



COURSE UNIT DESCRIPTION

Course Unit Title	Code
INTERNATIONAL AND EU COMPETITION LAW	

Lecturer(s)	Department(s)
Coordinator: assist. dr. Gintarė Surblytė-Namavičienė Other(s): lect. dr. Lauras Butkevičius	Public Law Department, Faculty of Law, Vilnius University Saulėtekio av. 9, Building 1, LT-10222, Vilnius, Room 405, tel.: (85)2366175, e-mail: vtkatedra@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

Requirements for students	
Pre-requisites: Knowledge of international public law, civil law, administrative law	Co-requisites (where they are): -

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		
<p>The purpose of the course is to provide profound knowledge on international competition law as well as the three main areas of EU competition law, namely: anti-competitive agreements, the abuse of a dominant position and merger control; to develop ability to systemically analyse the public and private enforcement of EU competition law, the problematic issues of competition law in the digital economy and the questions in the intersection of intellectual property and competition law. It also aims at the development of abilities to critically interpret and apply in practical situations the main legal norms of EU competition law enshrined in the primary EU law (Article 101 TFEU and Article 102 TFEU) and the relevant legal acts of the secondary EU law, likewise the relevant case-law of the Court of Justice of the European Union (CJEU). Communication skills are formed.</p>		
Learning outcomes of the course unit	Teaching and learning methods	Assessment methods
- Students will be able to elaborate on international competition law; they will also be able to comprehensively explain what the legal framework for EU competition law consists of: they will be able to individually identify and apply relevant legal norms, to extensively analyse them and to define their meaning and purpose.	An interactive method of teaching during lectures, comparative assessment and systemic analysis of legal norms, case studies, brainstorming, group discussions during seminars, individual studies	Participation in the discussions during the lectures and the seminars, examination in written (open-ended questions)
- Students will be able to systemically and critically analyse practical competition law issues on the basis of EU case-law; they will be able to apply this knowledge in practice.	An interactive method of teaching during lectures, comparative assessment and systemic analysis of legal norms, case studies, brainstorming, group discussions during seminars, individual studies	Participation in the discussions during the lectures and the seminars, examination in written (open-ended questions)
- Students will be able to elaborate on the legal issues in the intersection of EU competition law and intellectual property law as well as on the challenges posed to competition law by the digital economy; they will be able to present their own arguments and opinion as regards complex issues in the aforementioned areas.	An interactive method of teaching during lectures, comparative assessment and systemic analysis of legal norms, case studies, brainstorming, group discussions during seminars, individual studies	Participation in the discussions during the lectures and the seminars, examination in written (open-ended questions)
- Students will be able to assess the latest trends in the doctrine of relevant issues on competition law while supporting their legal opinion and modelling strategies for appropriate issues solutions.	An interactive method of teaching during lectures, comparative assessment and systemic analysis of legal norms, case studies, brainstorming, group discussions	Participation in the discussions during the lectures and the seminars, examination in written (open-ended

	during seminars, individual studies	questions)
- Students will be able to argue their position in written or orally based on the theoretical knowledge, supporting their arguments by the relevant case-law, and convey their ideas in an eloquent, logic and reasonable manner.	An interactive method of teaching during lectures, comparative assessment and systemic analysis of legal norms, case studies, brainstorming, group discussions during seminars, individual studies	Participation in the discussions during the lectures and the seminars, examination in written (open-ended questions)
- 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.	Comparative assessment and systemic analysis of legal norms, case studies, brainstorming, group discussions during seminars, individual studies	Participation in the discussions during the lectures and the seminars, examination in written (open-ended questions)

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. International and EU Competition Law: Introduction	2		–				2	4	Reading academic literature
2. An overview of the main legal concepts of international and EU competition law, legal sources and definitions	2		–				2	10	Analysis of the relevant legal norms, EU case-law analysis, reading academic literature
3. Anti-competitive agreements	6		2				8	20	Analysis of the relevant legal norms, EU case-law analysis, reading academic literature
4. Abuse of a dominant position	4		4				8	20	Analysis of the relevant legal norms, EU case-law analysis, reading academic literature
5. Merger control	2		2				4	10	Analysis of the relevant legal norms, EU case-law analysis, reading academic literature
6. Enforcement of competition law	2		2				4	10	Analysis of the relevant legal norms, EU case-law analysis, reading academic literature
7. The intersection of intellectual property and competition law	4		2				6	10	Analysis of the relevant legal norms, EU case-law analysis, reading academic literature
8. Review session	2		–				2	40	Review of the relevant course materials for the purposes of the preparation for the exam
Total	24		12				36	124	

Assessment strategy	Weight, percentage	Assessment period	Assessment criteria
Participation in the discussions during the lectures and the seminars	20	During semester	Active participation in the discussions. Maximum evaluation: 2 points . The evaluation will be based on the following: the fact that the intervention of the student is to the point, the arguments are provided in a clear, logic, coherent and persuasive manner, as well as the relevance and the accuracy of the presented arguments.

Examination	80	At the end of the course	<p>Written essay-type answers to 2 questions. The questions will involve both theoretical and practical aspects discussed during the course.</p> <p>Maximum exam evaluation – 8 points (each question will be evaluated separately with maximum 4 points each). The evaluation system is the following:</p> <p>4 points: excellent knowledge and abilities. The answers to the questions raise interesting and, possibly, original points, the student develops own thoughts on the relevant issues, the arguments are presented in a complete, clear, coherent and logic manner. The answers are well-structured and the arguments are easy to follow.</p> <p>3 points: from very good to good knowledge and abilities. The exam questions are fully answered and the arguments provided are clear and persuasive.</p> <p>2 points: from good to average knowledge and abilities. The arguments provided in the answers show a good level of knowledge of the student, but the arguments are incomplete, not clearly structured, some relevant points are missing in the answer or are imprecise or incomplete.</p> <p>1 point: knowledge and abilities are below average, but they still meet minimum requirements. The answers to the questions consist of basic ideas, the arguments are mentioned, but not developed, major mistakes as regards the legal assessment are present.</p> <p>0 points: failure to meet minimum requirements. The answers to the questions miss the point or are completely underdeveloped.</p>
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Author	Year of publication	Title	Issue of periodical or volume of publication	Publishing place and house or web link
Compulsory reading				
Jones/Sufrin/Dunne	2019	Jones and Sufrin's EU Competition Law: Text, Cases, and Materials	7 th edition	Oxford: Oxford University Press
Whish/Bailey	2018	Competition Law	9 th ed.	Oxford, Oxford University Press
Recommended reading				
Surblytė, G.	2017	Data-Driven Economy and Artificial Intelligence: Emerging Competition Law Issues?	Vol. 67, Issue 3	Wirtschaft und Wettbewerb (WuW)
Ezrachi/Stucke	2016	Virtual Competition: The Promise and Perils of the Algorithm-Driven Economy		Cambridge, Massachusetts: Harvard University Press
Heinemann/Gebicka	2016	Can Computers Form Cartels? About the Need for European Institutions to Revise the Concertation Doctrine in the Information Age	Vol. 7, No. 7	Journal of European Competition Law & Practice
Surblytė, G. (Ed.)	2015	Competition on the Internet	MPI Studies on Intellectual Property and Competition Law, Vol. 23	Berlin/Heidelberg: Springer
Surblytė, G.	2015	Competition Law at the Crossroads in the Digital Economy: is it all about Google?	Vol. 4, Issue 5	Journal for European Consumer and Market Law (EuCML) (also available as: Max Planck Institute for Innovation & Competition)

				Research Paper No. 15-13 (December 7, 2015) at: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2701847)
Surblytè, G.	2011	The Refusal to Disclose Trade Secrets as an Abuse of Market Dominance – <i>Microsoft</i> and Beyond	Munich Series on European and International Competition Law, Vol. 28	Berne: Stämpfli
Noonan Ch. J.	2008	The Emerging Principles of International Competition Law		Oxford: Oxford University Press
Rochet/Tirole	2003	Platform Competition in Two-Sided Markets	Vol. 1, Issue 4	Journal of the European Economic Association