



COURSE UNIT DESCRIPTION

Course unit title	Code
CIVIL PROCEDURE OF THE EUROPEAN UNION	

Lecturer(s)	Department(s)
Coordinator: prof. habil. dr. Vytautas Nekrošius Other(s): assoc. prof. dr. Vigita Vėbraitė, lect. dr. Victor Terekhov	Private Law Department, Faculty of Law, Vilnius University Saulėtekio av. 9, Building 1, LT-10222, Vilnius, Room 311, tel. (85)2366170; e-mail: ptkatedra@tf.vu.lt

Study cycle	Type of the course unit
Second	Optional

Mode of delivery	Course unit delivery period	Language (s) of instruction
Face-to-face	2 nd Semester (spring)	English/Russian

Requirements for students	
Pre-requisites: Knowledge of basic concepts of EU Law, national Civil Procedure, Law of Evidence	Co-requisites (if any):-

Number of credits allocated	Total student's workload	Contact hours	Self-study hours
6	160	36	124

Purpose of the course unit: programme competences to be developed		
The course units aims to provide complex knowledge about the institutions of EU Civil Procedure; to enable to evaluate the position of EU Civil Procedure in the overall system of civil procedure law, its major operating principles and main issues of court jurisdiction, ruling recognition and enforcement, service of documents, taking of evidence, functioning of the special ("autonomous") procedures and harmonization of national law by means of EU procedural Directives. In-depth analysis of relevant case law of European Court of Justice and recent legislative proposals in the area of EU Civil Procedure develops competence to apply knowledge in practical situations. Communication and interpersonal skills are developed.		
Learning outcomes of the course unit	Teaching and learning methods	Assessment methods
- Students will be able to define the sources and meaning of European Union Civil Procedural Law, and will be able to extensively analyse the content and purpose of the content of their norms and impact on national law.	Lectures, seminars, individual work	Exam (problematic issues), presentation of group (individual) research work, participation in discussion
- Students will be able to independently analyse, ethically interpret and appropriately apply legal sources of EU Civil Procedure and legal norms established in case law in support of their legal decisions.	Lectures, seminars, individual work	Exam (problematic issues), presentation of group (individual) research work, participation in discussion
- Students will be able to systemically analyse and make ethic evaluation of case law. - Students will be able to innovatively and integrally apply knowledge by employing the latest trends of EU Civil Procedure legal doctrine and case law in independently solving complex legal problems. - Students will be able to apply methods of dispute resolution and enforcement of judgments under EU Law and national legal rules while providing legal services (inter alia, legal advice and recommendations, representation of legal interest).	Lectures, seminars, individual work	Exam (problematic issues), presentation of group (individual) research work, participation in discussion
- Students will be able to argue their position orally or in writing (inter alia, draft procedural documents) based on the theoretical knowledge of European Union Civil Procedure and knowledge gained in case law analysis, and convey their ideas in a critical and reasonable manner.	Lectures, seminars, individual work	Exam (problematic issues), presentation of group (individual) research work, participation in discussion

- Students will be able to actively participate and efficiently collaborate in team as well as to ensure group members integration by applying ethical values and moral sensibility in respect to cultural and social diversity.	Seminars, individual work	Presentation of group research work
- Students will be able to enhance acquired knowledge and abilities independently, inter alia, to use legal information data bases and other sources, to select relevant theoretical and practical material, and to substantiate their own conclusions by the achievements of jurisprudence.	Lectures, seminars, individual work	Exam (problematic issues); presentation of group (individual) research work, participation in discussion

Content: breakdown of the topics	Contact hours							Self-study: hours and assignments	
	Lectures	Consultations	Seminars	Practical sessions	Laboratory activities	Internship/work placement	Contact hours	Self-study hours	Assignments
1. Concept, System and Sources of EU Civil Procedure	2						2	6	Analysis of relevant legal doctrine and legal acts, preparation for discussion
2. Rules of Jurisdiction in EU Civil Procedure	3		1				4	12	Analysis of relevant legal doctrine and legal acts, preparation for discussion, research work and preparations for delivery of presentation
3. Recognition and Enforcement of Judgments in EU Civil Procedure	2		1				3	10	Analysis of relevant legal doctrine and legal acts, preparation for discussion, research work and preparations for delivery of presentation
4. Judicial Assistance in EU Civil Procedure: Taking of Evidence and Service of Documents	2		1				3	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
5. European Enforcement Order for Uncontested Claims	2		1				3	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
6. European Order for Payment Procedure	2		1				3	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
7. European Small Claims Procedure	2		1				3	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
8. European Account Preservation Order	2		1				3	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
9. Insolvency Proceedings in EU Civil Procedure	1		1				2	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
10. Maintenance Proceedings in EU Civil Procedure	1		1				2	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
11. Succession Proceedings in EU Civil Procedure	1		1				2	6	Analysis of relevant legal doctrine and legal acts; preparation for discussion, research work and preparations for delivery of presentation
12. Proceedings Relating to Matrimonial Property and Property of Registered	1		1				2	6	Analysis of relevant legal doctrine and legal acts; research work and preparations for delivery of presentation

Partnerships in EU Civil Procedure									
13. Directives in the Field of EU Civil Procedure	1		1				2	6	Analysis of relevant legal doctrine and legal acts, preparation for discussion, research work and preparations for delivery of presentation
14. Essentials of e-Justice in EU Civil Procedure	1						1	6	Analysis of relevant legal doctrine and legal acts, research work and preparation for discussion
15. Recent Trends in EU Civil Procedure	1						1	4	Analysis of relevant legal doctrine and legal acts, research work and preparation for discussion
								26	Preparation for the examination
Total	24		12				36	124	

Assessment strategy	Weight, percentage	Assessment period	Assessment criteria
Presentation of group (individual) research work	40	During the semester	Delivery of presentation on group (individual) topics covered in the course unit. Assessment consists of: - work content (comprehensive problem analysis, proper source application, critical analytical thinking, conclusion/recommendation formulation); - work presentation (concentrated work presentation, adhesive scientific language, the use of informative visual aids); - efficient and active participation in discussion (providing correct answers to questions, formulating problems and suggesting (searching for) solutions, offering thoughtful critical remarks, contributing to other participants' ideas, etc.)
Examination	60	At the end of the course	Written answers to two problematic issues. The answers should demonstrate knowledge acquired during the semester, and the conceptual understanding and assessment of the problematics of the EU Civil Procedure, developed on the basis of that knowledge, as well as new competences gained. When answering, students should provide all the necessary information in an argumentative, coherent and clear manner.

Author	Year of publication	Title	Issue of periodical or volume of publication	Publishing place and house or web link
Compulsory reading				
STORSKRUBB E.	2008	Civil Procedure and EU Law: A Policy Area Uncovered (Oxford Studies in European Law)		Oxford: Oxford University Press
MAGNUS U., MANKOWSKI R.	2016	Brussels Ibis Regulation		Munich: Sellier
MAGNUS U.; MANKOWSKI R.	2012	Brussels Ibis Regulation		Munich: Sellier
KRAMER X.; van RHEE C.H. (eds.)	2012	Civil Litigation in a Globalising World		Dordrecht: Springer
KRAMER X.	2013	Procedure Matters: Construction and Deconstructivism in European Civil Procedure		Erasmus Law Lectures 33 (Inaugural Lecture), Eleven International Publishing
Recommended reading				
van RHEE C.H.	2005	European Traditions in Civil Procedure		Antwerpen: Intersentia
VĖBRAITĖ V.	2014	Study material introduction to European civil procedure		Vilnius: Vilniaus universiteto leidykla

TULIBACKA M.	2009	Europeanization of Civil Procedures: in Search of a Coherent Approach	Vol. 46	Common Market Law Review
VĚBRAITĚ V.	2011	Future of the Public Policy Clause in EU Civil Procedure	Vol. 6(2)	Verslo ir teisės aktualijos / Current Issues of Business and Law
STORSKRUBB E.	2011	Civil Justice – a Newcomer and an Unstoppable Wave		The Evolution of EU Law (eds. P. Craig, G. de Búrca), Oxford University Press
KRUGER T.	2016	The Disorderly Infiltration of EU Law in Civil Procedure	Vol. 63	Netherlands International Law Review
LAZIĆ V.; STUIJ, S.	2017	Brussels Ibis Regulation: Changes and Challenges of the Renewed Procedural Scheme		Dordrecht: Springer
HAZELHORST M.	2017	Free Movement of Civil Judgments in the European Union and the Right to a Fair Trial		Dordrecht: Springer