Course Syllabus

LAW 102G
Introduction to Legal Principles and Theories

Number of ECTS credits: 6

Time and Place: Tuesday 16:30 - 18:00, VeCo 1
Thursday 16:30 - 18:00, VeCo 1

Contact Details for Professor
Name of Professor: Marco Giacalone
E-mail: Marco.Giacalone@vub.ac.be
Office hours: Thursdays (15:30 – 16:30, by appointment)

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Course Prerequisites (if any)
As this is an introductory course, there are no prerequisites.

Course Description
The aim of this course is to provide students with a comprehensive overview of legal principles and theories applicable to international and European law. This course will begin by laying the foundations for the study of law. It will address the dichotomy between law and morality and discuss the differences between the civil law and common law traditions. This course will then explore the different philosophical schools of thought on the law, and discuss how such schools of thought influence the way in which lawyers view and interpret the law. After addressing the traditional sources and basic concepts of the law, which will cover the public/private law divide, this course will provide a survey of the major areas of law, including contracts, property, torts, criminal law, constitutional law, administrative law, European law, international law, human rights law, and procedural law. The analysis of these topics will provide the students with a foundation in the basic understanding of how the law works.

Further Detail on Course Content (if needed)
None

Course Learning Objectives (CLO)

At the end of this course, students should be able to:

In terms of knowledge:
- Demonstrate their understanding of the substantive rules and principles of law, with a focus on both international and European law, and able to apply this knowledge in the current international and European legal context.
- Demonstrate their understanding of legal terminology and concepts, including, but not limited to, the hierarchy among legal rules and the interaction between different legal systems (i.e. international, European, and domestic systems).
- Show basic knowledge of international, European, and domestic law-making, with a focus on public and private law concepts at the international, European, and domestic levels.

In terms of skills
- Recall how European institutions and branches create law among member states.
- Demonstrate effective oral presentation skills
- Demonstrate effective and integrative team-work
- Demonstrate ability to learn and communicate effectively in English

In terms of attitudes, students should develop in this course:
- critical attitudes, which are necessary for "life-long learning"
- an attitude of open-mindedness and self-critical reflection with a view to self-
improvement
- sensibility towards the ethical dimensions of different aspects of the content of this course
- an open attitude towards inter-cultural team-work

**LINK BETWEEN MAJOR OBJECTIVES, COURSE OBJECTIVES, TEACHING METHODS, ASSIGNMENTS AND FEEDBACK**

*(BA International and European Law)*

**Summary:**
Number of assignments used in this course: 1 Essay, 1 Mid Exam, 1 Final Exam
Number of Feedback occasions in this course (either written or oral): 4

<table>
<thead>
<tr>
<th>Major Learning Objectives</th>
<th>Course Learning Objectives addressing the Major Objectives (testable learning objectives)</th>
<th>Methods used to Teach Course Objectives</th>
<th>Methods (and numbers/types of assignments) used to test these learning objectives</th>
<th>Type, Timing and Instances of Feedback given to Student</th>
</tr>
</thead>
<tbody>
<tr>
<td>acquire knowledge of terminology and concepts of international and European Law.</td>
<td>Demonstrate their understanding of legal terminology and concepts, including, but not limited to, the hierarchy among legal rules and the interaction between different legal systems</td>
<td>1) Weekly classes, 2) Use of an Agenda for Legal Terms,</td>
<td>1 Active participation in class 2 Essay 3 Middle Exam 4 Final Exam</td>
<td>After Essay and after the Exams; During office hours</td>
</tr>
<tr>
<td>gain an understanding of the international system and the European integration process</td>
<td>Demonstrate their understanding of the substantive rules and principles of law, with a focus on both international and European law, and able to apply this knowledge in the current international and European legal context</td>
<td>Weekly classes,</td>
<td>1 Active participation in class 2 Essay 3 Middle Exam 4 Final Exam</td>
<td>After Essay and after the Exams; During office hours</td>
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<td>develop a working knowledge of international law-making by means of treaties, state practice and decisions of international organizations and conferences</td>
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<tr>
<td>become familiar with the European institutions and the decision-making processes</td>
<td>Recall how European institutions and branches create law among member states.</td>
<td>Weekly classes,</td>
<td>1 Active participation in class 2 Essay 3 Middle Exam 4 Final Exam</td>
<td>After Essay and after the Exams; During office hours</td>
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<td>develop the ability for independent analysis of the interplay between international and</td>
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<tr>
<td>European Law</td>
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<td>develop the ability to transpose the analysis of rules and events into a scientifically sound and feasible research project</td>
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<td>enhance the student's ability to use the appropriate research methods and tools in the framework of independent research projects</td>
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<td>provide students with the knowledge of and practice with electronic information sources on international and European law</td>
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<td>develop the ability to communicate in an effective way the acquired knowledge and the outcome of research projects, both in written and oral form</td>
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<td>develop the ability for group work is incorporated into the structure of in-class presentations and case studies</td>
<td>Demonstrate effective and integrative team-work</td>
<td>During courses</td>
<td>Active participation in class</td>
<td>During classes; During office hours</td>
</tr>
<tr>
<td>further develop skills in intercultural communication</td>
<td>Demonstrate effective oral presentation skills</td>
<td>During courses</td>
<td>Active participation in class</td>
<td>During classes; During office hours</td>
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<tr>
<td>develop English language skills, both written and oral</td>
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<td>stimulate critical attitudes, which are necessary for “life-long learning” and sensitivity to the importance of legal and ethical considerations and the ability to confront dominant, popular opinions with constructive criticism</td>
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<td>stimulate an awareness of the normative dimension of international and European legal policies and of related ethical, social and operational problems and dilemmas.</td>
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</table>
Main Course Materials (please note that you can find the readings for each week and session in the Course Schedule section below):

The course material consists of powerpoint presentations, lecture notes and readings from the textbook. Powerpoint presentations will be made available after the respective classes have taken place. A week-by-week overview of the course readings can be found in the section below.

The syllabus, powerpoint presentations and important messages will be uploaded to the Vesaliius portal ‘Pointcarré’. Students are expected to visit this site regularly to keep abreast of course evolutions. The professor is expected to upload relevant material in a timely manner.

Course material marked as ‘suggested readings’ and ‘additional sources’ is helpful for research and to gain an increased understanding, but is not mandatory. This material can be found online or will be made available upon individual request.

Textbook:
Introduction to Law, J. Hage & B. Akkermans eds., Springer International Publishing Switzerland 2014

Recommended References books:

Additional readings will be distributed during class or made available on the Pointcarré learning platform.

Active Learning and Intensive ‘Reading around the Subject’: Additional Sources, Recommended Journals and Websites:

Learning should be an active and self-motivated experience. Students who passively listen to lectures, copy someone else’s notes, and limit their readings to required chapters are unlikely to develop their critical thinking and expand their personal knowledge system. At the exam, these students often fail to demonstrate a critical approach. Students are strongly recommended to have an updated understanding of developments related to this course and related to their wider Major. Active and engaged learning will turn out to be enriching to the overall course and class discussions. Students are invited to deepen their understanding of both theoretical and current issues from a variety of sources. Please find a list of suggestionscompassing the entire course below. You are encouraged to read and browse in the leading journals of your discipline.

Leading Journals in International and European Law:
Work Load Calculation for this Course:

This course counts for 6 ECTS, which translates into 150 – 180 hours for the entire semester for this course. This means that you are expected to spend roughly 10 hours per week on this course. This includes 3 hours of lectures or seminars per week and 7 hours ‘out of class’ time spent on preparatory readings, studying time for exams as well as time spent on preparing your assignments. Please see below the estimated breakdown of your work-load for this course.

- Time spent in class: 3 hours per week / 45 hours per semester
- Time spent on course readings: 3 hours per week / 45 hours per semester
  (Total time spent on course readings per semester: 90)
- Time spent for preparing Essay 1: 20 hours
- Time spent preparing/revising for written Mid-term Exam: 30 hours
- Time spent preparing/revising for written Final Exam: 30 hours
- Total hours for this Course: 170 hours

Course Assessment: Assignments Overview

The students will be evaluated on the basis of their performance in the following assignments:

- Essay 1: 25%
- Midterm examination: 35%
- Final examination: 40%
- TOTAL: 100%

Grading Scale of Vesalius College

Vesalius College grading policy follows the American system of letter grades, which correspond to a point scale from 0 – 100. All assignments (including exams) must be graded on the scale of 0-100. To comply with the Flemish Educational norms, professors should on request also provide the conversion of the grade on the Flemish scale of 0-20. The conversion table below outlines the grade equivalents.

<table>
<thead>
<tr>
<th>Letter grade</th>
<th>Scale of 100 (VeCo Grading Scale)</th>
<th>Scale of 20 (Flemish System)</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>85-100</td>
<td>17.0-20.0</td>
</tr>
<tr>
<td>A-</td>
<td>81-84</td>
<td>16.1-16.9</td>
</tr>
<tr>
<td>B+</td>
<td>77-80</td>
<td>15.3-16.0</td>
</tr>
<tr>
<td>B</td>
<td>73-76</td>
<td>14.5-15.2</td>
</tr>
<tr>
<td>B-</td>
<td>69-72</td>
<td>13.7-14.4</td>
</tr>
</tbody>
</table>
Description of Activities, Grading Criteria and Deadlines:

Essay 1

I. Case Brief
This is a case brief of the “Francovich v Italy (1991)” case. You are to read the case thoroughly and provide a detailed analysis of the case, including the critical facts of the case, the issue(s) raised by the critical facts, the applicable law relevant to the issues raised, and the manner in which the ECJ resolved the dispute. You are then to provide your legal opinion of the ECJ’s conclusion: do you agree/disagree with the ECJ, and why?

II. REQUIREMENTS: In 1,500 - 2,000 words (not including your bibliography), answer the following questions (double-spaced, 12 point font):

a) Introduction: What are the critical facts surrounding this legal dispute/case? Provide a brief summary. What issues are raised by these facts? How will you address these issues in this paper? Provide a roadmap paragraph, as explained in class.

b) Analysis: State the issue(s) (i.e., what is the legal conflict, what legal issue(s) are presented?). What is the applicable law raised by this issue? How does this law apply to the critical facts of the case?

c) Conclusion: How do you resolve this dispute/case? In other words, what is the legal outcome in your judicial opinion?

d) Bibliography: Use a minimum of five external sources (including the Francovich case) to fully research your case. Wikipedia is not an acceptable academic source! Be sure to provide complete citations for all of your sources. Note: the word count of your paper should not include the Bibliography. There is no limit on the word count of your Bibliography.

e) Word count: State the word count of the text of your paper, following your name.

III. DEADLINE

a) Hard Copy: A paper copy of your paper is due on Thursday, 25 October 2018 at the start of class. If you cannot attend class that day, you must e-mail your paper to Professor Giacalone prior to the start of class on 25 October 2018. Late papers will be penalized 10% per day!

b) TurnItIn: You must submit your paper on TurnItIn, by the start of class on 25 October 2018.

Mid-Term Exam (written):
25% Multiple choice exam,  
25% short answers,  
50% longer analytical essays.

**Final Written Exam:** as above

**Rubrics: Transparent Grading Criteria For Each Assignment**

The following criteria will be applied in assessing your written work:

- **A.** Structure of essay,  
- **B.** Critical analysis of the major elements  
- **C.** Legal sources and legal terminology

### Rubrics for Written Essay

<table>
<thead>
<tr>
<th>Criteria</th>
<th>Criteria</th>
<th>Criteria</th>
<th>Criteria</th>
</tr>
</thead>
<tbody>
<tr>
<td>Structure of essay, including word count</td>
<td>An introduction and conclusion; word count</td>
<td>Essay is well structured and coherent</td>
<td>A short ad rem intro (preferably a history), a good structure, use of separate paragraphs per topic, and conclusion</td>
</tr>
<tr>
<td>Total: /6</td>
<td>/2</td>
<td>/2</td>
<td>/2</td>
</tr>
<tr>
<td>Critical analysis of the major elements</td>
<td>Major elements are covered</td>
<td>Good legal reasoning in a logical way</td>
<td>Systematic analysis of all major elements and use of personal comments or critical questions. Essay is persuasive in its reasoning</td>
</tr>
<tr>
<td>Total: /8</td>
<td>/2</td>
<td>/2</td>
<td>/4</td>
</tr>
<tr>
<td>Legal sources and legal terminology, including footnotes</td>
<td>Good use of scholarly articles</td>
<td>Appropriate use of legal terminology; an analytical-legal style; correct use of footnotes</td>
<td>All major sources are consulted with good legal terminology overall. The topic is placed in the broader context of international law</td>
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<tr>
<td>Total: /6</td>
<td>/2</td>
<td>/2</td>
<td>/4</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>/20</td>
<td>/2</td>
<td>/2</td>
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</table>

**Rubrics for Mid Term Exam**

<table>
<thead>
<tr>
<th>Question Type</th>
<th>Question 1</th>
<th>Question 2</th>
<th>Question 3</th>
<th>Question 4</th>
<th>Question 5</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Multiple Choice</strong></td>
<td>Question 1</td>
<td>Question 2</td>
<td>Question 3</td>
<td>Question 4</td>
<td>Question 5</td>
</tr>
<tr>
<td>Total: /5</td>
<td>/1</td>
<td>/2</td>
<td>/2</td>
<td>/2</td>
<td>/2</td>
</tr>
<tr>
<td><strong>Short Answers</strong></td>
<td>Major elements are covered</td>
<td>Good legal reasoning in a logical way</td>
<td>Systematic analysis of all major elements and</td>
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<tr>
<td>Total:</td>
<td>/5</td>
<td>/1</td>
<td>/2</td>
<td>use of personal comments or critical questions</td>
<td>/2</td>
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<tr>
<td>Longer analytical essay</td>
<td>An introduction and conclusion; word count</td>
<td>Essay is well structured and coherent</td>
<td>A short ad rem intro (preferably a history), a good structure, use of separate paragraphs per topic, and conclusion</td>
<td>/3</td>
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<td>Total:</td>
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<td>/3</td>
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<td>TOTAL</td>
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</table>

On a scale of 100:

**Rubrics for Final Exam**

<table>
<thead>
<tr>
<th>Multiple Choice</th>
<th>1 question</th>
<th>2 question</th>
<th>4 question</th>
<th>5 question</th>
<th>/5</th>
<th>/1</th>
<th>/2</th>
<th>/2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Short Answers</td>
<td>Major elements are covered</td>
<td>Good legal reasoning in a logical way</td>
<td>Systematic analysis of all major elements and use of personal comments or critical questions</td>
<td>/5</td>
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<tr>
<td>Total:</td>
<td>/5</td>
<td>/1</td>
<td>/2</td>
<td>/2</td>
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<tr>
<td>Longer analytical essay</td>
<td>An introduction and conclusion; word count</td>
<td>Essay is well structured and coherent</td>
<td>A short ad rem intro (preferably a history), a good structure, use of separate paragraphs per topic, and conclusion</td>
<td>/3</td>
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<td>Total:</td>
<td>/10</td>
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<td>/4</td>
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<td>TOTAL</td>
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On a scale of 100:

**Vesalius College Attendance Policy**

As the College is committed to providing students with high-quality classes and ample opportunity for teacher-student interaction, it is imperative that students regularly attend class. As such, Vesalius College has a strict attendance policy. Participation in class meetings is mandatory, except in case of a medical emergency (e.g. sickness). Students will need to provide evidence for missing class (doctor’s note). If evidence is provided, the missed class is considered as an excused class. If no evidence is provided immediately before or after the class, the missed class is counted as an absence.

Participation implies that students are on time: as a general rule, the College advises that students should be punctual in this regard, but it is up to the professor to decide whether to count late arrivals as absences, or not.
**Additional Course Policies**

Late papers will not be accepted unless there are serious legitimate reasons. Provision of a signed medical note is required, and notice must be given prior to the deadline.

**Academic Honesty Statement**

Academic dishonesty is NOT tolerated in this course.

Academic honesty is not only an ethical issue but also the foundation of scholarship. Cheating and plagiarism (including self-plagiarism) are therefore serious breaches of academic integrity.

Following the College policy, cheating and plagiarism cases will be communicated in writing to the Associate Dean and submitted to the Student Conduct Committee for disciplinary action.

If you refer to someone else’s work or your own past work, appropriate references and citations must be provided.

Grammar, spelling and punctuation count, so use the tools necessary to correct before handing in assignments.

Submitting the same paper for two different courses is considered to be a case of self-plagiarism and will result in grade "F" for both courses.

Please consult the Section “Avoiding Plagiarism” in the College Catalogue for further guidance.

**Turnitin**

All written assignments that graded and count for more than 10% towards the final course grade need to be submitted via the anti-plagiarism software Turnitin. You will receive from your professor a unique password and access code for your Class.

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**Course Schedule (Overview)**

<table>
<thead>
<tr>
<th>Week 1</th>
<th>30 Aug</th>
<th>Introduction to the Course and Overview of Course and Requirements // Foundations Cap.1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Week 2</td>
<td>4 Sept</td>
<td>Sources of Law Cap.2</td>
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<tr>
<td></td>
<td>6 Sept</td>
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<tr>
<td>Week 3</td>
<td>11 Sept</td>
<td>Public and Private Law Cap.3</td>
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<td>13 Sept</td>
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<tr>
<td>Week 4</td>
<td>18 Sept</td>
<td>Laws of Contracts Cap.4</td>
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<td></td>
<td>20 Sept</td>
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<tr>
<td>Week 5</td>
<td>25 Sept</td>
<td>Property Law Cap.5</td>
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<td></td>
<td>27 Sept</td>
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<tr>
<td>Week 6</td>
<td>2 Oct</td>
<td>EU Law Cap. 10</td>
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<td></td>
<td>4 Oct</td>
<td>International Law Cap. 11</td>
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<tr>
<td>Week 7</td>
<td>9 Oct</td>
<td>MID-TERM EXAM</td>
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<table>
<thead>
<tr>
<th>Mid-term Week</th>
<th>Week 8</th>
<th>Week 9</th>
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<tr>
<td></td>
<td>16 Oct</td>
<td>23 Oct</td>
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<td>18 Oct</td>
<td>25 Oct</td>
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<td></td>
<td>Tort Law Cap.6</td>
<td>Criminal Law Cap.7</td>
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<td>(Essay must be posted on TurnItIn before class)</td>
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**Fall Recess – 29 October to 2nd November 2018 – NO CLASSES**

<table>
<thead>
<tr>
<th>Week 10</th>
<th>6 Nov</th>
<th>Constitutional Law Cap.8</th>
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<tbody>
<tr>
<td></td>
<td>8 Nov</td>
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<tr>
<td>Week 11</td>
<td>13 Nov</td>
<td>Administrative Law Cap. 9</td>
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<td>15 Nov</td>
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<tr>
<td>Week 12</td>
<td>20 Nov</td>
<td>Case Study</td>
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<td></td>
<td>22 Nov</td>
<td>Human Rights Cap. 12</td>
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<tr>
<td>Week 13</td>
<td>27 Nov</td>
<td>Procedural Law Cap.13</td>
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<td></td>
<td>29 Nov</td>
<td>Philosophy of Law Cap.14</td>
</tr>
<tr>
<td>Week 14</td>
<td>4 Dec</td>
<td>Revision</td>
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<tr>
<td></td>
<td>6 Dec</td>
<td>Revision</td>
</tr>
<tr>
<td>Week 15</td>
<td>Week of 10 Dec</td>
<td>FINAL EXAMS</td>
</tr>
</tbody>
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**Detailed Session-by-Session Course Outline**

**Week 1, Session 1 (Thursday, 30 August 2018)**

*Introduction to the Course and Overview of Core Requirements.*

**Week 1, Session 2 (Thursday, 30 August 2018)**

*Foundations*

**Guiding Questions:**
What are the main distinctions between the common law and civil law?

**Week 2, Session 1 (Tuesday, 4 September 2018)**

*Sources of Law*

**Guiding Questions:**
1. What is a source of law?
2. What are ‘sources of origin’ and ‘sources of validity’?
   Give some examples.
3. What is legislation? What are treaties? How do they relate to legislation?

Reading:


Week 2, Session 2 (Thursday, 6 September 2018)

Guiding Questions:
1. What is case law? How is case law treated differently in civil law and common law jurisdictions?
2. What is customary law? What are its two elements?

Week 3, Session 1 (Tuesday, 11 September 2018)

Public and Private Law

Guiding Questions:
What is public law? What is private law? What are the differences between public and private law?

Week 3, Session 2 (Thursday, 13 September 2018)

Guiding Questions:
1. What is substantive law? What is procedural law?
2. What are the differences between substantive and procedural law?
3. What are the functions of rules? What is the structure of rules?
4. What are juridical (or legal) acts?
5. What is a duty? What is a right? How do duties and rights relate to each other?

Week 4, Session 1 (Tuesday, 18 September 2018)

Laws of Contracts

Guiding Questions:
1. What is a contract? Give some examples.
2. What are the three types of rules relevant to contracts?

Week 4, Session 2 (Thursday, 20 September 2018)

Guiding Questions:
1. What are the rules made by the contracting parties themselves? Why is freedom of contract so important? What are the general conditions laid down for contract law as such?
2. What are official national, European, and supranational rules with respect to contracts? How do default rules and mandatory rules factor in to the enforceability of contracts?
3. At the national level, what are the similarities and differences between the civil law and the common law approaches to contracts?

**Week 5, Session 1 (Tuesday, 25 September 2018)**

*Property Law*

**Guiding Questions:**
1. What are property rights? Why should there be property rights?
2. What are the main types of property rights in the common law and the civil law traditions?
3. Although there are different property rights, they have a number of characteristics in common. What are the seven principles and rules of property law?

**Week 5, Session 2 (Thursday, 27 September 2018)**

**Guiding Questions:**
1. The dynamics of property rights: how are these rights created, how are they transferred from one holder to another, and how are they terminated?
2. How will property law develop in light of further integration within the EU?

**Week 6, Session 1 (Tuesday, 2 October 2018)**

*EU Law*

**Guiding Questions:**
1. What is the difference between the European Union (EU) and the Council of Europe (CoE)?
2. What are the primary and secondary sources of EU law? What is the ‘ordinary legislative procedure’?
3. What are the main institutions of the EU? What are their respective tasks and members?
4. What are the ‘four freedoms’?
5. How do the principles of legality, subsidiarity, and proportionality limit the amount of sovereignty that the member states have transferred to the EU?

**Week 6, Session 2 (Thursday, 4 October 2018)**

*International Law*

**Guiding Questions:**
1. What is ‘international law’?
2. How does international law differ from national law under the Westphalian system?
3. What are the main areas of international law?
4. What are the subjects of (i.e. participants in) international law?
5. What are the sources of international law?
6. What are the current trends in international law?

**Week 7, Session 1 (Tuesday, 9 October 2018)**

*Mid-Term Exam*

**Week 8, Session 1 (Tuesday, 16 October 2018)**

*Tort Law*

**Guiding Questions:**
1. What is a ‘tort’? How does tort law differ from contract law and criminal law? How is tort law dealt with under the common law and civil law?
2. What is the difference between ‘fault liability’ and ‘strict liability’? How does the burden of proof differ with respect to these two types of liability?

**Week 8, Session 2 (Thursday, 18 October 2018)**

**Guiding Questions:**
1. What is ‘negligence’? What are the four factors of negligence under the common law?
2. What are the conditions under which a victim’s damage must be compensated by another person? If damage is to be compensated, which damage qualifies for compensation?
3. Policy question: Why should the damage that a victim suffered under certain circumstances be shifted to a different person at all?

**Week 9, Session 1 (Tuesday, 23 October 2018)**

*Criminal Law*

**Guiding Questions:**
1. How do the aims of criminal law (which is public law) differ from civil law (which is private law)? (NOTE: in the criminal law context, ‘civil law’ does not equate to the ‘civil law’ of European continental law in relation to the ‘common law’ of England and the US. Do not confuse the different use of the term ‘civil law’ in these very different discourses.)
2. What is the basic structure of a criminal offense?

**Week 9, Session 2 (Thursday, 25 October 2018)**

*Activity 1*

**Guiding Questions:**
1. What objective (or physical) elements need to be fulfilled in order for criminal liability to arise?
2. What subjective (or mental) elements need to be fulfilled in order for criminal liability to arise?
3. Must it always be one’s purpose to achieve a certain goal, or will sometimes inadvertence also suffice for imposing criminal liability? What happens when a perpetrator fails to accomplish that which he initially set out to do? Will he escape liability completely, or are there perhaps good reasons to impose punishment despite the fact that the envisaged result did not materialize?

Week 10, Session 1 (Tuesday, 6 November 2018)

Constitutional Law

Guiding Questions:
1. Constitutional law is described as the branch of law that regulates the state itself. Explain.
2. What are the sources of constitutional law?
3. How is state power established? What is the source of a state’s sovereignty and authority to rule?

Week 10, Session 2 (Thursday, 8 November 2018)

Guiding Questions:
1. How is state power constrained? Consider the division of the state’s power among its organs or branches of government and among its territorial entities, the limits on state action resulting from the protection of human rights, and the power of the judiciary to determine whether state action is lawful or unlawful.
2. How has state power become democratized in some states? How do the people exercise control over the power of the state?

Week 11, Session 1 (Tuesday, 13 November 2018)

Administrative Law

Guiding Questions:
1. Which general rules bind the administration in the execution of its tasks? When does an administrative body have the power to act in a particular matter?
2. To what extent is the judiciary competent to review the acts of the administration and what can it do if it finds that the administration did not remain within the limits of the law?

Week 11, Session 2 (Thursday, 15 November 2018)

Guiding Questions:
1. Given that supervising the administration if a specialist task with specialized judges, when does an issue belong to administrative law as such and fall under the competence of these specialized judges?
2. Which persons can address the court when they think that the administration has done something wrong? Can everyone complain about every mistake, or should one have some kind of interest in the matter?
3. What remedies are available if a court finds that an administrative decision is mistaken?

**Week 12, Session 1 (Tuesday, 20 November 2018)**

**Case Study**

**Guiding Questions:**
1. What are the critical facts of the case?
2. What are the issues raised by the critical facts?
3. What is the applicable law relevant to the issues raised?
4. How does the ICJ apply the law to the facts of the case? What is its conclusion?
5. Do you agree with the ICJ’s conclusion?

**Week 12, Session 2 (Thursday, 22 November 2018)**

**Human Rights**

**Guiding Questions:**
1. How are ‘human rights’ defined? How have human rights developed over time?
2. What functions do human rights fulfill in the law? What are the four dimensions of human rights?
3. Who is a ‘right holder’ in human rights? Who are the ‘duty bearers’? Of what do these duties consist?
4. What are the benefits and interests that human rights advance and protect? In other words, what is the ‘object’ of human rights law?
5. What are the limits of human rights law? Can they be displaced by other considerations?

**Week 13, Session 1 (Tuesday, 27 November 2018)**

**Procedural Law**

**Guiding Questions:**
1. What are the two main ‘institutional principles’ of the court system?
2. What are the five primary ‘procedural principles’ related to proceedings before the courts?
3. What role do jurisdiction and standing play in court proceedings?
4. What are the various stages of a court proceeding?
5. What are the roles of the court and the parties in litigation?

**Week 13, Session 2 (Thursday, 29 November 2018)**

**Philosophy of Law**

**Guiding Questions:**
1. What is the ‘philosophy of law’? What are some examples of philosophical questions about the law?
2. What is the ‘normative’ aspect of the philosophy of law?
3. What is the ‘conceptual’ aspect?
4. How might one’s philosophy of law influence the way he or she looks at and argues about the law?

Week 14, Session 1 (Tuesday, 3 December 2018)

Revision Final Exam

Week 14, Session 2 (Thursday, 5 December 2018)

Revision Final Exam

Week 15, (Week of 10 December 2018)

Final Exam