
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. RECOMMENDED READING

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

- All students:
 - *Van gen en Loos* and *Costa Enel* cases, European Court of Justice (extracts posted on the website). These materials should be printed out and taken to the seminar by students.
- Recommended reading for individual law topics below
 - It is recommended to read the texts assigned below before the Seminar. We shall discuss questions related to sources of law and their interpretation in the classroom (to be handed out in the classroom). All texts are part of required course reading for corresponding subjects. NB: It is not necessary to bring these reading materials to the classroom.

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>

3. 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 kind of Treaty is the Treaty on the Functioning of the EU?
- What types of laws are adopted in the EU legal order?
- How does a Regulation differ from a Directive and from a Decision?
- How are legislative measures adopted under these 3 legal systems? What are the key differences?

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. *NB*: recommended texts for individual courses to be read before the Seminar.

IV 11.15-12.00 Interpreting and understanding legal texts: Statutes, Regulations, Directives and cases

- Summary of the lecture and discussion of problems pertaining to legal analysis and writing for law students taking law courses in English