

Academic Year: (2023 / 2024)

Review date: 27-04-2023

Department assigned to the subject: Social and Private International Law Department

Coordinating teacher: CASTELLANOS RUIZ, ESPERANZA

Type: Electives ECTS Credits : 3.0

Year : 1 Semester : 2

REQUIREMENTS (SUBJECTS THAT ARE ASSUMED TO BE KNOWN)

Civil Law
Private International Law
European Competition Law

OBJECTIVES

Basic abilities:

- Ability to be original in the development and / or application of ideas, often in a research context
- Knowing how to apply acquired knowledge and problem-solving skills in new or little-known environments within broader (or multidisciplinary) contexts related to the area of study
- Integrate knowledge and face the complexity of making judgments based on information that, incomplete or limited, includes reflections on social and ethical responsibilities related to the application of knowledge and judgments
- Knowing how to communicate conclusions and knowledge and last reasons that support them to specialized and non-specialized audiences in a clear and unambiguous way
- Developing learning skills that allow to continue studying in a way that will be largely self-directed or autonomous.

General abilities:

- Understand the importance of civil liability as a sector of law with its own entity
- Learning to identify civil liability relationships and know their legal treatment
- Establishing the unitary nature of civil liability and the necessary multidisciplinary view of the legal problems it poses
- Knowing the legal regime of civil responsibility from different perspectives of the Law, not only national, also from the international discipline
- Learning to identify the legal problem and to give a solution to it
- Issue critical judgments on legal issues related to civil liability.

Learning outcomes:

Passing the subject supposes the students know how to solve real cases relative to claims of responsibility in international assumptions. The professor will explain the methodology to study and analyze a practical case of civil liability and the way of solving it. Therefore, the student must be able to identify the relevant facts of the case, in order to be able to determine the competent court before which to file the claim, and must know the law which is going to be applied to solve the case.

DESCRIPTION OF CONTENTS: PROGRAMME

- Antitrust acts
- Procedure for the private enforcement of competition law: follow on and stand alone actions
- Commission regulation
- Directive 2014/104/UE on antitrust damages actions
- Jurisdiction related with non- contractual civil actions
- Law Applicable law to claim for damages

LEARNING ACTIVITIES AND METHODOLOGY

Theoretical classes
Practical classes
Team work and individual work

ASSESSMENT SYSTEM

Class participation
Individual or team work along the course
Final exam

% end-of-term-examination:	45
% of continuous assessment (assignments, laboratory, practicals...):	55

BASIC BIBLIOGRAPHY

- Alfonso Luis Calvo Caravaca El efecto vinculante de las resoluciones de las Autoridades Nacionales de Competencia en la aplicación privada del Derecho antitrust, Revista electrónica Cuadernos de derecho transnacional, 2015
- J. Basedow "Jurisdiction and choice of law in the private enforcement of EC competition Law", en J. Basedow, Private enforcement of EC competition law, Kluwer Law, 2007
- Julia Suderow Cuestiones de jurisdicción internacional en torno a la aplicación privada del Derecho antitrust: forum shopping y demandas torpedo, Revista electrónica cuadernos de derecho transnacional (www.uc3m.es/cdt), vol. 2, nº 2, 2010
- Juliana Rodríguez Rodrigo Aplicación privada del Derecho de la competencia, en A.L. Calvo Caravaca/ J. Carrascosa González, Derecho del comercio internacional, Colex, 2012

BASIC ELECTRONIC RESOURCES

- Accursio dip . accursio: <http://www.accursio.com/>
- cuadernos de derecho transnacional . CDT: <http://www.uc3m.es/cdt>