



LUNDS
UNIVERSITET

Juridiska fakulteten

JAEN05, European Law Moot Court Competition, 15 högskolepoäng

European Law Moot Court Competition, 15 credits

Avancerad nivå / Second Cycle

Fastställande

Kursplanen är en historisk, äldre version, faställd av Juridiska fakultetens nämnd för utbildningen på grund- och avancerad nivå 2007-06-14 och gällde från och med 2007-07-01, höstterminen 2007.

Allmänna uppgifter

This is an optional course within the programme leading to a Swedish Law degree. It is open for students at the 7th or 8th semester of the programme, to students participating in international exchange programmes with the Faculty of Law, and to students of the Master of European Business Law. Lectures and course material are in English. The course is scheduled to require 10 weeks of full time studies.

Huvudområde

Europeisk handelsrätt

Fördjupning

A1F, Avancerad nivå, har kurs/er på avancerad nivå som förkunskapskrav

Kursens mål

The aims of the course are to: promote awareness of European law, promote expertise in the practice of European law, provide practical experience preparing and arguing cases before the Court of Justice, provide a forum for the discussion of questions of current legal, social and practical significance emerging from European integration and the legal and political changes in Europe. Also, the objective of this course is to enable students to critically reflect upon the fundamental EU law principles and legal remedies available before the European Court of Justice.

Knowledge and understanding

To pass the examination the students must be able to show a thorough understanding of the case submitted during the competition. This case, generally, focuses on issues of interactions between the national legal orders and the EU legal, fundamental principles and legal remedies applicable in the EU context.

Skills and ability

To pass the examination the students must be able to assess critically and analyse the jurisprudence of the ECJ with support of problem based learning methods and to communicate conclusions to specialists and non-specialists. The skills for which students will be trained consist mainly of presenting an analysis of a hypothetical case (preliminary ruling) before the European Court of Justice. Also, the students will be asked to cope with scientific literature related to EU integration.

Values and Attitude

Students shall train inter-disciplinary working methods with colleagues from different cultural backgrounds and of the opposite gender. They shall simultaneously perform independent research and take full responsibility for the development of their own knowledge in an objective, but critical manner. Students shall also consider and be able to discuss social and ethical responsibilities within a commercial environment and make personal judgments based on these reflections. Students will learn to rely on their knowledge of Community law when analyzing and solving practical and theoretical issues through the preparation and presentation of the case-studies but also through the written examination.

Kursens innehåll

The course aims at presenting the most important constitutional principles developed by the European Court of Justice through its case law. It will also give an overview of the most important legal remedies that individuals can rely against the Community institutions and the Member States measures falling within the scope of Community Law. These principles and remedies constitute the core framework of EU law.

Kursens genomförande

The course is structured through succession of seminars, where student's participation is required.

Method of evaluation:

Through oral presentation of the questions raised by the case during the seminars.

Through the submission of written pleadings during and at the end of the course.

In order to pass, students are required to meet 80% attendance on the course.

Kursens examination

Betyg

Betygskalan omfattar betygsgraderna Underkänd, Godkänd, Icke utan beröm godkänd, Med beröm godkänd.

One of the following marks is given: Pass with Distinction (AB), Pass with Credit (BA), Pass (B) or Fail (U).

Förkunskapskrav

For students studying for the professional Degree Master of Laws: prerequisites for studies on the 7th or 8th semester stated in the Curriculum for the Law Programme at the Law Faculty.

Students recruited within the Masters of European Business Law Program qualify for this course during the 3rd semester of the master Program.

Prerequisites for international exchange students: relevant undergraduate studies corresponding to three years at a university level.

Övrigt

Note

The University views plagiarism as a very serious academic offence, and will take disciplinary actions against students for any kind of attempted malpractice in connection with examinations and assessments. The penalty that may be imposed for this, and other unfair practice in examinations or assessments, includes suspension from the University.

The European Law Moot Court is a traditional moot - i.e. simulated court - competition, in which teams of students prepare written pleadings with respect to a problem of European law and present their arguments in oral proceedings before the Court of Justice ("the Court of Justice"). The Competition consists of three stages, one written and two oral.

This course coincides with the first part of the European Law Moot Court Competition (the written stage). In case of qualification for the oral stage, the students on this course may be offered an additional 7,5 credit course for that purpose.