
SEMINAR FOR STUDENTS STUDYING COURSES DELIVERED IN ENGLISH

This seminar will be delivered by Dr Alla Pozdnakova (alla.pozdnakova@jus.uio.no), Centre for European Law.

The course is particularly useful to the following categories of students:

- (i) Erasmus and exchange students from other countries in Europe with two or more years of studying law in their home Universities;
- (ii) Norwegian law students who have studied less than 3 years of their master degree and who are required to study at least one elective course which is delivered in English;
- (iii) Students who are not law students but studying for a bachelor degree.

1. OBJECTIVES AND AIMS OF THE SEMINAR

The objective of the Seminar is to introduce Visiting and Norwegian students to legal systems particularly the EU legal order; explain the relationship between Norwegian domestic law, European Union, European Human Rights Law and International law; and methods of study such as case-law method. The objective of the Seminar is also to give students a general introduction into syllabus, goals and reading requirements of their respective law courses.

The Seminar is organized as lectures, group work and discussions. In addition to the discussion of a case assigned to all the BA students, the Seminar will include assignments addressed to specific law disciplines at the BA level.

2. EXPLANATION ABOUT CLASS WORK

There are four assignments altogether, dealing with international and EU law issues in different contexts. The text of these assignments will be posted on the website as Study materials/undervisningsmateriale. NB. It is recommended to have a print out of the materials posted on the website or (even better) have them available electronically in the classroom.

Students will work in groups to discuss and solve the assignments in the classroom. The purpose of the assignments is to improve legal writing skills for students taking various law topics in English. It is recommended to consider the questions individually before the Friday class.

We will examine interpretation of international, national and EU legal texts and discuss how different approaches to interpretation may influence the solutions. (We encourage you to consider how the corresponding questions would be resolved under the domestic law of your home country but the focus will be on EU and international law)

3. RECOMMENDED READING

It is recommended that students read the following texts in advance:

- All students: *Van gend en Loos* and *Costa Enel* cases and other materials posted on the website.
- Recommended reading for individual law topics below: It is recommended to review the texts assigned below before the Seminar. All texts are part of required course reading for corresponding subjects. NB: Do not bring these books or compendia to the classroom, only materials indicated above.

1. JUS5230 – INTERNATIONAL COMMERCIAL LAW

- Pp 30-40 in Chapter 1.6 “What are the sources of international commercial law”?
in Cordero Moss, G., " International Commercial Law", skriftserie no 185/2010,
Institute of Private Law, University of Oslo.

2. JUS5260- ENGLISH LAW OF CONTRACT

- **Chapter 1** “Introduction to the law of contract”, **pp. 2-21** in **Jill Poole**,
Textbook on Contract Law (Oxford: Oxford University Press, 2012, 11th
edition), and
- Ch.6, § **6.5** “Principles determining how to interpret contracts” in **Jill Poole**,
pp. 220-228.

3. JUS5440 – EU SUBSTANTIVE LAW

- Pp 17-30 in Chapter 1 “Introduction to the Issues/E.The principles
underpinning the Common Market” ” in Barnard’s The Substantive Law of
the EU (4th ed. OUP, 2013)

4. JUS5450- MARINE INSURANCE

- Pp 27-37 (Chapter 2 The sources of law) in *Handbook in hull insurance* - With
regards to the general part, hull insurance, interest insurance and war risk
insurance. Authors: Hans Jacob Bull, Trine-Lise Wilhelmsen, Oslo (2007).

5. JUS5530 – REFUGEE AND ASYLUM LAW

- Pp 1-12 in Chapter 1 “Refugee in International Law” in Goodwin-Gill, Guy &
McAdam, Jane, The Refugee in International Law 3rd Ed., (Oxford 2007)

6. JUS5560 – INTERNATIONAL LAW AND DEMOCRACY

- Pp 286-298 in Chapter 9 “The autonomy of the Community legal order: through
looking glass” in Joseph Weiler; The Constitution of Europe, Cambridge University
Press, 1999.

7. JUS1630- PRIVACY AND DATA PROTECTION

- Bagger Tranberg, C.: “Proportionality and data protection in the case law of
the European Court of Justice”, International Data Privacy Law, 2011, vol.
1(4), pp. 239–248 (available electronically at the Uio Library)

8. JUS5910 – WOMEN’S LAW AND HUMAN RIGHTS

- CEDAW General Recommendation No. 28, on the core obligations of States
parties under article 2 of the Convention on the Elimination of All Forms of
Discrimination against Women
<http://www2.ohchr.org/english/bodies/cedaw/comments.htm>

4. SEMINAR OUTLINE

I 08.15-09.00: Legal Systems including the EU legal order

- What are the sources of Norwegian, EU Law and International Law?
- What types of laws are adopted in the EU legal order?
- Interpretation of international treaties and EU legal acts.

II 09.15 – 10.00: Relationship between domestic/EU/International Law

- Discussion of *Van gen en Loos* and *Costa Enel* cases. *NB*: see extracts from cases assigned for reading before the Seminar
- Who can be granted enforceable rights under EU Law?
- What is the meaning of direct effect?
- What is the principle of supremacy?

III 10.15-11.00: Legal method in a national, EU and international perspective

- Work in small groups and discussion of assigned questions. Questions/specific assignments will be handed out in the classroom.

IV 11.15-12.00 Summary of the lecture and the classwork, including discussion of problems pertaining to legal analysis and writing for law students taking law courses in English