



Faculty of Law

JAEN33, EU Competition Law, 15 credits

EU Competition Law, 15 högskolepoäng

Second Cycle / Avancerad nivå

Details of approval

The syllabus is an old version, approved by Faculty of Law Board of education at undergraduate and postgraduate levels on 2010-12-07 and was valid from 2011-01-15, spring semester 2011.

General Information

The course EU Competition Law is a compulsory course within the Master's Programme in European Business Law at the Faculty of Law. The course is open to students on the programme leading to a Swedish Professional Law degree and who follow the Master's Programme in European Business Law in their studies at advanced level. The course is also open to international students participating in exchange programmes with the Faculty of Law.

Lectures and course material are in English.

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

Main field of studies

European Business Law

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Depth of study relative to the degree requirements

A1F, Second cycle, has second-cycle course/s as entry requirements

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Learning outcomes

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

Knowledge and understanding

To pass the exam the student shall:

- show a basic understanding concerning Article 101(1) which prohibits agreements, decision by associations of undertakings and concerted practices that are restrictive of competition
- show a basic understanding regarding the criteria for exemption under Article 101(3), the exemption procedure and the role and function of block exemptions
- show a basic understanding of Article 102 which prohibits abuse of a dominant position
- show a basic understanding of the assessment of different types of anti-competitive conduct under Article 101 and 102
- show a basic understanding of the enforcement of Article 101 and 102 in the courts of the Member States
- show a basic understanding of the regulation of mergers under the Merger Regulation.

Competence and skills

To pass the exam the student shall:

- show the ability to master a wide range of diverse sources of legislation, case law and doctrine in European Competition Law;
- show the ability to uncover practical solutions in the application of Competition Law
- assess legal and economic issues in relation to Competition Law
- discuss and give suggestions on typical competition Law aspects.

Judgement and approach

Students shall train inter-disciplinary working methods with colleagues from different cultural backgrounds and of the opposite gender. They shall simultaneously perform independent investigation and take full responsibility for the development of their own knowledge in an objective, but critical manner.

To pass the examination the students shall be able to consider and discuss social and ethical responsibilities within a commercial environment and make personal judgments based on these reflections.

Course content

The course includes a review of the European Competition law its economic basis, material contents and current development. The course attaches great importance to the case law of the Union Courts and the EU Commission. In the appropriate contexts, such as mergers, joint ventures and licensing agreements, the particularities of high-technology markets, including the intersection with intellectual property law, will be highlighted. Moreover, part of the course is devoted to Competition Law procedure. In this specialised part, focus is drawn upon the procedural rules and other formal aspects in proceedings before the EU Commission and the Courts. Also, the modernisation of the procedural rules in Regulation 1/2003 and the Merger Control Reform will be addressed.

Course design

Teaching is provided in the form of lectures and seminars. Apart from the assigned literature, the course requires individual library studies, particularly on the case law of the EU Commission and the Courts.

Assessment

Examination will take the form of a written exam. Grading will be based on active participation in lectures and seminars (25%), oral and written presentations (25%) and the written exam (50%).

Subcourses

1001 EU Competition Law, 15,0 hp Grading scale: Fail, Pass, Pass with credit, Pass with distinction

Grades

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

Entry requirements

Passed examinations in courses corresponding to the first term of the Masters Programme in European Business 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.