


Due to the COVID-19 crisis, the information below is subject to change, in particular that concerning the teaching mode (presential, distance or in a comodal or hybrid format).

5 credits	30.0 h	Q1
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Teacher(s)	Lewis Xavier (compensates Sibony Anne-Lise) ;Sibony Anne-Lise ;
Language :	English
Place of the course	Louvain-la-Neuve
Main themes	<p>This course covers the core of substantive EU law, namely internal market law. More precisely, it deals with the four freedoms: free movement of goods, freedom of establishment, freedom to provide services and free movement of capital. It also covers citizenship and offers a brief introduction to EU competition law.</p> <p>This course complements the basic course on EU law [LDROI1226], which focuses on EU institutions and deals with how legislation is produced as well as enforcement mechanisms of EU law. This course focuses on the content of (some) EU rules. It is complementary with other courses that cover other aspects of EU substantive law such as free movement of (natural) persons [LDREU2205], EU competition law [LDREU2208] or Firms and antitrust [LDFIRM2207], EU consumer law [LDREU2207] or EU labour law [LDROP2143].</p>
Aims	<p>Learning outcomes specific to EU lawAfter taking this course, you will have a basic command of internal market law and possess the know-how to apply the relevant legal rules in simple factual situations. You will be familiar with how various sources of European law interact, in particular treaty and directives.</p> <p>Generic learning outcomesThis course also aims to provide opportunities to acquire horizontal skills that are useful beyond the practice of European law, in particular: 1) being able to identify legal rules applicable to a given factual situation and relevant in order to reach a practical aim; 2) being able to present in writing the legal analysis of a given factual situation clearly and correctly. At the end of the course, you will be able to identify whether or not European law governs a given factual situation. You will be capable of solving simple problems involving one or several of the four freedoms and develop on your own a legal reasoning following the most common patterns which will have been studied during the course.</p> <p>----</p> <p><i>The contribution of this Teaching Unit to the development and command of the skills and learning outcomes of the programme(s) can be accessed at the end of this sheet, in the section entitled "Programmes/courses offering this Teaching Unit".</i></p>
Evaluation methods	<p>Due to the COVID-19 crisis, the information in this section is particularly likely to change.</p> <p>The exam is a 3 hour written exam. It will take place in IT rooms (you write your exam on a computer -- with a French keyboard, sorry). You will be able to access Curia and Eur-Lex, as well as Lingee and Wordreference for linguistic assistance.</p> <p>The exam consists of one hypothetical and several questions (examples will be provided).</p> <p>The questions will be in English. You may choose to answer in French, but beware that Frenghish is not accepted. This means that, if you want to opt for French, you will need to study the technical vocabulary of free movement law in French. To this effect I strongly recommend that you read the French version of legislation and at least part of the case law studied in this course.</p> <p>Assessment criteria are as follows:</p> <ul style="list-style-type: none"> • ability to correctly identify a legal issue in a given factual situation, • ability to identify correctly the applicable rule • ability to enunciate clearly a legal rule • ability to adequately explain applicable legal rules (taking into account who your fictitious interlocutor is) • ability to justify the choice of a legal rule with regard to practical aims • exact knowledge of legal rules • ability to select relevant knowledge in relation to a given question or problem, • logical reasoning, • quality and sufficiency of reasons given to justify the analysis proposed or the point of view argued, • correct use of legal vocabulary • adequate structure of written answer (link with the question, logical order of arguments, link between sentences and between paragraphs)
Teaching methods	<p>Due to the COVID-19 crisis, the information in this section is particularly likely to change.</p> <p>In 2019-2020, Prof. Sibony is on sabbatical and the course will be taught by Xavier Lewis (European Commission) Readings will be assigned before each class. For some classes you will have to research a hypothetical question.</p>

Content	<p>This course covers the core of substantive EU law, namely internal market law. More precisely, it deals with the four freedoms: free movement of goods, freedom of establishment, freedom to provide services and free movement of capital. It also covers citizenship and offers a brief introduction to EU competition law.</p> <ol style="list-style-type: none"> 1. The internal market toolbox and customs union 2. Free movement of goods 3. Free movement of persons and services <ol style="list-style-type: none"> a. Free movement of workers b. Freedom of establishment c. Freedom to provide services d. European Citizenship 4. Free movement of capital 5. Brief introduction to competition law (art. 101 and 102 TFEU) <p>The methods which characterise European legislation, on the one hand (harmonisation, mutual recognition, administrative cooperation), and case-law of the Court of Justice of the European Union, on the other (typical patterns of reasoning), will be emphasised throughout the course.</p> <p>Introduction to EU law [LDROI1226], or a similar course covering institutional aspects of EU law and enforcement mechanisms, is a prerequisite.</p> <p>This course focuses on the content of (some) EU rules. It is complementary with other courses that cover other aspects of EU substantive law such as free movement of (natural) persons [LDREU2205], EU competition law [LDREU2208], EU consumer law [LDREU2207] (not offered in 2019-2020 or EU labour law [LDROP2143]).</p>
Inline resources	The electronic version of the course pack (mandatory readings), supplementary readings as well as exercises and past exam papers will be available on Moodle.
Bibliography	<p>Textbook for this course (mandatory reading)</p> <p>Catherine Barnard, <i>The Substantive Law of the EU : The Four Freedoms</i>, Oxford: OUP, 2019 (Sixth Edition).</p> <p>Other reference books in English</p> <p>Paul Craig et Gráinne de Búrca, <i>EULaw : Text, Cases, and Materials</i>, Oxford : OUP, 2019 (Seventh Edition). Covers a broader selection of topics than this course (including EU constitutional law).</p> <p>Robert Schutze, <i>European Union Law</i>, Cambridge: Cambridge University Press, 2019 (Second Edition). Covers a broader selection of topics than this course (including EU constitutional law).</p> <p>Karen Davis, <i>Understanding EU Law</i>, Abingdon: Routledge, 2019 (Seventh Edition) This concise book will be particularly helpful to students who need to quickly revise the basics of EU constitutional law (e.g. primacy principle, how directives work...)</p>
Other infos	<p>For the exam, you may bring a hard copy of the EU treaties (since you will have access to Eur-Lex, this is not strictly necessary). You may also bring the course pack. Authorised documents may not be annotated (nothing may be written on the documents). You may highlight passages and use flags to navigate the course pack more easily. On the flags you may write a few letter or words, such as "FMG" for Free Movement of Goods, or "Keck" for the eponymous case.</p> <p>You may also bring a dictionary (monolingual or bilingual) though you will have access to online linguistic tools.</p>
Faculty or entity in charge	BUDR

Programmes containing this learning unit (UE)				
Program title	Acronym	Credits	Prerequisite	Aims
Advanced Master in European Law	DREU2MC	5		
Master [120] in Law	DROI2M	5		