

4.4.Course planning and calendar

Further information concerning the timetable, classroom, office hours, assessment dates and other details regarding this course will be provided on the first day of class.

4.5.Bibliography and recommended resources