

EU Law and Institutions
Lectures (L): Fridays, 13.15 - 14.45 or 15.15-16.45, 318A
Classes (C): Thursdays, 11.30 – 13.00, 407A
Academic Year 2024/2025

Reading:

Robert Schütze, *European Union Law*, Oxford University Press 2021

18.10 (L)

- European integration: origins, stages (Treaties, enlargements), the political model, the founding treaties
- Origins of the institutional setup and its current form: Art. 13 TEU
- Supranational and international mix in the institutional structure of the EU

Reading: Ch. 1

18.10 (L)

- European Council: Art. 15 TEU and Arts. 235-236 TFEU
- European Parliament: Art. 14 TEU and Arts. 223-234 TFEU

Reading: Ch. 3.2, 3.1

24.10 (C)

- Purposes of the EU according to the Treaties, assessment: Arts 1-3 TEU
- The EU as a Community of Values (Arts. 2, 7 TEU)

25.10 (L)

- Council: Art. 16 TEU and Arts. 237-243 TFEU
- Commission: Art. 17 TEU and Arts. 244-250 TFEU
- High Representative of the Union for Foreign Affairs and Security Policy: Art. 18 TEU

Reading: Ch. 3.3, 4.1

25.10 (L)

- Direct effect of primary EU law: Case 26/62, van Gend & Loos, opinion of the AG
- Direct effect of secondary law: Case 152/84, M. H. Marshall v. Southampton; Case C-91/92, Paola Faccini Dori v Recreb Srl

Reading: Ch. 5.1, 5.2, 5.3.a

8.11 (L)

- Sources of EU law in general: primary and secondary law, specific nature of international agreements
- Competences and conferral

- The principle of subsidiarity

Reading: Ch. 7.1, 7.2, 7.4

8.11 (L)

- Principle of primacy of EU law: Case 6/64, Flaminio Costa v. ENEL

Reading: Ch. 6

22.11 (L)

- Principle of harmonious interpretation (indirect effect): Case C-122/17, Smith
- Principle of state liability for a breach of EU law: Cases C-6/90 and C-9/90, Francovich

Reading: Ch. 5.3.b, 11.3

22.11 (L)

- Court of Justice: goals (Art. 19 TEU), institutional arrangements (Art. 251-257 TFEU)
- Preliminary references

Reading: Ch. 4.2, 10.4

29.11 (L)

- Actions against Member States for failure to fulfil their obligations under the Treaties (Articles 258 -260 TFEU) – part 1

Reading: Ch. 10.4, 10.3

29.11 (L)

- Actions against Member States for failure to fulfil their obligations under the Treaties (Articles 258 -260 TFEU) – part 2
- Judicial review of EU acts (actions for annulment) and action for failure to act (Articles 263-265 TFEU)

Reading: Ch. 10.3, 10.1

5.12 (C)

- Legislative, delegated and implementing acts (Art. 289-291 TFEU)
- Ordinary legislative procedure (Art. 294 TFEU)
- Institutional dynamics in European legislation and decision-making

Reading: Ch. 7.3, 9.1, 9.2

19.12 (C)

- EU Fundamental Rights, origins, [The EU Charter of Fundamental Rights application - Åklagaren v Hans Åkerberg Fransson \(C-617/10\)](#) Relationship between the EU legal system and [the European Convention for the Protection of Human Rights](#) (background [here](#)), [opinion 2/13](#)

Reading: Ch. 11

2 more Cs in December/January (exact dates to be determined)

1)

- Enhanced cooperation within the EU (Art. 20 [TEU](#), 326-334 [TFEU](#))
- Treaty amendments, accessions, withdrawals, personal, territorial and temporal scope of application of the Treaties (Arts. 48-55 [TEU](#))
- Flexibility clause (Art. 352 [TFEU](#))

2)

- EU Internal Market: concept, internal market freedoms, role of art. 114 [TFEU](#), central elements of the free movement of goods, services, workers and capital – part 1
- Free movement of goods: Case C-14/00, [Commission v. Italy](#)
- Free movement of establishment: Case C-438/08, [Commission v. Portugal](#)
- Free movement of capital: Case C-319/02, [Manninen](#)

Reading: Ch. 13

16.01 (C)

- Class exam

30.01 (C)

- EU Citizenship, Arts. 18-25 [TFEU](#)