

The law of the financial services in the EU

Academic Year: (2023 / 2024)

Review date: 24-04-2023

Department assigned to the subject: International Law, Ecclesiastical Law and Philosophy of Law Department

Coordinating teacher: RODRIGUEZ RODRIGO, JULIANA

Type: Electives ECTS Credits : 3.0

Year : 1 Semester : 2

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

Administrative law, civil law, commercial law and private international law. Internal market of the EU.

OBJECTIVES

ACHIEVEMENTS STUDENTS ARE EXPECTED TO FULFILL

Being able to ground and develop reasoning on legal topics, often into an academic context.

Capacity to focus the main issues of a concrete case and to expose to expert and non expert audience clearly.

Refinement of those tools and abilities that will grant student's success in further readings and studies.

Being conscious of growing importance of the EU Law in advocacy and full capacity of implementation of its principles and tools.

Assessing the viability and worthy of the law as a mean to achieve market efficiency and macroeconomic stability.

To use properly new technologies and information sources on EU law.

Fostering individual initiative as added value in performing legal services as a single professional or a member of a law firm as well as any other organization.

Knowledge and ability to use EU substantive and procedural law in legal advisory or proceedings before national and European courts.

Ability to analyse, understand and expose the reaction of market subjects to supranational regulation.

Ability to acquaint and build effective relationship with institutions and individuals entrusted with power of supervision of EU law

Dominance of principles regarding State liability for infringements of EU law.

DESCRIPTION OF CONTENTS: PROGRAMME

The Law of the Financial Services in the EU

Class 1: Monetary markets of capitals and currencies; 1.1 System and financial markets; 1.2 ECB and liquidity check; 1.3 Organization and kinds of monetary market products; 1.4 Public debt market; 1.5 Currency market.

Class 2: Market of variable income, derivatives, and investment funds; 2.1 Stock market; 2.2 Negotiation and regulation of variable income markets; 2.3 Settlement and liquidation facilities; 2.4 Short-term derivatives; 2.5 Options, futures and swaps; 2.6 Structured products; 2.7 Investment funds.

LEARNING ACTIVITIES AND METHODOLOGY

ACTIVITIES

Face-to-face classes

Practical sessions

Tutorships

Work in group
Individual reports

METHODOLOGY

Lectures, often through informatic and audiovisual facilities. The teacher will expose the basics of the subject as well as provide related bibliography.

It is mandatory for students to read and analyse the lecture material indicated by the teacher: it could be about academic and non-academic papers, reports, text books, for public discussion in class as well as a tool to consolidate the personal awareness and knowledge of the topic.

Solving practical cases prepared by the lecturer, individually or per groups.

Exposure in class under the presence of the lecturer of topics related to the subject and practical cases.

Presentation of reports and other research works individually or per groups.

ASSESSMENT SYSTEM

Ordinary session

Solving a practical case on the LAw of the Financial Services in the EU (in group): 40%

Participation and personal delivery of knowledge in the classes of the students: 60%

Extra-ordinary session:

End-of-term exam, consisting in a practical case to solve individually: 70% of total mark.

Rest of the mark: permanent evaluation of participation, attitude and intervention of the student during presential classes (30% of the total mark).

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

% end-of-term-examination: 40

% of continuous assessment (assignments, laboratory, practicals...): 60

BASIC BIBLIOGRAPHY

- Boccuzzi, G. The European Banking Union. Supervision and Resolution, Palgrave, 2015
- Dahan, F. Research Handbook on Secured Financing in Commercial Transactions, Elgar, 2016
- De Haan, J, Oosterloo, S., Schoenmaker, D. Financial Markets and Institutions, Cambridge University Press, 3. ed., 2015
- Haentjens, M., Wessels, B. Research Handbook on Cross-Border Bank Resolution, Elgar, 2018
- Laprévote, F.-Ch., Gray, J., De Cecco, F. Research Handbook on State Aid in the Banking Sector, Elgar, 2017
- Lastra, R., Russo, C., Blair, W. Research Handbook on Law and Ethics in Banking and Finance, Elgar, 2018
- Lo Schiavo, G. The European Banking Union and the Role of Law, Elgar, 2019
- Moreira González ,Carlos Javier In search of the Golden Bank Fleece....., CDT,12,2, 2020
- Zilioli, Z & Wojcik, K.-P. Judicial Review in the European Banking Union, Elgar, 2021