STUDENTS ARE EXPECTED TO HAVE COMPLETED
Administrative Law, Procedural Law, International Law, EU Law.

COMPETENCES AND SKILLS THAT WILL BE ACQUIRED AND LEARNING RESULTS.
The sessions are geared towards acquiring a practical understanding of EU litigation procedures. The students not only derive a deep understanding and knowledge of the EU litigation system, but also practice. It is envisaged that they will have to deal throughout the year with some practical cases, exchanging pleadings and towards the end holding a moot hearing on the cases. It is a tough exercise but there is ample evidence of students’ acceptance. In the sessions, the pleadings exchanged and the oral hearings will require mastering the English language and practice drafting as well as oral presentations. Students are expected to prepare the sessions in advance and to do oral presentations of the cases studied, where a debate should ensue. In the drafting exercise also skills of team working are necessary and most certainly enhanced

DESCRIPTION OF CONTENTS: PROGRAMME
I. INTRODUCTION. RELEVANT INSTITUTIONS
1. Court of Justice of the European Union
   A. European Court of Justice
      i. Composition
      ii. Internal organization
      iii. Basic Functions
   B. General Court of the European Union
      i. Composition
      ii. Internal Organization
      iii. Basic Function
   C. Civil Service Tribunal (to be merged with the General Court)
      i. Composition and jurisdiction
      ii. Procedure
      iii. Appeals
   2. National judge as EU judge of EU law
II. TYPES OF APPEALS
1. Appeals with direct intervention of particulars
   1. A Action for annulment
      i. Introduction and general conditions
      ii. Subject matter
      iii. An example: annulment and competition
      iv. Parties
      v. Special characteristics
      vi. Consequences
   1. B Action for failure to act
      i. Subject matter
      ii. Action of annulment vs. Action for failure to act
      iii. Parties
      iv. Special characteristics
      v. Consequences
   1. C. Action for damages
      i. Subject matter
      ii. Union ¿non-contractual¿ liability
      iii. Action for damages vs. other actions
      iv. Parties
2. Other actions:
2.A. Infringement proceedings
   (i) Subject matter and related aspects
   (ii) Parties
   (iii) Special characteristics
   (iv) Consequences
2.B. Third-party proceedings, third-party interventions, and fast track.
   (i) Third-party proceedings
   (ii) Third-party interventions
   (iii) Fast track

III. PRELIMINARY RULING
   (i) Subject matter
   (ii) Review of the validity of a Union Act in Preliminary Ruling Proceedings
   (iii) Consequences

IV. THE LIFE OF A DIRECT ACTION: ACTION FOR ANNULMENT OF A COMMISSION DECISION IN A
COMPETITION CASE BEFORE THE GENERAL COURT AND AN EVENTUAL ¿POURVOI¿ BEFORE THE COURT
OF JUSTICE
1. Legal standing
2. Interim measures: purpose and conditions
3. Written procedure
4. Eventual exception of admissibility
5. Oral procedure
6. Judgment/Order
7. Appeal before the European Court of Justice (¿pourvoi¿)

V. MOOT COURT

The web of the ECJ is a basic instrument for reference for regulations and case law, as well as the
activity of the ECJ (www.curia.eu.int)

LEARNING ACTIVITIES AND METHODOLOGY
All the sessions require that the students prepare the materials that will be covered in each session in advance. The
system that will be followed implies covering the most important cases (provided to the students in advance and
allocated to teams of 2 or 3) where a presentation by students is expected to take place dealing with the facts and the
important issues of law, in particular procedural issues, that these cases arise

The format followed for this part of the program shall not be a lecture, but a discussion and general participation by the
students commenting on the judgements presented by the different teams. In order to follow the presentation, it is
necessary to have examined beforehand the relevant Articles of the Treaty and case law, and the reading of relevant
documentation would contribute to a more interesting debate. Some bibliography is provided to this end with the final
program.

ASSESSMENT SYSTEM
Ordinary session:
Full participation in all the sessions, taking part in the debate in an active and constructive way will grant the student
20% of the grade.
Presentation of the assigned judgment in class will consist of 30% of the grade.
The remaining 50% of the mark will correspond to the assessment of the work carried out during the moot court case,
both in the written and the oral procedures.
Extraordinary session:
Final Exam, consisting on the resolution of a hypothetical: 70% of the grade

The remaining 30% will correspond to the evaluation of student participation in class all over the year.

The absence of more than 20% of the front classes causes dismissal from the course.

% end-of-term-examination: 50
% of continuous assessment (assignments, laboratory, practicals...): 50

BASIC BIBLIOGRAPHY
- Barents, R. Remedies and Procedures before the EU Courts, Kluwer, 2016
- Castillo de la Torre, F.; Gippini Fournier, E. Evidence, proof and Judicial Review in EU Competition Law, Edward Elgar Publiship, 2017
- Moreiro González, C. J. (dir.) Procedimientos administrativos y judiciales de la Unión Europea, Difusión Jurídica, 2012
- Tauschinsky, Eljalill - Weiss, Wolfgang The Legislative Choice Between Delegated and Implementing Acts in EU Law, Elgar, 2018