

The Government of the European union

EM165M35B1

Program

PGE

PGE 2A - International and European Business

UE

The Government of the European Union

Semester

B

Discipline

Law

Contact hours

27 H

Number of spots

45

ECTS

5

Open to visitors

Yes

Language



Coordinator



Patrick DOLLAT

List of lecturers

Lecturer(s)	Email	Contact hours - lecture
Patrick DOLLAT	patrick.dollat@unistra.fr	27 h

Pedagogical contribution of the course to the program

Développer un management à impact grâce aux connaissances et aux outils les plus récents dans les domaines du management

Developing a strategic and managerial vision in a complex, uncertain and changing environment

Evaluate sustainable managerial practices using managerial concepts and instruments as well as digital tools

Développer des compétences managériales de niveau avancé se traduisant par un leadership responsable

Co-build a managerial and organizational culture through collaborations and team projects

Effectively argue his ideas orally and in writing with a professional posture

Mettre en place un management responsable par des pratiques reflétant les valeurs d'éthique, de diversité et de développement durable

Critically assess issues related to diversity, ethics and sustainability in the context of their professional practice

Pratiquer un management à impact dans un environnement multiculturel et international, porté par un "European mindset"

Communicate in a professional context in (foreign) languages, in writing and/or orally

Formulate solutions to organizational challenges in a multicultural and international context, driven by a "European mindset"

Description

This course is an advanced program on the European integration process which is creating "an ever closer Union among the peoples of Europe". The course will focus on two questions: Who are the main European actors? How is the European Union working?

In this perspective, the course will present the European Union compared to the Council of Europe and the Federal States. Then, the institutional system of the EU will be examined, that main: the interest of the treaty and the EU legal framework and the present decision-making process. Throughout the course, the Federal States and International Organizations (NAFTA, AFTA and OAS...) will be used as comparative referents.

Teaching methods

Face-to-face

- Lectures
- Tutorials
- E-learning

In group

- Exercises
- Oral presentations
- Projects
- Case studies/texts

Interaction

- Discussions/debates
- Personal accounts

Others

No items in this list have been checked.

Learning objectives

Cognitive domain

Upon completion of this course, students should be able to

- - (level 4) **Appraise** the key interests of the EU institutional framework compared to the classical international organizations
 - - (level 5) **interpret** a document (legal, economic or social...)
 - - (level 5) **argue** to defend an legal or political opinion
 - - (level 5) **verify** an information or data
 - - (level 6) **organize** a collective work
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Affective domain

Upon completion of this course, students should be able to

None affective domain have been associated with this course yet

Outline

- I - WHO ARE THE ACTORS OF THE EUROPEAN INTEGRATION PROCESS?
THE COUNCIL OF EUROPE AND THE EUROPEAN UNION
- 1 - WHAT ARE THE COUNCIL OF EUROPE AND THE EUROPEAN COURT ON HUMAN RIGHTS?
1. THE COUNCIL OF EUROPE
 - 1.1 - General presentation
 - 1.1.1 - Origins and Key dates
 - 1.1.2 - Aims and Activities
 - 1.1.3 - Member States, Candidates and Observers
 - 1.1.4 - The European Symbols: Flag, Anthem and Prizes
 - 1.2 - Institutional Framework
 - 1.2.1 - The Committee of Ministers
 - 1.2.2 - The Parliamentary Assembly
 - 1.2.3 - The Secretary General
 - 1.2.4 - The Congress of Local and Regional Authorities of Europe
 - 1.3 - Decision Making Process
 - 1.3.1 - The Legislative Process
 - 1.3.2 - The Advisory and Consultative Processes
- 2
- 2 THE EUROPEAN COURT FOR HUMAN RIGHTS
 - 2.1 - General Presentation
 - 2.1.1 - The European Convention on the Human Rights of 1950

- 2.1.2 - Additional Protocols
- 2.2 - The European Court of Human Rights
 - 2.2.1 - Organisation of the Court
 - 2.2.2 - Procedure before the Court
 - General presentation
 - Admissibility procedure
 - Procedure on the merits
 - Judgments
 - Advisory opinions
- 3.3 The Other Protections of Human Rights
 - 3.1 - The European Social Charter
 - 3.2 - The Convention for the Protection of National Minorities
 - 3.3 - The Convention for the Prevention of Torture
 - 3.4 - Other Actions: the European Commission against Racism and Intolerance, the Commissioner for Human Rights...
- 2 - WHAT IS THE EUROPEAN UNION?
 - 1. General Presentation
 - 1.1 The Member States
 - 1.2 Population
 - 1.3 Trade and economy
 - 1.4 Gross Domestic Product
 - 1.5 Employment
 - 1.6 Education and Research
 - 1.7 EU Budget
 - 1.8 European Public Opinion
 - 2. Origin and Development of the European Union
 - 2.1 The treaty of Paris, the Treaties of Rome and the 3 Communities
 - 1950: French Foreign Minister Robert Schuman's Declaration
 - 1951: Signing of the Treaty of Paris
 - 1957: Signing of the Treaties of Rome
 - 1968: Abolition of the remaining duties in intra-Community trade
 - 1973, 1981, 1986: First Enlargements of the UE
 - 2.2 The Single European Act
 - 1987: The Single European Market
 - 1993: The Implementation of the Single market
 - 3
 - 2.3 The European Union
 - 1993: Enforcement of the Treaty on the European Union, the Treaty of Maastricht
 - 1999: Enforcement of the Amsterdam Treaty
 - December 11, 2000: Adoption of the Nice Treaty - February 1st, 2003: Enforcement of the treaty of Nice
 - January 1st, 2002: Euro coins and notes come into circulation
 - October 29, 2004: Signing at Rome of the treaty establishing a Constitution for Europe
 - December 18, 2007: Signing at Lisbon of the treaty amending the Treaty on European Union and the Treaty establishing the European Community, entering into force December 1st , 2009
 - 2004, 2007 et 2013: New Enlargement of the European Union.
 - 2017: Beginning of the Brexit
- II - HOW IS THE EUROPEAN UNION WORKING?
 - THE INSTITUTIONAL FRAMEWORK OF THE EUROPEAN UNION
 - 3 - WHAT IS THE PRESENT DECISION-MAKING PROCESS IN THE EU?
 - 1. The Launch Pad Role of the European Council
 - Art 15 of the EU Treaty: "1. The European Council shall provide the Union with the necessary impetus for its development and shall define the general political directions and priorities thereof. It shall not exercise legislative functions."
 - Art 288 of the TFEU: "To exercise the Union's competences, the institutions shall adopt regulations, directives, decisions, recommendations and opinions."
 - 2. The Triangle of Decision-making
 - 2.1 The European Commission
 - 2.2 The Council of the European Union
 - 2.3 The European Parliament:
 - 3. The Watchdog Role of Communitarian Acts by the Court of Justice and the Court of Auditors
 - 3.1 The jurisdictional control of the Court of Justice and of the General Court
 - 3.2 The Financial control of the Court of Auditor
 - 4. The other Institutions

- 4.1 The Advisory Bodies: The Economic and Social Committee and the Committee of the Regions
- 4.2 The Communitarian Financial Organs: The European Invest bank and the European Central Bank
- 5. THE CLARIFICATION OF THE EU'S COMPETENCES
- 5.1 The Exclusive competences
- 5.2 The Shared Competences
- 5.3 Supporting, Coordinating and Complementary Actions
- 5.4 Specific competences: Economic and Employment Policies, CFSP
- 6. THE EU'S LEGISLATIVE PROCESS
- 6.1 The Legislative Instruments
- The 15 Current Instruments
- 4
- The New Legislative Instruments
- 6.2 The Qualified Majority Voting
- The Current System
- The Reform
- 6.3 Involvement of National Parliament
- The Principle of Subsidiarity
- Reasoned Opinion
- Procedure before the Court of Justice
- 4 - WHAT IS THE LEGAL FRAMEWORK OF THE EU?
- 1. Fundamental Principles and Values of the EU
- 1.1 Guarantee of Peace and Security
- 1.2 Unity and Equality, Freedom and Solidarity, Respect of National Identity and Security
- 1.3 Protection of the Fundamental Rights in the EU
- 2. Legal Framework of the EU
- 2.1 The former "Three Pillars" of the EU
- First Pillar: the European Communities
- Second Pillar: Common Foreign and Security Policy
- Third Pillar: Police and Judicial Cooperation in Criminal Matters
- 2.2 The Lisbon Treaty and the Current Framework of EU
- 2.3 The different types of EU Legislation
- The Primary Legislation: treaties establishing the EU and General Principles of Law
- The UE's International Agreements
- Secondary Legislation: Regulations, Directives, General and Individual Decisions
- Non-Binding Measures: Resolutions Opinions, Declarations and Action programs...
- 2.4 Characteristics of the EU Legal Order
- Direct Applicability of Community Law
- Primacy of community Law
- 3. The EU's Legislative Procedures
- 3.1 How does the EU pass new Laws ?
- 3.2 The Lisbon Treaty and the Current Framework of EU
- 3.3 The different types of EU Legislation
- 4. The Legal Protection of the CJEU
- 4.1 Composition and Competencies of the CJEU
- The Court of Justice
- The General Court
- 4.2 Possibilities of Recourse
- Treaty Infringement proceedings (art. 258 TFEU)
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- Actions for annulment (art. 263 TFEU)
- Complaints for failure to act (art. 265 TFEU)
- Action for Damages (art. 268 and 340 EC)
- Preliminary rulings (art. 267EC)
- 4.3 Procedure
- The Written Phase
- The Oral Phase
- 5 - WHAT IS THE CITIZENSHIP OF THE EU?
- 1. Fundamental Principles
- 1.1 The Principal of Non Discrimination
- 1.2 The Democratic Principal
- 1.3 The Charter of the Fundamental Rights
- 2. Obtaining the EU Citizenship

- 2.1 The Nationality of the EU Member
- 2.2 Obtaining the EU Citizenship
- 2.3 Consequences for the Foreigners
- 3. Civil Status of the EU Citizenship
 - 3.1 The Right to Move & to Reside
 - 3.2 Free Movement of Workers
 - 3.3 Diplomatic Protection
- 3. Political Status of the EU Citizenship
 - 3.1 Municipal Elections
 - 3.2 European Elections
 - 3.3 Petition & Ombudsman
 - 3.4 Right of Initiative
- 6 - WHAT IS THE FUTURE OF THE EUROPEAN UNION?
DEEPENING AND ENLARGING THE EUROPEAN UNION
 - 1. The Enlargement Process
 - 1.1 The Objectives
 - 1.2 The Criteria
 - 1.3 The Procedure
 - 2. The Next Enlargements of the EU
 - 2.1 The Situation
 - 2.2 The Persistent Problems
 - 2.3 The Future
 - 3. Debate and General Conclusions...

No prerequisite has been provided

Knowledge in / Key concepts to master

- knowledge on Constitutional and International Law
- Team work skills

Teaching material

Mandatory tools for the course

- Computer
- Reference manuals

Documents in all formats

- Case studies/texts
- Syllabus

Moodle platform

- Upload of class documents

Software

- Pack Office (Word, Excel, PowerPoint, Access)
- Other : Google drive

Additional electronic platforms

No items in this list have been checked.

Recommended reading

Main reading material

Bibliography :

Mc Cormick, John, Understanding The European Union: a concise Introduction, Palgrave Macmillan, last edition.

Nugent, Neill, The Government and Politics of the European Union, Palgrave Macmillan, last edition

Additional literature

Websites:

<http://europa.eu>

<http://www.coe.int>

EM Research: Be sure to mobilize at least one resource

Textbooks, case studies, translated material, etc. can be entered

No reading material has been provided.

Assessment

List of assessment methods

Intermediate assessment / continuous assessment 1 Class no. 4th class

Written (50 Min.) / Individual / English / Weight : 40 %

Details : 1st written exam on the Council of Europe and the European Court on Human Rights

This evaluation is used to measure ILO4.1-PGE, ILO4.2-PGE

Intermediate assessment / continuous assessment 2 Class no. 8th class

Written (50 Min.) / Individual / English / Weight : 40 %

Details : 2nd written exam on the European Union

This evaluation is used to measure ILO1.1-PGE, ILO3.1-PGE, ILO4.1-PGE

Intermediate assessment / continuous assessment 3 Other (date, pop quiz, etc.) : all classes

Written and oral (20 Min.) / Group / English / Weight : 20 %

Details : Legal case studies prepared with an International team and regular attendance

This evaluation is used to measure ILO2.1-PGE, ILO2.3-PGE, ILO4.1-PGE