

Module : **European Union Law II**
Stage : **III**
Theme : **Public Law**
Credit Points : **10**

Aims

- To provide the student with a thorough knowledge of the substantive laws of the European Union.
- To provide the student with an understanding of how the concept of integration permeates the substantive laws of the EU.
- To expose the student to a legal system not derived wholly from the common law.
- To highlight the interdisciplinary nature of EU laws and develop the students' ability to identify influences on the law.

Syllabus

Free Movement of Goods

- Customs Union
- Elimination of Customs Duties and Charges of Equivalent Effect.
- Common Customs Tariff.
- Elimination of Quantitative Restrictions and Measures of Equivalent Effect.
- Exceptions to the Free Movement of Goods *Cassis de Dijon* and Article 30.
- Legislation.
- Recent Developments in the case law.
- Article 90 Taxation and its impact on Business.

Free Movement of Persons

- Principles Common to the Free Movement of Workers, Establishment and Services.
- Free Movement of Workers.
- Freedom of Establishment.
- Freedom to Provide Services.
- Legislation
- Free Movement of Capital.
- Free Movement of Capital.
- EMU and the Common European Currency.

European Labour Law

- Principles of Equal Pay, Treatment and Non-discrimination
- Rights in EC Law. Part-time workers, pensions.

Competition Law

- Article 81.
- Article 82.
- Enforcement procedures.
- Article 87.
- Interface between EU and Domestic Competition Law.

Workload

Contact	60 hours
Directed Learning Time	50 hours
Independent Learning Time	25 hours
Assessment Time	15 hours
Total	150 hours

Teaching and Learning Methods

Lectures in the earlier part of the course will be formal, aimed at providing the students with a firm grasp of the basic principles of the law of the European Union. Subsequent lectures will be participative lectures incorporating critical discussion, practical problem analysis and question and answer sessions. Tutorials are an integral part of this course whereby students are given a more intimate forum for expressing their views on the law as it is and as it might be. This opportunity should, in turn, improve the students' critical and cognitive skills. An important aim of the tutorials and seminars is to ensure that the student has carried out independent research work.

Integration and Linkage

In European Union Law I, the students will draw on information gained through the study of Constitutional Law and Introduction to the Legal System at Stage I.

Learning Outcomes

On module completion, the student should be able to:

- Critically analyse and discuss European Union legislation on the free movement of workers, capital, services and goods
- Evaluate the impact of European Union competition law
- Analyse factual scenarios and apply their understanding of European Union Law to them
- Demonstrate an understanding of how European Union legislation impacts on the Irish legal system

Reading List

Essential

Craig & De Búrca, *EU Law*, 3rd Edition, (2002, Oxford; OUP)
Horspool, *European Union Law*, 3rd Edition, (2003, London; LexisNexis)
Hartley, *European Union Law in A Global Context*, (2004, Cambridge; CUP)
Ward, *A Critical Introduction to EU Law*, (2003, London; Butterworths)
Blackstone's EU Statutes (current edition at time of undertaking course)

Recommended

Warleigh, *European Union Textbook: The Basics*, (2004, London; Routledge)
Weatherhill, *Cases and Materials on EU Law*, (2003, Oxford; OUP)
Alter, *Establishing the Supremacy of European Law: The Making of an International Rule of Law in Europe*, (2003, Oxford; OUP)
Dinan, *Ever Closer Union?*, 2nd Edition, (1999, Palgrave MacMillan)