



MEDITERRANEAN UNIVERSITY PODGORICA

FACULTY OF LAW

SUBJECT LIST

MASTER STUDIES

**INFORMATION FOR STUDENTS ABOUT THE WORK PLAN
FACULTY OF LAW – PODGORICA**

I year Study program: Master studies - European law				
Course title:	JUDICIAL PROTECTION IN THE EU			
Course code:	<i>Status of cases</i>	<i>Semester</i>	<i>Number of loan ECTS</i>	<i>Fond hours</i>
	REQUIRED	II	8	4P+2V

Study programs for which it is organized: Academic master studies of the FACULTY OF LAW

Conditionality to other subjects: none

Aim of the course: To enable students to gain: basic knowledge of the nature of European Union law and the principles of direct action and supremacy of EU law in relation to the national rights of member states; to get acquainted with the organizational structure of the Court of Justice of the EU and its position and role in the EU legal system; to understand what procedural remedies are available to natural and legal persons in order to protect their rights based on European Union law and to study these remedies in detail in the following order: action for annulment, action for omission, procedure for deciding on a previous issue, complaint of illegality and lawsuit for damages.

Learning outcomes: After successfully completing the course the student will be able to: recall the internal organization and functioning of the Court of Justice of the EU; understand the reasons and manner of including national courts in the judicial composition of the European Union; discuss the role of courts in creating rights; - describe the basic working methods of the European Court of Justice; recognize the jurisdiction of the EU Court of Justice and explain the relationship between different procedures; describe the purpose of the proceedings against the Member State and identify its weaknesses, in particular with regard to the protection of the rights of individuals; describe the purpose and organization of judicial supervision in the EU and the constitutional problems related to judicial supervision; describe the purpose of the pre-litigation procedure and how this procedure has been adapted in case law - to understand the relationship between the EU Court of Justice and other EU institutions; be able to read the decisions of the Court of Justice of the EU taking into account its role in the development of legal rules; be able to decide when and how to use certain proceedings before the EU Court of Justice in terms of application; choose appropriate legal avenues for judicial protection - outline the request to be sent to the EU Court of Justice;

Professor: Prof. dr Miloš Vukčević
Associate: mr Sanja Živković

Method of teaching and mastering the material: Lectures, exercises, consultations, practical classes.

Work plan by week:

Preparatory weeks

Week for classes, colloquia and final exam:

- I. The concept, nature and characteristics of European Union law;
- II. Principle of direct effect of European Union law
- III. Supremacy (supremacy) of the law of the European Union in relation to the national rights of the member states;
- IV. The position and role of the Court of Justice of the European Union in the legal system of the European Union;
- V. PRACTICAL CLASSES: Analysis of cases from the case law of the Court of Justice of the EU;
- VI. I COLLOQUIUM; Possibilities of initiating a dispute before the Court of Justice of the EU by natural and legal persons;
- VII. Action for annulment, PRACTICAL CLASSES: Solving hypothetical cases;
- VIII. A lawsuit to establish a leak;
- IX. The concept and purpose of the procedure for deciding on a preliminary issue (Preliminary procedure);
- X. Free Week
- XI. SECOND Colloquium; Course and organization of the Preliminary Procedure;
- XII. PRACTICAL CLASSES: Analysis of cases before the Court of Justice of the EU and national courts of EU member states;

XIII.	Objection of illegality;
XIV.	Claim for damages;
XV.	National courts as European courts - Cooperation between the Court of Justice and national courts;
XVI.	Final Exam
XVII.	Final Week - certification of the semester, registration of grades
XVIII-XIX	Sundays for additional classes and remedial exams

STUDENT WORKLOAD

<u>Weekly</u>	<u>During the semester</u>
8 credits x 40/30 = 12 hours Structure: 4 hours lectures 2 hours exercises 3 hours independent work	Teaching and final exam: 8x16=128 hours Necessary preparation before the beginning of the semester (administration, enrollment, certification) 2x6=12 hours Total load: 8 x 30 = 240 hours Additional work for exam preparation in the correctional period and including taking a remedial exam from 0 do 72 hours (the remaining time from the first two items to the total load for subject) including consultation.
<u>Structure of workload:</u>	
128 hour (lectures) + 12 hour (preparation) + 72 hours (by work) =2126	

Napomena: Studenti su obavezni da pohađaju nastavu i prisustvuju vježbama

Literature:

Judicial Protection in the European union, Sixth edition, The Hague, London, New York, 2001; Lenaerts, K.: Procedural Law of the European union, Sweet&Maxwell, London, 2006. Miloš Vukčević, Judicial protection in the European Union, Pravni fakultet Univerziteta Mediteran, Podgorica 2015. godina; Schermers, H.G., Waelbroeck, D.F.:

Forms of knowledge assessment and grading:

- Colloquium - maximum 25 points;
- Tasks based on practical classes - maximum 25 points;
- Final exam- maximum 50 points;
- A student passes the exam if he accumulates at least 51 points cumulatively in all forms of knowledge testing, and the grade is determined according to the scheme below.

Name of the subject:		ORGANIZED CRIME AND TERRORISM		
Item code	Status of the subject	Semester	Number of ECTS credits	Fund of hours
	OBLIGATORY	I	7	2P+2V
Study programs for which it is organized: Master's studies, Criminal Law study program				
Conditionality to other subjects: None				
Objectives of the subject: Considering that organized crime and terrorism as criminal phenomena have been studied within numerous sciences, primarily in the field of Criminal Law groups such as Criminal Law and International Criminal Law, Criminology, but are also related to sciences such as sociology, political science, etc., the goal of studying this subject is to unite the acquired knowledge, and acquire new ones, both from the aspect of theory and practice, both domestically and internationally. Also, the aim of this course is for students, in addition to the positive regulations in Montenegro, to get acquainted with the most important documents in this field at the regional and international level.				
Learning outcomes: After passing this exam, the student will be able to: <ul style="list-style-type: none"> - define and describe the institutes and concepts of fight against org. crime and terrorism; - distinguishes and understands the concepts and institutes of the general and special prevention against org. crime and terrorism ; - analyzes the factual description of events and determines the existence of elements of a certain Criminal offense and conditions for determining sanctions and other measures relating to the org. crime and terrorism; - analyzes of most important international convention and standards in the area of fight against org. crime and terrorism - recognize the conditions for the application of other institutes of international conventions and Criminal Law in practical examples, etc. 				
Name and surname of teachers and associates: teacher : Prof. dr Vesna Ratković;				

Teaching method and learning outcomes: Lectures, exercises, seminars, consultations and practical classes

COURSE CONTENT

<i>Preparatory week</i>	- Preparation and enrollment of the semester
I week	- Introduction to the course and giving basic information about the content curriculum
II	- Organ. crime and terrorism, concept, definitions and theoretical explanation, manifestations
III	- UN Convention against Transnational Crime
IV	- CoE Legal Convention against Corruption; CoE Civil Law Convention against Corruption
V	- EU policy in the fight against corruption –
VI	- I colloquium
VII	- Free Sunday
VIII	- Code of Criminal Procedure, Measures of secret surveillance
IX	- Judicial cooperation in criminal matters;
X	- Human trafficking; Fight against narcotics
XI	- Colloquium
XII	- Legal and organizational aspects of terrorist activity
XIII	- CC, criminal offenses related to terrorism - Prevention and suppression of terrorist financing
XIV	- Antiterrorism in the context of the fight against Crimea
XV	- Strategy for Prevention and Suppression of Terrorism
XVI	- NATO and Transnational Terrorism;
XVII	- Final Exam
XVIII-XXI week	- Additional classes and remedial exam
	- Final exam
	- Certification of the semester and registration of grades
	- Additional classes and remedial final exam

STUDENTS' WORKLOAD

Weekly	During the semester
7credits x 40/30 = 9 hours 20 min	Lectures and Final exam: (9 h, 20min) x 16 = 1249 hours 20 min
Structure:	Necessary preparation before the beginning of the semester (administration, enrollment, certification): 2 x (9 hours 20 min) = 18 hours 40 min
2 hours of lectures	Total workload for the course: 70 x 30 = 210 hours
2hour of exercises	Additional work for exam preparation in the remedial exam period,
3 hours 20 min of individual student work	

Student obligations during classes: Students are required to attend classes, take colloquia and the final exam

Literatura: Z. Stojanović- Commentary on the Criminal Code of Montenegro, Podgorica, 2010.
UN and CoE related conventions;
M. Bošković; Z. Skakavac, Organized crime, Prometej, Novi Sad; Z. Stojanović; D. Kolaric, Krivičnopravno suzbijanje kriminaliteta i terorizma, Beograd, 204 2009

Forms of knowledge assessment and grading:

Colloquium 45 points

Final exam 50 points

Seminar paper 5 points

The student receives a passing grade when he collects a certain number of points in the following ranges at the colloquium and final exam: Grade E (50-59), grade D (60-69), grade C (70-79), grade B (80-89), grade A (90-100). Colloquium, remedial colloquium, final exam and remedial final exam are taken in the form of an oral/written test.

Special notes for the course: A significant part of teaching activities in this course will be dedicated to practical teaching that will be realized through trial simulation, analysis of specific situations from