

## Course Outline

<b>Course number</b>	<b>RBE269</b>					
Course title	<b>Proceedings before the Court of Justice of the European Union</b>					
Credit points	3 ECTS ( 2 LV CP)					
Total hours	80					
Contact hours	32					
Independent studies	48					
Course level	Bachelor					
Prerequisites	-					
Category	<b>Mandatory</b>		<b>Restricted elective</b>	<b>X</b>	Free elective	

### COURSE RESPONSIBLE

<i>Name</i>	<i>Academic degree</i>	<i>Academic position</i>
Uldis Krastins	Master en droit public	Guest lecturer

### COURSE ABSTRACT

The course is aimed at introducing the students with the functioning of the Court of Justice of the European Union, mainly through its jurisprudence. Since the establishment of the Court of Justice of the European Union in 1952, its mission has been to ensure that "the law is observed" "in the interpretation and application" of the Treaties. The Court is one of the most powerful driving forces of integration in the EU since it reviews the legality of the acts of the EU institutions, and ensures that Member States comply with their obligations. On more than one occasion the interpretation it has given on the European Union law at the request of the national courts has had consequences in the daily life of each of us. Finally, the Court has some unique procedural aspects as a multilingual institution, where each of 23 official languages of the European Union can be the language of a case.

### GRADING CRITERIA

<b>Criteria</b>	<b>Weighting</b>
Exam	60%
Participation in the seminars	40%

### COURSE REQUIREMENTS

The course participants are expected to resolve the European Law Moot Court case<sup>1</sup> for the academic year 2023-2024. Each participant is expected to choose a procedural role: (i) the private individuals, (ii) the referring court, (iii) defending institution, (iv) Advocates-general, (v) the Court. During the practical sessions of the course the participants work within groups of their respective procedural role in order to prepare their final submissions. The final submissions of each group are held in oral in the last two sessions. Participants may submit written submissions of their group. The final submissions count as exam – they should demonstrate (1) the ability to find and quote the pertinent case-law (45%), (2) the general knowledge of remedies available (45%), (3) overall argumentation (10%).

## COURSE PLAN – MAIN SUBJECTS

Please summarize the main parts of the course and the planned hours dedicated to each

No.	Main subjects	Planned hours
1	A. <b>Why the European Court of Justice matters?</b> The Architecture of the EU judiciary. Division of competences between the Court of Justice and the General Tribunal. System of remedies.	2
2	B. <b>EU Data-bases and Procedural documents</b> EU Legal data-base - <i>Eurlex</i> , how to use it. <i>Case-law search form</i> on the <i>Curia</i> website, how to use it. Model application for direct actions. Summary of the pleas in law and main arguments relied on in the application.	2
3	C. <b>Direct actions.</b> Review of legality. Actions for annulment and failure to act. Infringement procedures. Actions for damages. Plea of illegality.	12
4	D. <b>Procedural issues.</b> Interim measures and intervention of a third party. Measures of organisation of procedure and measures of inquiry. Linguistic regime.	6
5	E. <b>Indirect remedies.</b> The preliminary ruling procedure. The dialogue with the national courts and the role of the national judge.	10

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<sup>1</sup> <https://europeanlawmootcourt.eu/the-case/>