

COURSE DESCRIPTION

COURSE DETAILS

Title (of the course): **EUROPEAN INTERNAL MARKET**

Code: 142062

Degree/Master: **GRADO DE DERECHO**

Year:

Field:

Character: OPTATIVA

Duration:

ECTS Credits: 4.0

Classroom hours: 40

Face-to-face classroom percentage: 40.0%

Study hours: 60

Online platform: <https://moodle.uco.es/m2223/>

LECTURER INFORMATION

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PREREQUISITES AND RECOMMENDATIONS

Prerequisites established in the study plan

None

Recommendations

It is highly recommended to have successfully passed "European Union Law" and to be fluent in English.

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INTENDED LEARNING OUTCOMES

COP4	To know the European Single Market in the context of the public intervention in the economy and the European integration process.
COP5	To apply the theoretical framework of the Administrative Law and the European Union Law to the establishment and the functioning of the European Single Market.
COP6	To apply the knowledge acquired and to critically assess the problems posed by the legal reality of the European Single Market.
COP7	To critically assess the relations between European Public Administration and the European Single Market.

OBJECTIVES

The creation of a European Internal Market has been the real driving force of the European integration process for years. Nowadays, the European Internal Market can be stated to be the hardcore of the European Union. Yet, Law School's official curriculum usually pay little attention to this key matter.

This course aims to be an introduction, from a legal point of view, to the conceptual groundings and the pillars of the European Internal Market. In order to do so and to fully understand the inner structure of the European Internal Market, this course explores its four fundamental freedoms: the free movement of goods, the free movement of capital (and the Economic and Monetary Union), the free movement of workers and the freedom of establishment and to provide services. Additionally, this course focuses on some of the most relevant Common Policies, which will be selected on a yearly basis.

CONTENT

1. Theory contents

Lesson 1. The European Union. A brief (historical) introduction

1. The European Coal and Steel Community (ECSC). 2. The European Economic Community (EEC) and Euratom. 3. Launching and first years of the European Communities (1957-1973). 4. Jacques Delors and the Single European Act. 5. The way towards the European Union. 6. The Treaty on the European Union (1992). 7. Evolution of the European Union.

Lesson 2. The Internal Market

1. The Internal Market and the stages of economic integration. 2. Origins and evolution of the Internal Market: negative and positive integration measures. 3. The Single European Act and the "New Approach" to the Internal Market. 4. Recent evolution of the Internal Market.

Lesson 3. Free movement of goods

1. Definition of goods. 2. Prohibition of customs duties and charges having an equivalent effect. 3. Prohibition of internal discriminatory taxation. 4. Quantitative restrictions and measures having equivalent effect to a quantitative restriction.

Lesson 4. Free movement of capital and the Economic and Monetary Union

1. Free movement of capital: origins, evolution and current framework. 2. Economic and Monetary Union: early attempts, foundation and the three stages' approach. 3. The Monetary Union, the European Central Bank and the European System of Central Banks.

Lesson 5. Free movement of workers

1. European concept of "worker" and its scope of protection. 2. Obstacles to the market access and the principle



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of non-discrimination. 3. The public-service exception. 4. The Directive 2004/38: right of entry and residence of workers and their families.

Lesson 6. Freedom of establishment and to provide services1. Introduction: differences and commonalities. 2. The right of establishment. In particular, the establishment of companies. 3. The free movement of services. Discriminatory and non-discriminatory restrictions. 4. General legislation to facilitate establishment and services: the recognition of professional qualifications and the "Services Directive".

Lesson 7. Common Policies

1. Common Agricultural Policy and Common Fisheries Policy. 2. Common Transport Policy. 3. Common Commercial Policy. 4. EU Social and Employment Policy. 5. Area of Freedom, Security and Justice. 6. EU Energy Policy. 7. EU Environmental Policy. 8. EU Education, Vocational Training and Youth Policy. 9. EU Public Health Policy. 10. EU Consumer Protection Policy. 11. EU Industry Policy. 12. EU Research and Development and Space Policy.

2. Practical contents

Practical contents linked to theory contents.

SUSTAINABLE DEVELOPMENT GOALS RELATED TO THE CONTENT

Peace, justice and strong institutions

METHODOLOGY

General clarifications on the methodology (optional)

There will be theoretical and practical sessions. Theoretical classes will largely consist of conferences, whose main contents will be included in power-point presentations previously put at the disposal of the students on our Moodle platform. Along with the teachers' explanations, theoretical sessions will also include other activities involving students' performances, such as delivering little speeches trying to summarize previous classes or selected topics, reading and discussing about selected texts, etc. In addition, an intense use of media resources in English, especially that of videos, will be made during theoretical classes.

As for the practical sessions, students will be asked to write down their comments on historical texts, judgments delivered by the European Court of Justice or legal acts adopted by the European Union. Those commentaries will aim to answer several questions previously posed by the teachers and will be publicly discussed by the students with the teachers' guidance.

Methodological adaptations for part-time students and students with disabilities and special educational needs

Only full-time students are allowed to take part in this course. Therefore, there are no adaptations for part-time students.

The methodological strategies and the evaluation system contemplated in this Course Description will be adapted according to the needs presented by students with disabilities and special educational needs in the cases that are required.

Face-to-face activities



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Activity	Large group	Total
<i>Assessment activities</i>	3	3
<i>Case study</i>	6	6
<i>Conference</i>	25	25
<i>Text analysis</i>	6	6
<i>Total hours:</i>	40	40

Off-site activities

Activity	Total
<i>Exercises</i>	10
<i>Information search</i>	10
<i>Self-study</i>	40
<i>Total hours</i>	60

WORK MATERIALS FOR STUDENTS

Case studies
Dossier
Exercises and activities

EVALUATION

Intended learning	Case Studies	Case study/clinical case discussion/scientific work discussion	Exams
<i>COP4</i>	X	X	X
<i>COP5</i>	X	X	X
<i>COP6</i>	X	X	X
<i>COP7</i>	X	X	X
<i>Total (100%)</i>	15%	15%	70%
<i>Minimum grade</i>	4	4	4

(*)Minimum mark (out of 10) needed for the assessment tool to be weighted in the course final mark. In any case, final mark must be 5,0 or higher to pass the course.

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Attendance will be assessed?:

No

General clarifications on instruments for evaluation:

There will be a final examination which counts up to 70% of the final mark. This final examination will be a theoretical written examination in English, made up of short and some medium-length answer questions. The final mark of this examination will be determined by the theoretical content of the answers and the proper use of the specific terminology. In addition, class marks (case studies and similar activities, such as short written questions and frequent oral interaction) count up to 30% of the final mark. Class marks will be taken into consideration in the June, July and September exam sessions. The same regime shall apply to resit students.

Clarifications on the methodology for part-time students and students with disabilities and special educational needs:

Only full-time students are allowed to take part in this course. Therefore, there are no adaptations for part-time students. The methodological strategies and the evaluation system contemplated in this Course Description will be adapted according to the needs presented by students with disabilities and special educational needs when required.

Clarifications on the evaluation of the extraordinary call and extra-ordinary call for completion studies:

There will be a single examination counting up to 100% of the final mark. This final examination will be a theoretical written examination in English, made up of short and some medium-length answer questions.

Qualifying criteria for obtaining honors:

Qualifying criteria for obtaining honors are to get a minimum final degree of 9 out of 10 and to achieve excellence in every area under assessment. In the event of a tie, honors will be granted to the student having achieved a higher mark.

BIBLIOGRAPHY

1. Basic Bibliography

CRAIG, Paul, and Gráinne DE BÚRCA, EU Law. Text, cases and materials, Oxford University Press, Oxford.

2. Further reading

Among others, latest editions of the following books and textbooks:

BARNARD, Catherine, The substantive law of the EU: The Four Freedoms, Oxford University Press, Oxford.

KACZOROWSKA-IRELAND, Alina, European Union Law, Routledge, London-New York.

KOUTRAKOS, Panos, Niamh Nic SHUIBNE and Phil SYRPIS (eds.), Exceptions from EU Free Movement Law: Derogation, Justification and Proportionality, Hart Publishing, Oxford.

MALETIC, Isidora, The Law and Policy of Harmonization in Europe's Internal Market, Edward Elgar, Cheltenham.

SHUIBNE, Niamh Nic (ed.), The Coherence of EU Free Movement: Law, Constitutional Responsibility and the Court of Justice, Oxford University Press, Oxford.

SYRPIS, Phil, The Judiciary, the Legislature and the EU Internal Market, Cambridge University Press, Cambridge.

TRYFONIDOU, Alina, Reverse Discrimination in EC Law, Kluwer Law International, London.

WEISS, Friedl, and Clemens KAUPA, European Union Internal Market Law, Cambridge University Press, Cambridge.

WEATHERILL, Stephen, The internal market as a legal concept, Oxford University Press, Oxford.

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Webgraphy (Websites with relevant information about the European Union)

- General information on the European Union: <http://europa.eu>
- European Union legal data base (Eur-Lex): <http://eur-lex.europa.eu>
- Institutions of the European Union's websites:

European Parliament: <http://www.europarl.europa.eu> European

Council: <http://www.european-council.europa.eu>

Council of the European Union: <http://www.consilium.europa.eu>

European Commission: <http://ec.europa.eu>

Court of Justice of the European Union: <http://curia.europa.eu>

COORDINATION CRITERIA

Joint activities: lectures, seminars, visits ...

The methodological strategies and the evaluation system contemplated in this Course Description will be adapted according to the needs presented by students with disabilities and special educational needs in the cases that are required.