



COURSE UNIT (MODULE) DESCRIPTION

Course unit (module) title	Code
LEGAL REMEDIES UNDER EU LAW	

Lecturer	Department(s) where the course unit (module) is delivered
Coordinator: Lect. Karolina Mickute	Department of Public Law, Faculty of Law, Vilnius University Saulėtekio av. 9, Building 1, Room 405, LT-10222, Vilnius tel. (85)2366175, e-mail: vtkatedra@tf.vu.lt

Study cycle	Type of the course unit (module)
First, Second	Optional

Mode of delivery	Period when the course unit (module) is delivered	Language(s) of instruction
Face-to-face	Spring semester	English

Requirements for students
Prerequisites: EU law general course

Course (module) volume in credits	Total student's workload	Contact hours	Self-study hours
5	125	32	93

Purpose of the course unit (module): programme competences to be developed		
<p>The course aims to provide the students with a general and systemic understanding of the legal remedies available under EU law, procedural aspects of litigation in EU courts, interim procedures, and to enhance the general knowledge on the peculiarities of the EU legal order. The course also aims to develop the students' abilities to systematically and critically assess and deconstruct composite theoretical and practical legal issues, provide and develop the necessary means for the students to act as independent as independent researchers and</p>		
Learning outcomes of the course unit (module)	Teaching and learning methods	Assessment methods
Students will be able to identify and interpret the sources of EU law with regard to legal remedies, to define and describe the main principles of the application of EU law and its effects to the national legal systems with regard to legal remedies.	Seminars, individual work, group assignments, case studies.	Exam, mid-term essay, oral presentation of research during seminars.
By systematically analyzing and assessing relevant EU substantial law and ECJ case-law, the students will gain the ability to deconstruct complex legal matters, identify the key theoretical problems and provide argumentative and structured solutions based on their theoretical knowledge and practical skills.	Seminars, individual work, group assignments, case studies.	Exam, mid-term essay, oral presentation of research during seminars.
Students will gain the ability to convey their thoughts in a structured and argumentative manner in both verbal and written form.	Seminars, individual work, group assignments, case studies	Exam, mid-term essay, oral presentation of research during seminars.
Students will develop the necessary means for deconstructing complex legal matters, assessing them and proving conclusions based on relevant substantial law and case-law.	Seminars, individual work, group assignments, case studies	Exam, mid-term essay, oral presentation of research during seminars.
Students will acquire the necessary skills and knowledge to further develop their abilities to	Seminars, individual work, group assignments, case studies	Exam, mid-term essay, oral presentation of research during

distinguish relevant theoretical and practical issues, to critically analyze the legal framework, to substantiate their own conclusions on problematic issues and provide suggestions for improving the legal framework based on scientific analysis, and generally to carry out independent research in the field of EU legal remedies.	seminars.
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Content: breakdown of the topics	Contact hours							Self-study work: time and assignments	
	Lectures	Tutorials	Seminars	Exercises	Laboratory work	Internship/work placement	Contact hours	Self-study hours	Assignments
1. Central issues									
1.1. The concept of Decentralized application and enforcement of EU law			2				2	2	
1.2. The legal principle of effectiveness of EU law, enforcement of EU law			2				2	2	
1.3. The right to effective remedy			2				2	2	
2. Legal remedies for individuals and Member States before the EU courts									
2.1. Types of actions before the EU courts (direct actions, indirect actions)			2				2	3	
2.2. Direct actions before the ECJ by EU Member States and individuals			6				6	5	Analysis of relevant EU substantial law and ECJ case-law, overview and analysis of relevant scientific literature, preparation of individual an (or) group assignments, oral presentation of findings during seminars.
2.3. Action for annulment and <i>locus standi</i> of individuals			2				2	3	
2.4. Action for damages			2				2	3	
2.5. Use of the infringement procedure			2				2	3	
2.6. Indirect actions the ECJ (<i>inter alia</i> , preliminary ruling procedure under EU law)			4				4	4	
3. EU law legal remedies before national courts of Member States									
3.1. National procedural autonomy			4				4	5	
3.1.1. Principle of equivalence									
3.1.2. Principle of effectiveness									
3.1.3. Principle of effective judicial protection									
3.2. General principle of state liability for breach of EU law			2				2	2	
3.3. Claim for damages for the breach of EU law			2				2	4	
								23	Preparation of the written essay
								32	Preparation for the exam
Total			32				32	93	

Assessment strategy	Weight, %	Assessment period	Assessment criteria
Individual and (or) group research work, participation in discussions	20	Throughout the semester	Individual (group) work on the central problematic issues of legal remedies under EU law following the provided seminar plan, presentation of findings on topical issues, case-law

			presentations, general level of participation in seminars and discussions during the seminars. Oral presentations on the provided topics will be given during the seminars. The assessment consists of the (i) content (comprehensive problem analysis, proper source application, critical analytical analysis, adequate formulation conclusions); and (ii) structure and style (clear structural parts, correct use of scientific language, exact wording, source references, proper and ethical citation use).
Mid-term 2000 word written essay on chosen topic in the field of legal remedies under EU law	30	Deadline for submission: April 31, 2018	An open book written essay on a selected topic regarding legal remedies under EU law that can be prepared during the semester until the deadline. The following aspects shall be assessed: the student's ability to independently select the relevant sources of law for the assignment, the comprehension of substantial EU law and ECJ case-law on the selected topic, the ability to critically assess the central problematic issues of legal remedies under EU law, the ability to express independent thoughts in a structural and argumentative manner based on substantial law and case-law analysis.
End-of-term written exam	50	Until June 31, 2018	Open-book written exam. The following aspects shall be assessed: the comprehension of the course material, the comprehension of the interconnectivity of the elements of EU law on legal remedies, the ability to deconstruct complex legal matters and to critically assess its elements by applying theoretical and practical knowledge.

Author	Year of publication	Title	Details on the periodical	Publishing place and house
CRAIG, P., De BÚRCA, G.	2015	EU Law: Text, Cases and Materials		Oxford; New York [N.Y.]: Oxford University Press
LENAERTS, K.	2011	National Remedies For Private Parties In The Light Of The EU Law Principles Of Equivalence And Effectiveness	<i>Irish Jurist</i> , New Series, Vol. 46 (2011), pp. 13-37	Available online: < http://www.jstor.org/stable/44027086 >.
LENAERTS, K.	2016	The Decentralized Enforcement of EU Law: The Principles of Equivalence and Effectiveness		Available online: < http://www.processoue.unimi.it/wp-content/uploads/2016/03/Lenaerts.pdf >.