Public International Law and the Law of the European Union

**Language of Instruction:** English  
**Professor/s:** John Palmer and Mireia Artigot i Golobardes  
**Professor’s contact email and office hours:**  
- [jrpalmer@princeton.edu](mailto:jrpalmer@princeton.edu)  
- [mireia.artigot@upf.edu](mailto:mireia.artigot@upf.edu); office hours to be announced.  
**Course Contact Hours:** 45  
**Recommended Credit:** 6 UPF credits-5 ECTS credits  
**Course Prerequisites:** None  
**Course Language Requirements:** None

**Course Description**

This course will provide a basic overview of supranational law from a European perspective. It will first introduce students to the broad topic of public international law using cases and issues drawn largely from the European context. This part of the course will include readings on the theory and origins of international law, and specific examples illustrating the process of making and interpreting treaties and customary international law, the creation and dissolution of states, and the functioning of key international organizations. The course will then shift to discuss the law of the European Union. This will include the history of European integration from legal, institutional and economic perspectives, the basic structure and institutions of the EU today, and the EU's current and future challenges. Finally, the course will examine the interplay between public international law and EU law through student projects.

The course will assume that students have some basic knowledge of European history and politics, but it will not assume a background in law.

**Learning Objectives**

Students will gain an understanding of the ways in which law is made and interpreted between states, as well as the ways in which this law is discussed and debated in academic and professional settings. They will become familiar with some of the key issues surrounding international and EU law in Europe. They will also acquire the tools necessary to explore international law more broadly in the future.

**Course Workload**

Students will be given weekly reading assignments, and are expected to come to class prepared to discuss them. There will also be a writing project and a final examination.

**Methods of Instruction**

The course will consist of interactive lectures.
Grading Method

Final exam: 50% (comprehensive)
Class participation: 10%
Paper: 40%

Absence Policy:

- Attendance to class is mandatory. Missing classes will impact on the student’s grade as follows:

<table>
<thead>
<tr>
<th>Absences</th>
<th>Impact on Final Grade</th>
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<tbody>
<tr>
<td>2 absences</td>
<td>No penalization</td>
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<tr>
<td>3 absences</td>
<td>-1 point out of final grade (on a 10 scale)</td>
</tr>
<tr>
<td>4 absences</td>
<td>-2 points out of final grade (on a 10 scale)</td>
</tr>
<tr>
<td>5 absences or more</td>
<td>The student receives an INCOMPLETE for the course.</td>
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- The UPF Study Abroad program attendance policy does not distinguish between justified or unjustified absences. The student is responsible to manage his/her absences around the two non-penalizing ones.
- Emergency situations (hospitalization, family emergency...) will be analyzed on a case by case basis by the Academic Director of the Program.

Classroom Norms:

- No food or drink is permitted in the classrooms.
- Students will have a ten-minute break during each hour session.

Weekly Schedule

PART I
Public International Law
(Prof. John Palmer)

WEEK 1
Theory and Origins of Public International Law

Reading Assignment:


**WEEK 2**

**MAKING AND INTERPRETING PUBLIC INTERNATIONAL LAW: TREATIES**

*Reading Assignment:*


**WEEK 3**

**MAKING AND INTERPRETING PUBLIC INTERNATIONAL LAW: CUSTOM**

*Reading Assignment:*


**WEEK 4**

**PARTICIPANTS IN INTERNATIONAL LAW: STATE FORMATION AND STATE SUCCESSION**

*Reading Assignment:*


*Accordance with international law of the unilateral declaration of independence in respect of Kosovo, ICJ, July 22, 2010, pp. 19-44.*

**WEEK 5**

**PARTICIPANTS IN INTERNATIONAL LAW: INTERNATIONAL ORGANIZATIONS**

*Reading Assignment:*


**WEEK 6**

**PUBLIC INTERNATIONAL LAW IN PRACTICE: FORCED MIGRATION AND INTERNATIONAL PROTECTION IN EUROPE**

*Reading Assignment:*

Convention Relating to the Status of Refugees.


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**PART II**

**European Union Law**

(Prof. Mireia Artigot i Golobardes)

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**WEEK 7**

**A LONG EUROPEAN JOURNEY OF INTEGRATION: FROM THE TREATY OF ROME TO THE PRESENT**

*Reading Assignment:*

Chapters 4,5,7,8,9,10,11,12,13 – pages 45-67 and 79-144

Stephen George and Ian Bache, *Politics in the European Union*

Consolidated versions of the Treaty on European Union and the Treaty on the Functioning of the European Union


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**EUROPEAN INSTITUTIONS AND THEIR ROLES**

*Reading Assignment:*

Part II The policy-marking institutions, chapters 2,3,4 and 5, pages 23-101


Chapter 11, Hussein Kassim, *The institutions of the European Union* (pages 168-199)


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**WEEK 8**

**MAKING, INTERPRETING, AND ENFORCING EU LAW**

*Reading Assignment:*

Paul Craig, *The Ecj, National Courts And The Supremacy Of Community Law*, Oxford

Vlad Perju, *Reason And Authority In The European Court Of Justice*
Cases:


Week 9
Economic and Monetary Integration: Market Integration, Monetary Policy and Competition Law

Reading Assignment:

Chapter 1 (pages 24-45) and 3 (pages 56-70)

Chapter 16 – European macroeconomic governance pages 329-351

Michael Klein, European monetary policy

Chapter 2 (pages 32-55)

Week 10
The First Crisis with the Euro: Current Challenges. Towards a Common Fiscal Policy?

Reading Assignment:

Charles W. Calomiris, The Collapse Of The European Monetary Union

Marmotte, What fiscal policy for Europe?

Chapter 15 (pages 236-250) and Chapter 18 (pages 275-291)

PART III
Discussion of Student Projects
(Profs. John Palmer and Mireia Artigot i Golobardes)

WEEK 11
DISCUSSION OF STUDENT PROJECTS
Students will be grouped according to their paper topics, and each group will give a presentation which the class as a whole will then discuss.

Reading Assignment: Each student will be responsible for reading the other papers within his or her topic group and will also be assigned a paper from one of the other topic groups.

Last revision: September 2010

REQUIRED READINGS:
Course reading pack prepared by the professors and scheduled according to the syllabus.