

Yaroslav Mudryi National Law University
Department of Law of the European Union

WORKING PROGRAM

academic discipline

«Advanced studies of EU law /

Поглиблені дослідження права Європейського Союзу»

The level of higher education is the second (master's) level

of higher education is a master's degree

Field of knowledge - 08 "Law"

Specialty - 081 "Law"

The status of the academic discipline is at the student's choice

The recruitment year is 2021

Kharkiv 2021

Working program of the academic discipline «Advanced studies of EU law / Поглиблені дослідження права Європейського Союзу» for students of higher education of the second (master's) level of the higher field of knowledge of education 08 "Law" specialty 081 "Law". Kharkiv: Yaroslav Mudryi National Law University, 2021. 25 p.

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1. Description of the academic discipline

The working program of the educational discipline "Advanced studies of EU law / In-depth studies of the law of the European Union" was developed in accordance with the educational and professional program "Law" of the second (master's) level of higher education in the field of knowledge 08 "Law" specialty 081 "Law".

Name of indicators	Field of knowledge, specialty, level of education	Didactic structure of the educational discipline	
		full-time education	external form of education
The number of ECTS credits is 4.0	Field of knowledge - 08 "Law"	At the student's choice	At the student's choice
The number of modules is 3		Specialty - 081 "Law"	Year of training: 2021–2022
			semester
The total number of hours is 120	Level of education - second (master's)	1–2	1–2
Weekly hours for full-time education: classrooms – 2–4, independent work of the student - 6–8.			Lectures
		20 hours	6 hours
		Practical / seminar classes	Practical / seminar classes
		8 p.m.	4 hours
		Individual work	Individual work
		80 hours	110 hours
		Types of control: current control; final control of knowledge (differentiated and offset)	Types of control: current control; final control of knowledge (differentiated assessment)

The purpose of the educational discipline - increasing the level of legal awareness of applicants in the law of the European Union; the formation of in-depth knowledge of the students regarding the regulation of relations by the sources of European Union law; formation of knowledge, development of basic abilities and skills, as well as formation of professional competences in the field of European Union law.

Task :

– deepening of knowledge regarding approaches to determining the legal

subjectivity of the European Union;

- the formation of a detailed system of theoretical knowledge about the law of the European Union, comprehensive knowledge about the peculiarities of the mechanism of legal regulation of relations at the national and supranational levels, the sources of the law of the European Union, the peculiarities of the institutional system of the European Union, the process of joining and leaving the European Union, knowledge about the state of development of domestic legislation in the context of adaptation to the *acquis communautaire* of the European Union;

- development of skills and abilities to analyze founding treaties, regulations and directives of the European Union and interpretation of their norms;

- development of fluency in concepts and categories of European Union law;

- improving the ability to search and process scientific and regulatory information;

- analysis and legal solution of specific practical situations based on legal norms .

Prerequisites : "International law", "Law of the European Union" .

Requirements: " Introduction that European legal values / Introduction to European legal values".

2. Expected learning outcomes

As a result of mastering the academic discipline, the student of higher education must demonstrate the following learning outcomes:

RN-1.	Demonstrate knowledge of the reasons, prerequisites and stages of European integration.
PH 2.	Explain the main approaches to defining the legal nature of the European Union existing in the doctrine.
PH-3.	To carry out a critical and systematic analysis of the goals, values and principles of the European Union.
PH-4	Possess industry terminology, demonstrate its competent application.
PH-5	Demonstrate knowledge of the institutional system of the European Union, the regulatory framework and procedure for their creation and operation.
PH-6	Analyze and correctly interpret the content of the sources of European Union law and the norms of national legislation of the member states on the implementation of the requirements of European Union law and apply them, determine their correlation.
RN-7	Demonstrate knowledge of membership criteria for likely new member states of the

	European Union, understand ways to achieve the appropriate level of development.
RN-8	Explain the specifics of the legal status of states as member states of the European Union.
RN-9	Determine the algorithm of actions when solving practical issues related to the judicial resolution of disputes in the European Union.
PH-10	Demonstrate knowledge of judicial decisions of both the Court of Justice of the European Union and the European Court of Human Rights regarding the protection of human rights, establish their relationship and compare the quality of protection standards.
RN-11	Explain the specifics of the implementation of the freedom of movement of persons, goods, capital and services within the borders of the European Union.
RN-12	Demonstrate knowledge of the specifics of the adaptation of the national legislation of Ukraine to the <i>acquis communautaire</i> .

The teaching of the academic discipline ensures the formation of general and special competences in the student of higher education and the achievement of learning outcomes determined by the standard of higher education of the relevant specialty and the educational and professional program "Law", namely:

General competencies :

ZK-1. Ability to abstract thinking, analysis and synthesis.

ZK-2. Ability to conduct research at an appropriate level.

ZK-3. Ability to search, process and analyze information from various sources.

ZK-4. Ability to adapt and act in a new situation.

ZK-5. The ability to communicate in a foreign language in the professional sphere, both orally and in writing.

ZK-6. Ability to generate new ideas (creativity).

ZK-7. Ability to make informed decisions.

ZK-9. Ability to work in an international context.

ZK-1.3. The ability to formulate a personal opinion and present it with evidence.

Special competencies :

SC-2. Ability to analyze and evaluate the impact of the legal system of the European Union on the legal system of Ukraine.

SC-6. The ability to justify and motivate legal decisions, to give detailed legal arguments.

SK-10. The ability to make decisions in situations that require a systematic, logical and functional interpretation of legal norms, as well as an understanding of the peculiarities of the practice of their application.

SK-13. The ability to convey information, ideas, the content of problems and the nature of optimal solutions to specialists and non-specialists in the field of law with proper reasoning.

Program learning outcomes:

PRN - 1. Assess the nature and character of social processes and phenomena, and demonstrate understanding of the limits and mechanisms of their legal regulation.

PRN - 3. Collect, integrate analysis and generalize materials from various sources, including scientific and professional literature, databases, digital, statistical, test and others, and check them for reliability using modern research methods.

PRN - 4. Make a presentation of your research on a legal topic, using primary sources and techniques of legal interpretation of complex complex problems arising from this research, argue the conclusions.

PRN – 5. Communicate freely in a legal foreign language (one of the official languages of the Council of Europe) orally and in writing.

PRN - 6. Reasonably formulate one's legal position, be able to oppose, evaluate evidence and present convincing arguments.

PRN - 7. Discuss complex legal problems, propose and substantiate options for their solution.

PRN - 8. Assess the reliability of information and the reliability of sources, effectively process and use information for conducting scientific research and practical activities.

PRN - 1.2 Demonstrate knowledge and understanding of globalization issues in the context of the development of modern legal systems.

PRN – 1.3 To analyze the mechanisms of public-law and private- law regulation in legal practice.

PRN - 1.6 Demonstrate knowledge of legal techniques and their applied aspects in the discourse of legal epistemology and legal practice.

3. Contents of the curriculum

Module 1. History and political and legal nature of the European Union.

Causes and stages of European integration processes. Ideas of European unity until the 20th century. Ideas of the unification of Europe before the Second World War. Consequences of the Second World War for the world community. Ideas of a united Europe in the 1950s. European Communities in the 1950s - 1980s.

Approaches to defining the legal and political nature of the European Union. The European Union as a quasi-federal organization. The European Union as a federation. The European Union as an international organization. The European Union as a subject of sui law generis _

Module 2. Subject, institutional and regulatory system of the European Union.

Membership in the European Union.

Maastricht criteria for membership in the European Union. Copenhagen criteria for membership in the European Union. Hidden (latent) criteria for membership in the European Union. Stages of accession to the European Union. Legal nature of accession treaties to the European Union. Legal status of the member states of the European Union. Suspension of membership in the European Union. Exiting the European Union: the Brexit experience .

Legal status and competence of institutions of the European Union.

General characteristics of the institutions of the European Union. Principles of the institutional system of the European Union. European Parliament. The European Commission. Council of the European Union. European Council. Court of the European Union. European Central Bank. Accounting Chamber.

Legal status and competence of bodies and agencies of the European Union.

Separation of bodies and agencies from the institutions of the European Union. Committee of Regions. Economic and social committee. European Ombudsman. Agencies of the European Union.

Sources of law of the European Union.

Types of sources of law of the European Union. Constituent agreements. General principles of law and judicial precedent. International agreements. Regulation of the European Union. Directive of the European Union. Decision of the European Union. What law is the source of European Union law .

The judicial system of the European Union.

General characteristics of the judicial system of the European Union. Historical experience of the existence of specialized courts. General court. Court of Justice. Types of plaintiffs. Judicial procedure.

Module 3. Judicial protection of the law of the European Union. Relations between Ukraine and the European Union.

Judicial protection of the law of the European Union. Types of claims in the law of the European Union. Interpretation by the Court of Justice of the founding treaties of the European Union. Use of the practice of the European Court of Human Rights by the Court of Justice of the European Union.

Normative and legal provision of human rights in the European Union. The Charter of the European Union of 2000. The relationship between the Charter of 2000 and the Convention for the Protection of Human Rights and Fundamental Freedoms of 1950. The relationship between the standards of human rights protection by the Court of Justice of the European Union and the European Court of Human Rights.

History and regulatory legal support of cooperation between Ukraine and the European Union. Agreement on partnership and cooperation between Ukraine and the European Union. Association Agreement between Ukraine and the European Union. Status of implementation of the Association Agreement. The level of Ukraine's compliance with the criteria for membership in the European

Union.

4. Scope and structure of the academic discipline

4.1. For students of full-time higher education

No	Date (according to the schedule)	Subjects of the training course	Volume in hours			
			That's all	Including		
				Lectures	Practical classes, seminars, colloquiums, etc	Individual work
		Module 1. History and political and legal nature of the European Union.				
		Topic 1. Causes and stages of European integration processes.	12	2	2	8
		Topic 2. Approaches to defining the legal and political nature of the European Union.	12	2	2	8
		<i>Together</i>	24	4	4	16
		Module 2. Subject, institutional and regulatory system of the European Union.				
		Topic 1. Membership in the European Union.	12	2	2	8
		Topic 2. Legal status and competence of institutions of the European Union.	12	2	2	8
		Topic 3. Legal status and competence of bodies and agencies of the European Union.	12	2	2	8
		Topic 4. Sources of law of the European Union.	12	2	2	8
		Topic 5. The judicial system of the European Union.	12	2	2	8
		<i>Together</i>	60	10	10	40
		Module 3. Judicial protection of the				

		law of the European Union. Relations between Ukraine and the European Union.				
		Topic 1. Judicial protection of the law of the European Union.	12	2	2	8
		Topic 2. Normative and legal provision of human rights in the European Union.	12	2	2	8
		Topic 3. History and legal support of cooperation between Ukraine and the European Union.	12	2	2	8
		<i>Together</i>	36	6	6	24
		Total hours / ECTS credits	120/4.0	20	20	80

4.2 . For applicants of higher education in correspondence form of education

No	Date (according to the schedule)	Subjects of the training course	Volume in hours			
			That's all	Including		
				Lectures	Practical classes, seminars, colloquiums, etc	Individual work
		Module 1. History and political and legal nature of the European Union.				
		Topic 1. Causes and stages of European integration processes.	15	2	2	11
		Topic 2. Approaches to defining the legal and political nature of the European Union.	11	-	-	11
		<i>Together</i>	26	2	2	22
		Module 2. Subject, institutional and regulatory system of the European Union.				
		Topic 1. Membership in the European Union.	15	2	2	11
		Topic 2. Legal status and competence of institutions of the European Union.	11	-	-	11
		Topic 3. Legal status and competence of bodies and agencies of the European Union.	thirteen	2	-	11
		Topic 4. Sources of law of the European Union.	11	-	-	11
		Topic 5. The judicial system of the European Union.	11	-	-	11
		<i>Together</i>	61	4	2	55
		Module 3. Judicial protection of the law of the European Union. Relations between				

		Ukraine and the European Union.				
		Topic 1. Judicial protection of the law of the European Union.	11	-	-	11
		Topic 2. Normative and legal provision of human rights in the European Union.	11	-	-	11
		Topic 3. History and legal support of cooperation between Ukraine and the European Union.	11	-	-	11
		<i>Together</i>	33	-	-	33
		Total hours / ECTS credits	120/4.0	6	4	110

5. Forms of pedagogical control and means of assessment of learning outcomes

Evaluation of the results of mastering the educational discipline " Advanced studies of EU law / In-depth studies of the law of the European Union" provides for current and final control and is carried out on the basis of a cumulative point-rating system.

Current control of knowledge includes:

- quality control of students' assimilation of the program material of the educational discipline in practical classes using the following means: oral/written survey, express survey, solving practical tasks, participating in the development of a case, preparing a presentation, essay, abstract, etc. The current control is aimed at checking the level of the student's preparation in studying the current material. In the course of the practical session, the student can receive an assessment on a four-point scale (0, 3, 4, 5) ;

- quality control of the students' assimilation of the program material of the educational discipline, which is conducted at the end of the modules in the form of colloquiums. An obligatory form of independent work of students is the

preparation of a final written work. The maximum number of points based on the results of the defense of the final written work is 20 points.

The form of *final control of the* knowledge of higher education students in an academic discipline is a differentiated assessment. Minimum number of points to receive differentiated assessment - 60 points.

Distribution of points between forms of organization of the educational process and types of control measures:

Current control							Final assessment of knowledge (differentiated credit)
Module No. 1		Module No. 2		Module No. 3		Independent work of students	
p/z	Colloquium	p/z	Colloquium	p/z	Colloquium		
max 20	max 10	max 15	max 10	max 15	max 10	max 20	max 100

6 . Criteria for evaluating learning outcomes

type of control	Scores	Criteria (for each grade)
Current control in a practical session	Max 5	Excellent assimilation of educational material on the topic, some minor shortcomings are possible.
	4	Good assimilation of the material on the topic, but there are some mistakes.
	3	Satisfactory level of assimilation of the material, a significant number of errors.
	Minimum 0	Unsatisfactory level of assimilation of the material.
Colloquium	Maximum 10	The results of processing the material are high, a small number of insignificant errors are possible.
	5	Satisfactory level of assimilation of the material, a significant number of errors.
	Minimum 0	Unsatisfactory level of assimilation of the material.
Final written work	Maximum 20	The work is designed in accordance with the requirements of the department. The work does not contain methodological errors, there are references to sources and own conclusions. In the defense, in-depth knowledge of the topic is demonstrated, as well as proof of conclusions, positions, classifications, etc.
	15	The work is designed in accordance with the requirements of the department. The work contains minor methodological errors, there are references to sources, there are own conclusions. During the defense, sufficient knowledge of the topic is demonstrated, as well as proof of conclusions, positions, classifications, etc.
	10	The work is designed in accordance with the requirements of the department, but with minor errors. The work contains methodological and content errors, there are references to sources, there are own conclusions. During the defense, sufficient knowledge of the topic was demonstrated, but there were problems with the argumentation of individual concepts and judgments in the work, the proof of conclusions.
	5	The work was prepared with errors and violations of cathedral requirements regarding the form of work. The work contains methodological and substantive errors, an insufficient number of sources were used to substantiate the research and conclusions. During the defense, difficulties arose regarding the disclosure of the content of the topic, providing arguments regarding individual provisions of the work and the validity and provenance of the conclusions.
	Minimum 0	The work is improperly designed, without references to sources, and contains methodological errors. During the defense, the author of the work cannot demonstrate knowledge of the chosen topic, provide arguments for concepts and perform information analysis. The work was performed in violation of the requirements of academic integrity.
Differentiated scoring	100	1. Comprehensive, systematic and deep knowledge of the material provided by the curriculum of the academic discipline, including

		<p>orientation in the main scientific doctrines and concepts of the academic discipline.</p> <p>2. Learning the main and additional literature recommended by the department.</p> <p>3. Ability to independently replenish knowledge of the academic discipline and use the acquired knowledge in practical work.</p>
	90	<p>1. Complete knowledge of the material provided by the curriculum of the academic discipline.</p> <p>2. Mastering the basic literature and getting to know the additional literature recommended by the department.</p> <p>3. Ability to independently replenish knowledge of the discipline, understanding its importance for practical work.</p>
	85	<p>1. Sufficiently complete knowledge of the material provided by the program of the educational discipline, in the absence of significant errors in the answer.</p> <p>2. Learning the basic literature recommended by the department.</p> <p>3. Ability to independently replenish knowledge of the discipline, understanding its importance for practical work.</p>
with calculated	75	<p>1. Knowledge of the basic material provided by the curriculum of the academic discipline, in an amount sufficient for further study and future work in the profession.</p> <p>2. Learning the basic literature recommended by the department.</p> <p>3. Errors and significant inconsistencies in the answer to the assessment if there is knowledge to eliminate them independently or with the help of the teacher.</p>
	70	<p>1. Knowledge of the basic material provided by the curriculum of the academic discipline, in an amount sufficient for further study and future work in the profession.</p> <p>2. Acquaintance with the basic literature recommended by the department.</p> <p>3. Errors in the answer to the test in the presence of knowledge to eliminate the most significant errors with the help of the teacher.</p>
	60	<p>1. Gaps in knowledge of certain parts of the main material provided by the curriculum of the academic discipline.</p> <p>2. The presence of errors in answering questions on the test.</p>
not counted	55	<p>1. Lack of knowledge of a significant part of the main material provided by the program of the academic discipline.</p> <p>2. Impossibility to continue studying or carry out professional activities without passing a repeated course in this discipline.</p>

7. Pedagogical control for students of higher education full-time/ correspondence form of education

Scale of final pedagogical control

Rating according to the ECTS scale	Definition	Rating on a national scale for credit	Rating according to the 100-point scale used at NYU
AND	Excellent - Excellent execution, with only a small number of errors	counted	90 - 100
IN	Very good - above average with a few errors		80-89
WITH	Good - generally correct work with a number of minor errors		75-79
D	Satisfactory - not bad, but with a significant number of shortcomings		70-74
IS	Sufficient – performance meets minimum criteria		60-69
FX	Unsatisfactory - work needs to be done before rewriting	not counted	35-59
F	Unsatisfactory - serious further work is required, a mandatory repeat course		0 - 34

8. Educational, methodical and information support academic discipline

Normative - legal Acts

On the National Program for the Adaptation of the Legislation of Ukraine to the Legislation of the European Union: Law of Ukraine dated 18.03.2004 r. no 1629-IV . URL: <https://zakon.rada.gov.ua/laws/show/1629-15#Text>

On the principles of domestic and foreign policy: Law of Ukraine dated July 1, 2010 r. no 2411-VI URL: <https://zakon.rada.gov.ua/laws/show/2411-17#Text>

Association Agreement between Ukraine, of the one part, and the European Union, the European Atomic Energy Community and their member states, of the other part, 2014 URL: https://zakon.rada.gov.ua/laws/show/984_011#Text

Charter of Fundamental Rights of the European Union 2007 URL: https://zakon.rada.gov.ua/laws/show/994_524#Text

Consolidated versions of the Treaty on the European Union and the Treaty on the Functioning of the European Union. URL: <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A12012M%2FTXT>

Basic literature

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Additional literature

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