

NASTAVNE TEME / JEDINICE

Studijski program: Sveučilišni integrirani prijediplomski i diplomski studij Pravo
Naziv kolegija: **Jurisdiction and Role of the European Court of Justice**
Šifra kolegija: 171405

1. Naziv nastavne teme/jedinice: Judicial function						Broj sati: 3
	DIMENZIJE / RAZINE KOGNITIVNOG PROCESA					
DIMENZIJE ZNANJA	Pamćenje	Razumijevanje	Primjena	Analiza	Vrednovanje	Stvaranje
Činjenično znanje					To critically assess roles and functions of courts in contemporary societies, including the Court of Justice of the EU and its importance in the development of EU legal order	
Konceptualno znanje					To evaluate sources of legitimacy of courts	
Proceduralno znanje						
Metakognitivno znanje						

2. Naziv nastavne teme/jedinice: Court of Justice of the European Union						Broj sati: 3
	DIMENZIJE / RAZINE KOGNITIVNOG PROCESA					
DIMENZIJE ZNANJA	Pamćenje	Razumijevanje	Primjena	Analiza	Vrednovanje	Stvaranje
Činjenično znanje		To interpret the basic provisions of the Treaties in relation to the Court of Justice of the EU		To analyse how the Court of Justice is organised internally, determine its decision-making methods, and classify and compare the main heads of its jurisdiction		
Konceptualno znanje						
Proceduralno znanje		To navigate the sources of information related to the Court of Justice of the EU, including searching for its case law				

Metakognitivno znanje						
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3. Naziv nastavne teme/jedinice: National courts as European Union courts						Broj sati: 4
	DIMENZIJE / RAZINE KOGNITIVNOG PROCESA					
DIMENZIJE ZNANJA	Pamćenje	Razumijevanje	Primjena	Analiza	Vrednovanje	Stvaranje
Činjenično znanje		To explain the circumstances and legal questions raised in the following cases: Portuguese judges, Simmenthal, Dominguez, Hann-Invest	To apply the basic doctrines that involved national courts in the judicial application of EU law	To assess the causes for making national courts a part of the EU judiciary, and discuss the impact of EU law on the organisation of domestic judiciaries		
Konceptualno znanje						
Proceduralno znanje						
Metakognitivno znanje						

4. Naziv nastavne teme/jedinice: Judicial review of Member States' compliance with EU law						Broj sati: 5
	DIMENZIJE / RAZINE KOGNITIVNOG PROCESA					
DIMENZIJE ZNANJA	Pamćenje	Razumijevanje	Primjena	Analiza	Vrednovanje	Stvaranje

Činjenično znanje		To explain the circumstances and legal questions raised in the following cases: Commission v France (Spanish strawberries) and Commission v France (small fish)	To interpret and apply the basic Treaty provisions on the infringement procedure and relevant case law	To determine the grounds of infringement actions and admissible defences, compare prejudicial and judicial phases of the action, determine the role of individuals in infringement actions, critique the Commission's role in this procedure, analyse the effects of the Court's rulings, categorise different financial sanctions and argue about their purposes and effects, and determine the Commission's power in enforcing judgments and collecting money		
Konceptualno znanje						
Proceduralno znanje						
Metakognitivno znanje						

5. Naziv nastavne teme/jedinice: Judicial review of acts of European Union institutions						Broj sati: 6
DIMENZIJE / RAZINE KOGNITIVNOG PROCESA						
DIMENZIJE ZNANJA	Pamćenje	Razumijevanje	Primjena	Analiza	Vrednovanje	Stvaranje

Činjenično znanje		To explain the circumstances and legal questions raised in the following cases: Les Verts, Plaumann, UPA, Foto-Frost, TWD, Sharpston	To interpret and apply the basic Treaty provisions on the actions for annulment and relevant case law	To determine the grounds for actions for annulment, EU legal acts that can be challenged, and active and passive legitimation, criticise the Court's understanding of the criteria for establishing standing of individuals, discuss different levels of judicial scrutiny, relate this procedure to the requirements of the rule of law, compare direct and indirect ways of reviewing validity of EU law and discuss their relation, and assess the role of national courts in reviewing validity of EU law		
Konceptualno znanje						
Proceduralno znanje						
Metakognitivno znanje						

6. Naziv nastavne teme/jedinice: Cooperation between the Court of Justice of the EU and national courts						Broj sati: 9
	DIMENZIJE / RAZINE KOGNITIVNOG PROCESA					
DIMENZIJE ZNANJA	Pamćenje	Razumijevanje	Primjena	Analiza	Vrednovanje	Stvaranje

Činjenično znanje		To explain the circumstances and legal questions raised in the following cases: Foglia/Novello, CILFIT, Consorzio, Da Costa, Kobler, Cartesio, Elchinov, Hann-Invest		To assess division of labour between national and EU courts and between the Court of Justice and General Court, determine the purpose of the procedure and assess how effectively it is being achieved, identify the position of individuals in this procedure, critically discuss the position of national courts (who can initiate the procedure, how national procedural rules and autonomy impacts the procedure, who has the discretion and obligation to initiate the procedure including what are exceptions to that obligation, what are remedies and sanctions for failure to refer), and analyse the effects of the Court's rulings		
Konceptualno znanje		To describe the difference between interpretation and application in law				
Proceduralno znanje			To draft a reference for preliminary ruling			
Metakognitivno znanje						