

JUBN21, European Business Law, 15 credits

Europeisk affärsrätt, 15 högskolepoäng

Second Cycle / Avancerad nivå

Details of approval

The syllabus is an old version, approved by The Faculty Board of the Faculty of Law on 2017-10-04 and was valid from 2017-10-04, autumn semester 2017.

General Information

The course in European Business Law is an elective course in the Swedish Professional Law degree and to international students participating in exchange programmes with the Faculty of Law.

The duration of the course is 10 weeks full-time studies.

Main field of studies

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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 provide students with in-depth knowledge about European Business Law, ranging from the basic structures and principles of the European Union to various specialized areas of law within the field of business. The students will gain insights into the laws and policies that regulate the internal market of European Union, as well as relevant case law.

Another objective of the course is to strengthen the students' ability to reflect critically and to produce structured academic papers. Through exercises that improve the students' writing, presentation and analytical skills, the aspiration is to provide the students with tools that are useful in both academic and professional settings.

Knowledge and understanding

To pass the examination the student shall:

- understand the core structures and principles of the European Union, as well as its main institutions and legal framework

- understand the main sources of law related to establishing and managing a company within the European Union, in particular focusing on Company, Labor, Environmental, Tax and International Private Law.
- comprehend the main sources of law relevant when competing on the internal market and protecting a brand, product or invention. This includes Public procurement and State Aid, as well as Trademark, Patent and Competition Law.

Competence and skills

To pass the examination the student shall:

- demonstrate an ability to master a wide range of diverse sources related to European Union Law
- draft academic papers including essays, case reports and legal memorandums
- identify key issues in relation to the various legal areas taught during the course and formulate coherent legal arguments
- present orally and give productive feed-back to peers while partaking in peer-grading assignments

Judgement and approach

To pass the examination the student shall be able to:

- practice peer-grading working methods with colleagues from different backgrounds
- perform independent research and take responsibility for the development of their own knowledge
- explain and discuss the content of the course during seminars while applying critical perspectives

Course content

The course is divided into four blocks.

This first block builds a solid foundation by providing an introduction to the history and the institutions of the EU, as well as the most fundamental legal sources and methods of EU law. Students will be introduced to the fundamental principles and constitutional foundations of EU law, the economic freedoms and the legal framework of the common European foreign policy. They will also learn some practical skills, including how to navigate the vast databases of official publications, legislation and case law.

The second block includes specific areas of law, including Labour, Tax and Environmental law, within a European context. The topics are discussed within the wider framework of the internal market, the fundamental freedoms and national regulations. The block also covers Private International law, due to the multilateral nature of the EU, and subjects such as Public Procurement and the State aid control system.

The third block examines general business considerations, as well as specific legal areas that are relevant when establishing and managing a company with the European Union. It examines the foundations of company and agency theory and the harmonisation of company law on an EU level. The block examines Trademark and Patent law, focusing on the main laws, pertinent cases and useful strategies in business transactions.

The fourth block focuses on the European competition regime and its core regulations, particularly anti-competitive agreements or behaviour, and the prohibition of abuse of a dominant position within the internal market.

Throughout the course, there will be workshops focusing on essay writing, analysing case law, and legal writing and argumentation.

Course design

The course contains a number of recorded lectures, reading suggestions and seminars. The students will be required to do a number of quizzes, exercises both in fore and during seminars, as well as written home assignments.

There are several obligatory elements in the course that need to be fulfilled in order to pass the course:

- The attendance and active participation in seminars 1-9 (the final seminar is not obligatory)
- Passing the course quizzes (7 out of 10 correct answers are required and the students may redo the quizzes as many times as they choose)
- Handing in assignments 1-4 and subsequent peer-grading
- Preparing the role play together with the assigned team and active participation in the exercise during the seminar

Assessment

Students' performance will be assessed by the following methods:

- Take-home examination (assignment 4)
- The student's individual oral presentations at the role play exercise will also be taken into consideration when determining the student's grade.

The examiner, in consultation with Disability Support Services, may deviate from the regular form of examination in order to provide a permanently disabled student with a form of examination equivalent to that of a student without a disability.

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.

Marking scale: Fail (U), Pass (B), Pass with credit (BA), Pass with distinction (AB).

All grading criteria rest on the baseline set up for the grade B. Criteria for the grade BA are additional to those for the grade B. Criteria for the grade AB are additional to those for the grade BA. Each grade criterion consists of a qualitative and a quantitative dimension. To be awarded a specific grade, the grade criterion must be satisfied in its qualitative, as well as its quantitative dimension.

Grading criteria are applied to all dimensions listed as "Learning outcomes" in this syllabus. By way of example, an AB would presuppose that the student's examination reflect her or his mastery with regard to knowledge and understanding, skills and abilities and values and attitudes as laid down in the syllabus as "learning outcomes".

Grading is done primarily using Qualitative and Quantitative criteria. The Quantitative criterion reflects how well read the student is whereas the Qualitative criterion reflects how well the student can use his/her knowledge to make a well structured critical and analytical argument and present it in a coherent and well-written paper.

Take-home examination:

To obtain a B grade, the student must be able to show an ability of competence in addressing the theoretical and practical applications of legal issues relating to the subject of European Business Law.

To obtain a BA grade, the student must be able to show a high degree of competence in addressing theoretical and practical applications of legal issues relating to the subject of European Business Law.

To obtain an AB grade, the student must be able to show a very high degree of competence in addressing theoretical and practical applications of legal issues relating to the subject of European Business Law.

Entry requirements

In order to register, students must have attended and completed the compulsory components of previous courses and passed 150 credits in previous semesters.

Further information

The course is scheduled to require 10 weeks of full studies. While the lectures are available online, active participation in the seminars is mandatory and required in order to pass the course.

The university views plagiarism very seriously, and will take disciplinary actions against students for any kind of attempted malpractice in examination and assessment. The penalty that may be imposed for this and other unfair practice in examinations or assessment includes suspension from the University.

Subcourses in JUBN21, European Business Law

Applies from H17

- 1701 Role play exercise, 3,0 hp
Grading scale: Fail, Pass
- 1702 Paper, 12,0 hp
Grading scale: Fail, Pass