
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) Students who are not law students but studying for a bachelor degree.
- (ii) Erasmus and exchange students from other countries in Europe with two or more years of studying law in their home Universities;
- (iii) 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;
- (iv)

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 not necessary to bring reading materials to the auditorium. It is recommended that students read *Van gen en Loos* and *Costa Enel* cases

- All students:
 - *Van gen en Loos* and *Costa Enel* cases, European Court of Justice (extracts posted on the website).
- Recommended reading for individual law topics below
 - It is recommended to read the texts assigned below before the Seminar. There will be discussion of small group assignments handed out in the classroom. All texts are part of required course reading for corresponding subjects. NB: It is not necessary to bring the reading materials to the classroom.

1. JUS5730 INTERNATIONAL HUMANITARIAN LAW

- Ch. 1 “The Law of Armed Conflict as a Branch of Public International Law” of Part I Introduction, pp. 3-8 in **Robert Kolb and Richard Hyde**, An Introduction to the International Law of Armed Conflicts (Oxford: Hart, 2008). NB: available as e-Book at the library catalogue (Bibsys)
- Ch. 7 “Basic Principles of the LOAC” and Ch. 8 “Main Sources of the LOAC” pp. 43-59 in **Robert Kolb and Richard Hyde (2008)**.

2. JUS5310 EU COMPETITION LAW

- **Pp. 115-136** in Chapter 3 “Article 101(1) (§ 4 “The Object or Effect of Preventing, Restricting or Distorting Competition), **Richard Whish**: Competition law, 7th edition, London 2012. NB: *Wouters*-case at pp 130-133!

3. JUS5240 COMPARATIVE PRIVATE LAW

- **Pp. 11-13** (on Trento Manifesto) in **Moss, G.C.**: Lectures on Comparative Law (to be found in the bookstore Akademiika published in "Stensilserien for Institutt for Privatrett-nr 166 IfP "/"copy series from the Institute of Private Law - nr 166 IfP")
- **Pp. 37-58** (§ 1.3 “The distinction between Common Law and Civil Law” and § 1.4 “The Method”) in **Moss, G.C.** (**above** Stensilserien for Institutt for Privatrett-nr 166 IfP)

4. 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**.

5. JUS5710- INTERNATIONAL HUMAN RIGHTS LAW

- **Chapter 18 “Freedom of expression”** in **Smith, Rhona**, Textbook on International Human Rights, 5th ed., Oxford: Oxford University Press 2012

6. JUS5641- ELECTRONIC COMMUNICATIONS LAW

- Chapter 1 “Telecommunications Law and Regulation: an Introduction”, **pp. 3-24** in **Ian Walden** (ed.), "Telecommunications Law and Regulation" (Oxford: Oxford University Press, 2012, 4th edition). Chapter 1 can be downloaded at <http://ukcatalogue.oup.com/product/9780199656660.doc>

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

- Lecture with discussion of *Van gen en Loos* and *Costa Enel* cases. *NB*: texts 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 according to the selected BA law course. 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 How do lawyers reason? Using legal texts: Statutes, Regulations, Directives and cases

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