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| | UČNI NAČRT PREDMETA/COURSE SYLLABUS |
| Predmet | Pravo Evropske unije |
| Course title | Law of the European Union |

| Študijski program in stopnja Study programme and level | Študijska smer Study field | Letnik Academic year | Semester Semester |
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| Upravljanje in poslovanje 1 | Upravljanje in poslovanje | 3. | 5. |
| Business and Management 1 | Business and Management | 3 rd | 5 th |

Vrsta predmeta/Course type modularni/module

Univerzitetna koda predmeta/University course code

| Predavanja Lectures | Seminar Seminar | Sem. vaje Tutorial | Lab. vaje Laboratory work | Teren. vaje Field work | Samost. delo Individ. work | ECTS |
|-------------------------------|---------------------------|------------------------------|-------------------------------------|----------------------------------|--------------------------------------|-------------|
| 30 | | 30 | | | 90 | 6 |

Nosilec predmeta/Lecturer: izr. prof. dr. Franci Avsec

Jeziki/ Languages: **Predavanja/Lectures:** slovenski/Slovenian
Vaje/Tutorial: slovenski/Slovenian

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti: **Prerequisites:**

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| <ul style="list-style-type: none"> • Pogoj za vključitev v delo je vpis v 3. letnik študija. • Študent mora pred izpitom pripraviti in predstaviti projektno nalogo in oddati portfolio. | <ul style="list-style-type: none"> • The prerequisite for participation is enrolment in the third year of study. • Students should prepare and present their project papers before the examination and submit a portfolio. |
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Vsebina:

Content (Syllabus outline):

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| <ul style="list-style-type: none"> • <i>Zgodovina in razvoj evropskih skupnosti:</i> razvoj in cilji evropskih integracij (razmejitev pojmov, stopnje ekonomske integracije, integracijske ideje skozi čas od ustanovitve treh skupnosti do novih širitev, program ustanovitve notranjega trga leta in Enotni evropski akt, pogodba o Evropski uniji – PEU, Maastrichtski sporazumi, Amsterdamska pogodba, pogodba iz Nice, Lizbonska pogodba). • <i>Pravni viri:</i> pojem in oblike pravnih virov (pisani in nepisani pravni viri), primarni in sekundarni pravni viri, <i>acquis communautaire</i> kot pravni vir, obvezne sestavine pravnih aktov. | <ul style="list-style-type: none"> • <i>History and Development of the European Communities:</i> Development and objectives of European integration (definition of terms, degree of economic integration, integration ideas over time since the establishment of three Communities to further enlargements, the program for internal market and the Single European Act, the Treaty on European Union - TEU, Maastricht Treaty, the Amsterdam Treaty, the Treaty of Nice, the Lisbon Treaty). • <i>Sources of law:</i> concept and types of sources (written and unwritten sources of law), primary and secondary legal |
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| <ul style="list-style-type: none"> • <i>Razmerje med pravom EU in pravnimi redi držav članic:</i> avtonomnost prava EU, primarnost prava EU, neposredna uporabnost prava EU, pravna subjektiviteta Unije in delitev pristojnosti med EU in državami članicami. • <i>Temeljna načela prava EU:</i> temeljne pravice, subsidiarnost, sorazmernost, legitimnost, nediskriminatornost, transparentnost. • <i>Institucije in organi EU:</i> spojitevna pogodba (Merger Treaty), Komisija, Svet, Evropski svet, Evropski parlament, Sodišče Evropske unije, Računsko sodišče, druge institucije. • <i>Sodni nadzor (judicial review) v Evropski uniji:</i> postopki zaradi kršitve temeljnih pogodb, tožbe za razglasitev ničnosti akta, tožbe zaradi neukrepanja, tožbe na podlagi nepogodbene odškodninske odgovornosti, predhodno odločanje o vprašanih razlage Pogodb, veljavnosti ter razlage aktov. • <i>Štiri temeljne svoboščine:</i> prost pretok blaga, prost pretok kapitala, prosto gibanje ljudi, prosto ustanavljanje sedeža in opravljanje storitev. • <i>Konkurenčno pravo:</i> gospodarski in davčni vidik. • <i>Slovenija in EU:</i> razvoj, mednarodni položaj v Evropi, suverenost in položaj Slovenije. | <p>sources, <i>acquis communautaire</i> as a source of law, mandatory elements of legal acts.</p> <ul style="list-style-type: none"> • <i>Relationship between the EU law and legal systems of the Member States:</i> autonomy of the EU law, primacy and direct applicability of the EU law, the legal personality of the Union and the division of powers between the EU and Member States. • <i>Basic principles of the EU law:</i> fundamental rights, subsidiarity, proportionality, legitimacy, non-discrimination and transparency. • <i>EU institutions and bodies:</i> Merger Treaty, the Commission, the Council, the European Council, the European Parliament, the European Court of Justice, the Court of Auditors, other institutions. • <i>Judicial review in European Union:</i> Treaty infringement proceedings, actions for annulment, complaints for failure to act, actions for damages, preliminary rulings. • <i>The four fundamental freedoms:</i> free movement of goods, free movement of capital, free movement of persons, freedom of establishment and provision of services. • <i>Competition Law:</i> economic and tax aspects. • <i>Slovenia and EU:</i> development, the international situation in Europe, sovereignty and the position of Slovenia. |
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Temeljna literatura in viri/Readings:

Barnard, C. (2014). *The substantive law of the EU*. Oxford: Oxford University Press.
 Berry, E., Homewood, M. J., Bogusz, B. (2013). *European Union law*. Oxford: Oxford University Press.
 Ferčič, A., Hojnik, J., Tratnik, M. (2011). *Uvod v pravo Evropske unije*. Ljubljana: GV založba.
 Hartley, T. C. (2010). *The foundations of European Union law : an introduction to the constitutional and administrative law of the European Union*. New York: Oxford University Press.

Cilji in kompetence:

Učna enota prispeva predvsem k razvoju naslednjih splošnih in specifičnih kompetenc:

- poznavanje in razumevanje utemeljitve in zgodovine temeljnih disciplin s področja prava današnje EU,

Objectives and competences:

The learning unit mainly contributes to the development of the following general and specific competences:

- knowledge and understanding of the foundation and history of the main

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| <ul style="list-style-type: none"> • koherentno obvladovanje temeljnega znanja, pridobljenega pri predmetu, in sposobnost povezovanja znanja z različnih področij ter njegova uporaba in implementacija v prakso, • poznavanje in razumevanje procesov in stanj v poslovnem okolju s pravnega vidika in sposobnost za njihovo analizo, sintezo in predvidevanje rešitev ter njihovih posledic v skladu z uveljavljenimi pravnimi načeli in pravili, • usposobljenost za raziskovanje na področju upravljanja in poslovanja z upoštevanjem pravnega vidika Evropske unije ter razvoj kritične in samokritične presoje, • fleksibilna uporaba pridobljenega pravnega znanja v praksi, • sposobnost za reševanje konkretnih delovnih problemov s področja prava Evropske unije v upravljanju in poslovanju, • interdisciplinarno povezovanje pravnih vsebin z ostalimi področji upravljanja in poslovanja, • sposobnost pridobivanja, selekcije in evalvacije novih pravnih informacij in zmožnost ustrezne interpretacije na področju prava EU in ostalih disciplin programa Informatika v upravljanju in poslovanju, • sposobnost uporabe informacijsko-komunikacijske tehnologije in sistemov za pridobivanje podatkov in informacij za reševanje pravnih problemov (zakonodaja, javni registri ...), • upoštevanje poslovne morale in etike. | <p>disciplines in the field of the contemporary EU law,</p> <ul style="list-style-type: none"> • coherent management of fundamental knowledge gained in obligatory courses and the ability to link the knowledge of various fields and apply it in practice; • knowledge and understanding of processes and conditions in the business environment from a legal perspective and the ability to analyze, synthesize and forecast solutions and their consequences in accordance with the established legal principles and rules, • the capacity for research in the field of business and management, taking into account the legal point of view of the European Union, development of critical and self-critical assessment, • flexible use of the acquired legal knowledge in practice, • the ability to solve concrete problems in the field of the European Union law in the areas of business and management, • interdisciplinary integration of legal content with other spheres of government and business, • the ability to obtain, select and evaluate new legal information, the ability to interpret the relevant EU law and other disciplines in the study program Information technology in business and management, • the ability to use information and communications technologies and systems for data acquisition and information to solve legal problems (such as legislation, public registers ...) • compliance with business ethics and ethics. |
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Predvideni študijski rezultati:

Znanje in razumevanje:

Študent/Študentka pozna in razume:

- zgodovinski razvoj Evropske skupnosti;
- institucije Evropske unije s svojimi pristojnostmi, obveznostmi in pravicami;
- najpomembnejše pravne vire Evropske unije;
- posamezna področja prava Evropske unije (gospodarsko, obligacijsko, civilno, delovno, davčno itd.);
- razmerja med pravom EU in pravnimi redi držav članic;

Intended learning outcomes:

Knowledge and understanding:

Students know and understand:

- the historical development of EU;
- the EU institutions, including their competences, tasks and powers;
- the most important legal sources of the European Union;
- various legal branches of the EU law (commercial, obligation, civil, labour, tax law etc.);
- the relationship between the legal systems of Member States;

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| <ul style="list-style-type: none"> • temeljna načela prava EU; • institucije in organe EU; • sodni nadzor v Evropski skupnosti; • uporabnost in problematiko štirih temeljnih svoboščin; • konkurenčno pravo z gospodarskega in davčnega vidika; • pravna razmerja med Slovenijo in EU; • umeščenost svojega strokovnega področja v širše družbene, pravne in vrednostne kontekste ter z refleksijo oblikuje intelektualno aktiven in etičen odnos do okolja. | <ul style="list-style-type: none"> • basic principles of the EU law; • institutions and bodies of the EU; • judicial system in the EU; • the applicability of the four basic freedoms; • competition law from economic and tax aspect; • legal relationships between the Republic of Slovenia and EU; • the embedding of their technical area in a wider social, legal and value contexts and shaping, through the reflexion, an active and intellectually critical standpoint towards the environment. |
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Metode poučevanja in učenja:

Learning and teaching methods:

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| <ul style="list-style-type: none"> • <i>predavanja</i> z aktivno udeležbo študentov (razlaga, diskusija, vprašanja, primeri, reševanje problemov), • <i>projektna naloga</i>, • individualne in skupinske <i>konzultacije</i> (diskusija, dodatna razlaga, obravnava specifičnih vprašanj), • <i>oblikovanje portfolia in samostojni študij</i> (motiviranje, usmerjanje, samoopazovanje, samouravnavanje, refleksija, samoocenjevanje). | <ul style="list-style-type: none"> • <i>lectures</i> with active participation of students (explanation, discussion, questions, examples, problem solving); • <i>project paper</i>, • individual and group <i>consultations</i> (discussion, additional explanation, dealing with specific issues), • <i>creating portfolio and independent study</i> (motivation, guidance, self-observation, self-regulation, reflection, self-assessment). |
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Načini ocenjevanja:

Delež (v %)
Weight (in %)

Assessment:

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| <p>Način (pisni izpit, ustno spraševanje, naloge, projekt):</p> <ul style="list-style-type: none"> • pisni (ustni) izpit • seminarska naloga s predstavitevijo in zagovorom | <p>60</p> <p>40</p> | <p>Types (written examination, oral examination, coursework, project):</p> <ul style="list-style-type: none"> • written (oral) exam • seminar paper with presentation and defence |
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