Syllabus

INTRODUCTION TO EUROPEAN UNION LAW - 62782

Last update 01-03-2014

HU Credits: 2

Degree/Cycle: 1st degree (Bachelor) and 2nd degree (Master)

Responsible Department: LLB and LLM LAw

Academic year: 0

Semester: 2nd Semester

Teaching Languages: english

Campus: Mt. Scopus

Course/Module Coordinator: guy harpaz

Coordinator Email: guy.harpaz@mail.huji.ac.il

Coordinator Office Hours:

Teaching Staff:
Dr. Guy Harpaz
Course/Module description: The course is aimed at providing the students with a basic understanding about the EU and its unique legal order. The focus of the course would be on the constitutional-institutional dimensions of the EU legal order as opposed to its commercial aspects.

Course/Module aims: to provide introductory knowledge and critical thinking of the relevant issues.

Learning outcomes - On successful completion of this module, students should be able to: to critically analyze constitutional issues of the EU.

Attendance requirements(%): 90

Teaching arrangement and method of instruction: regular lectures supported by reading materials.

Course/Module Content:
Chapter One - introduction to the Course

Chapter Two - Introduction to the EU

Chapter Three - Institutions, Legal Sources, Legislative Process, legal enforcement

Chapter Four - Judge made Constitutional Law

Chapter Five - A Constitution for Europe? The Charter of Fundamental Rights, the Constitutional Treaty and the Lisbon Treaty
Chapter Six - The National Constitutional Response

Chapter Seven - Normative Power Europe and the State of Israel

Chapter Eight - The Challenges

Required Reading:

Course Structure

Chapter One - introduction to the Course

The importance and relevance of the course, teaching methodology, the exam

Chapter Two - Introduction to the EU

Historical background, transformation from the European Coal and Steel Community into the EU, main trends, enlargement, deepening

Reading
Schuman Declaration
http://europa.eu/about-eu/basic-information/symbols/europe-day/schuman-declaration/index_en.htm

Nobel Prize

I. Manners, Normative Power Europe: A Contradiction in Terms?, 40/2 JCMS 235 (2002)

Joseph Weiler (2011), 'Editorial: 60 Years since the First European Community -
Reflections on Political Messianism', European Journal of International Law, 22/3, 303-309

http://ejil.oxfordjournals.org/content/22/2/303.full.pdf

Optional reading – Hebrew


Chapter Three – Institutions, Legal Sources, Legislative Process, legal enforcement

Articles 258-260, 263-265, 267 288-289
Treaty on the functioning of the EU

Optional reading – Hebrew

אריה רייך,"האיחוד האירופאי" פרק 8 לספר של רובי סיבל הממשת הבינלאומית המאוחרת שמייה', סדרה שנייה, 170-191.

Chapter Four – Judge made Constitutional Law

Reading


G. Harpaz, Judicial Review by the European Court of Justice of UN "Smart Sanctions" against Terror in the Kadi Dispute, 14 EFAR (2009), 65.

C - 6/64 Costa v. ENEL [1964] ECR 585
Factortame (2) [1991] AC 603
C- 26/62 Van Gend en Loos [1963] ECR 1
C- 43/75 Defrenne v. SABENA [1976] EC R 455
C- 36/74 Wallrave and Koch v. AVCI [1974] ECR 1405
C- 152/84 Marshall [1986] ECR 723
C- 91/92 Faccini Dori v. Recreb Srl [1994] ECR I 3325
C- 106/89 Marleasing SA v. La Commercial [1990] ECR I 4135
FRANCOVICH -للיעל ראה-
C- 29/69 Stauder v. Ulm [1969] ECR 419
C- 299/95 Kremzow v. Austria [1997] ECR I 2629
C- 159/90 Society for the Protection of the Unborn v Grogan [1991] I ECR 4685

Joined Case C-402/05 and C-415/05 P Kadi and Al Barakaat International Foundation v Council and Commission,

Optional reading – Hebrew

אריה רייך, "האיחוד האירופאי", פרק 8 לסרה של רובי סיבל המשפט הבינלאומי המודרני, 191-203.
ליאור זמר ושרון פרדו, הרהורים על אקטיביזים שיפוטי, משפט ועסקים, 203 (2007)

Chapter Five – A Constitution for Europe? The Charter of Fundamental Rights, the Constitutional Treaty and the Lisbon Treaty

G. Harpaz (2011), 'European Integration in the Aftermath of the Ratification of the Treaty of Lisbon: Quo Vadis?' European Public Law 17/1 European Public Law, 73

B. De Witte, The EU and the International Legal Order: The Case of Human Rights, in M. Evans and P. Koutrakos, Beyond the Established Legal Orders, Hart 2011, 127-147

T 526/10
Chapter Six – The National Constitutional Response


Chapter Seven - Normative Power Europe and the State of Israel

Yoram Hazoni http://via.readerimpact.com/v/1/c52153a35cd149240c64579a6e6648a96b7210346658c26c


Chapter Eight – The Challenges


**Additional Reading Material:**

**Course/Module evaluation:**
- End of year written/oral examination 100 %
- Presentation 0 %
- Participation in Tutorials 0 %
- Project work 0 %
- Assignments 0 %
- Reports 0 %
- Research project 0 %
- Quizzes 0 %
- Other 0 %

**Additional information:**