

ISHODI UČENJA KOLEGIJA

Studijski program: Sveučilišni integrirani prijediplomski i diplomski studij Pravo
Naziv kolegija: **Civil Procedure and Critical Reading of ECtHR and CJEU Case Law**
Šifra kolegija: 61325

	KONSTRUKTIVNO POVEZIVANJE
ISHOD UČENJA	identify the basic principles of civil procedure in the case law of the European Court of Human Rights and the CJEU
1. DOPRINOSI OSTVARENJU ISHODA UČENJA NA RAZINI STUDIJSKOG PROGRAMA (NAVESTI IU)	1. identify the historical, political, economic, European, international, i.e. other social factors competent for creation and application of the law
2. KOGNITIVNO PODRUČJE ZNANJA I RAZUMIJEVANJA	understanding
3. VJEŠTINE	research skills
4. NASTAVNE TEME / JEDINICE	<ul style="list-style-type: none"> - Right to a fair trial - Access to court and costs of litigation: Klauz v. Croatia, Cindrić and Bešlić v. Croatia - Right to a trial within a reasonable time: Marić, Kirinčić and Others, Glavinić and Marković v. Croatia - Inconsistent case law and violation of the right to a fair trial: Tomić and Others v. Montenegro - Adversarial hearing and surprise judgment: Prikyan and Angelova v. Bulgaria - Right to be heard and service in civil proceedings: Miholapa v. Latvia - Illegally obtained evidence in civil proceedings: Lopez Ribalda and Others v. Spain - Procedural rules and the right to a home: Brežec v. Croatia - The principle of procedural autonomy and the principle of equivalence and effectiveness of EU law in the case law of the European Court of Justice; case law research in connection with rules of civil procedure
5. METODE POUČAVANJA	lectures, guided discussion, work on the text, independent reading of literature
6. METODE VREDNOVANJA STEČENIH IU I TIPOVI PITANJA	evaluation of student presentations
7. ECTS BODOVI	1.0
ISHOD UČENJA	analyze the case law of the European Court of Human Rights and the CJEU in relation to rules of civil procedure
1. DOPRINOSI OSTVARENJU ISHODA UČENJA NA RAZINI STUDIJSKOG PROGRAMA (NAVESTI IU)	11. analyse the relevant case law
2. KOGNITIVNO PODRUČJE ZNANJA I RAZUMIJEVANJA	analysis
3. VJEŠTINE	the ability to criticize and self-criticize

4. NASTAVNE TEME / JEDINICE	<ul style="list-style-type: none"> - Access to court and costs of litigation: Klauz v. Croatia, Cindrić and Bešlić v. Croatia - Right to a trial within a reasonable time: Marić, Kirinčić and Others, Glavinić and Marković v. Croatia - Inconsistent case law and violation of the right to a fair trial: Tomić and Others v. Montenegro - Adversarial hearing and surprise judgment: Prikyan and Angelova v. Bulgaria - Right to be heard and service in civil proceedings: Miholapa v. Latvia - Illegally obtained evidence in civil proceedings: Lopez Ribalda and Others v. Spain - Procedural rules and the right to a home: Brežec v. Croatia - Litigation and procedural consumer protection (ex officio control of unfair terms in consumer contracts): Cofidis - Enforcement and procedural consumer protection (ex officio control of unfair terms in consumer contracts): Aziz - Payment order and procedural consumer protection: Banco Español, Profi Credit Polska - Student presentations on selected decisions of the European Court of Human Rights - Student presentations on selected decisions of the CJEU
5. METODE POUČAVANJA	guided discussion, work on the text, independent reading of literature
6. METODE VREDNOVANJA STEČENIH IU I TIPOVI PITANJA	evaluation of student presentations
7. ECTS BODOVI	1.0
ISHOD UČENJA	evaluate the argumentation of the European Court of Human Rights and the CJEU in certain decisions concerning civil procedure
1. DOPRINOSI OSTVARENJU ISHODA UČENJA NA RAZINI STUDIJSKOG PROGRAMA (NAVESTI IU)	12. evaluate the legal institutes and principles in their developmental dimension and in relation to the modern legal system
2. KOGNITIVNO PODRUČJE ZNANJA I RAZUMIJEVANJA	evaluation
3. VJEŠTINE	the ability to criticize and self-criticize, the ability to create new ideas, presentation and communication skills
4. NASTAVNE TEME / JEDINICE	<ul style="list-style-type: none"> - Right to a fair trial - Access to court and costs of litigation: Klauz v. Croatia, Cindrić and Bešlić v. Croatia - Right to a trial within a reasonable time: Marić, Kirinčić and Others, Glavinić and Marković v. Croatia - Inconsistent case law and violation of the right to a fair trial: Tomić and Others v. Montenegro - Adversarial hearing and surprise judgment: Prikyan and Angelova v. Bulgaria - Right to be heard and service in civil proceedings: Miholapa v. Latvia - Illegally obtained evidence in civil proceedings: Lopez Ribalda and Others v. Spain - Procedural rules and the right to a home: Brežec v. Croatia - Litigation and procedural consumer protection (ex officio control of unfair terms in consumer contracts): Cofidis - Enforcement and procedural consumer protection (ex officio control of unfair terms in consumer contracts): Aziz - Payment order and procedural consumer protection: Banco Español, Profi Credit Polska - Student presentations on selected decisions of the European Court of Human Rights - Student presentations on selected decisions of the CJEU
5. METODE POUČAVANJA	guided discussion, work on the text, student debate, independent reading of literature
6. METODE VREDNOVANJA STEČENIH IU I TIPOVI PITANJA	evaluation of student presentations and guided discussions
7. ECTS BODOVI	1.0
ISHOD UČENJA	implement the legal principles developed in the case law of the European Court of Human Rights and the CJEU in the interpretation of national rules of civil procedure
1. DOPRINOSI OSTVARENJU ISHODA UČENJA NA RAZINI STUDIJSKOG PROGRAMA (NAVESTI IU)	19. implement the European regulation into the national legal system
2. KOGNITIVNO PODRUČJE ZNANJA I RAZUMIJEVANJA	creation/synthesis

3. VJEŠTINE	the ability to solve problems, the ability to criticize and self-criticize, the ability to apply knowledge in practice
4. NASTAVNE TEME /CJELINE	<ul style="list-style-type: none"> - European Court of Human Rights: basic procedural rules, statistics, case law research (HUDOC, secondary sources and literature) - Right to a fair trial - Access to court and costs of litigation: Klauz v. Croatia, Cindrić and Bešlić v. Croatia - Right to a trial within a reasonable time: Marić, Kirinčić and Others, Glavinić and Marković v. Croatia - Inconsistent case law and violation of the right to a fair trial: Tomić and Others v. Montenegro - Adversarial hearing and surprise judgment: Prikyan and Angelova v. Bulgaria - Right to be heard and service in civil proceedings: Miholapa v. Latvia - Illegally obtained evidence in civil proceedings: Lopez Ribalda and Others v. Spain - Procedural rules and the right to a home: Brežec v. Croatia - The principle of procedural autonomy and the principle of equivalence and effectiveness of EU law in the case law of the European Court of Justice; case law research in connection with rules of civil procedure (curia, eur-lex; literature) - Litigation and procedural consumer protection (ex officio control of unfair terms in consumer contracts): Cofidis - Enforcement and procedural consumer protection (ex officio control of unfair terms in consumer contracts): Aziz - Payment order and procedural consumer protection: Banco Español, Profi Credit Polska - Student presentations on selected decisions of the European Court of Human Rights - Student presentations on selected decisions of the CJEU
5. METODE POUČAVANJA	guided discussion, work on the text, student debate, independent reading of literature
6. METODE VREDNOVANJA STEČENIH IU I TIPOVI PITANJA	evaluation of student presentations and guided discussions
7. ECTS BODOVI	1.0