

JAEN32, Internal Market Law, 15 credits

Internal Market Law, 15 högskolepoäng

Second Cycle / Avancerad nivå

Details of approval

The syllabus was approved by Faculty of Law Board of education at undergraduate and postgraduate levels on 2010-04-13 to be valid from 2010-09-01, autumn semester 2010.

General Information

The course in Internal Market Law is a compulsory course within the Master's Programme in European Business Law at the Faculty of Law. The course is offered during the first term of the programme. The course is also a compulsory course for students in the programme leading to a Swedish professional law degree with a specialisation in European Business Law. It is open to international students participating in exchange programmes with the Faculty of Law.

Language of instruction: English

Lectures and course materials are in English.

The course is scheduled to require 10 weeks of full time studies.

Main field of studies

European Business Law

Depth of study relative to the degree requirements

A1N, Second cycle, has only first-cycle course/s as entry requirements

Learning outcomes

The aim of the course is to enable students to reflect critically on the basic principles, legislation and case law of the Internal Market Law of the European Union.

Knowledge and understanding

To pass the examination the student shall be able to:

- demonstrate an understanding of how the Internal Market is structured, how the different national legal systems interact with European Union law and the establishment of a true European Market
- demonstrate an understanding of legal solutions; common or diverging; to Internal Market law such as harmonisation; mutual recognition and the relationship between European Union law and national law
- demonstrate an understanding of how to identify and solve diversities in national law; from the perspective of European Internal Market law
- give an overview regarding the completion of the Internal Market.

Competence and skills

To pass the examination the student shall be able to:

- demonstrate an ability to master a wide range of diverse sources of legislation and case law relating to internal market situations
- demonstrate an ability to reveal similarities and diversities among different European legal solutions intended to structure the Internal market
- assess legal and policy issues caused by the differences in national legislation
- discuss and give suggestions on the degree to which it is possible to consider Internal Market law as a subject per se.

Judgement and approach

Students will practise inter-disciplinary working methods with colleagues from different cultural backgrounds and of the opposite gender. They will also be required to perform independent research and take full responsibility for the development of their own knowledge in an objective, but critical manner.

After completing the course the student is expected to be able to consider and discuss social and ethical responsibilities in a commercial environment and make personal judgments based on these reflections.

Course content

In this course, internal market law will be studied from a comparative European perspective. The focus lies on the free movement of goods, persons, services and capital, and the sectorial policies related to these, such as state monopolies and public procurement.

It must be emphasised that the purpose of the course is not to provide the students with knowledge of the law of the internal market as a whole, i.e. with a presentation of the entire European legislation in this field. Instead this course aspires to highlight solutions, common or diverging, to such problems of internal market law that occur in all common market systems. In order to do so, pertinent cases and areas of legislation will be compared. In this manner, the students will gain a profound knowledge of the nature of internal market law and master a wide range of diverse sources in market situations. It is possible that the studies on this course will be combined with a field trip or other activity of a more practical nature.

The legal systems relevant in this process can be divided into different legal regimes: 1) Treaty Articles, 2) secondary legislation and 3) national legislation. In addition to these legal regimes, case law of the European Court of Justice deserves special attention.

Course design

Teaching consists of compulsory lectures and seminars.

The students acquire the above knowledge and competences through the self-study of course literature and other course materials, and by taking an active part in lectures and seminars.

In order to pass, students are required to have 80% attendance or more on the course.

Assessment

Examination is in the form of a written test at the end of the course.

Subcourses that are part of this course can be found in an appendix at the end of this document.

Grades

Marking scale: Fail, Pass, Pass with credit, Pass with distinction.

Entry requirements

Students recruited within the Masters Programme in European Business Law qualify automatically for this course.

Students within the programme leading to a Swedish professional degree Master of Laws within a specialization in International Human Rights Law: prerequisites are stated in the curriculum for the Master of Law Programme at the Faculty of Law.

Prerequisites for international exchange students: relevant undergraduate studies corresponding to three years at a university level including basic knowledge of public international law.

Further information

The University views plagiarism as a very serious academic offence, and will take disciplinary action 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 practices in examinations or assessments, includes suspension from the University.

Subcourses in JAEN32, Internal Market Law

Applies from H10

1001 Internal Market Law, 15,0 hp
Grading scale: Fail, Pass, Pass with credit, Pass with distinction