

COMPARATIVE AND EUROPEAN ADMINISTRATIVE LAW Course requirements

Titleholder: **Dacian Cosmin Dragoș**, PhD, Professor

Staff: Dacian Cosmin Dragoș, Călin Ioan Rus, Sorin Lodoabă

E-mail: calin-ioan.rus@law.ubbcluj.ro, gheorghe-sorin.lodoaba@law.ubbcluj.ro, dragos@fspac.ro

Readings:

1. EU Charter, TEU, TFEU, Romanian Constitution, other laws indicated in courses/in class.
2. Panorama of Comparative Law – materials provided in class
3. Denisa Terhes, Administrative Law – an introduction, course material, UBB
4. C. S. Sararu, Administrative law in Romania, Adjuris 2019
5. RENEUAL model rules of administrative procedure
6. R. Serdeen, F. Stroink (eds) (2002): *Administrative Law of the European Union, its Member States and the United States*, Intersentia: Antwerp.
 - Chapters:
 - Administrative Law in France,
 - Administrative Law in Germany
 - Administrative Law in The Netherlands
 - Administrative Law in UK, Administrative Law in US
7. Alina Kaczorowska, EUROPEAN UNION LAW, Second Edition, Routledge 2011 / Robert Schutze, An Introduction to European Law, 2nd edition, Oxford University Press, 2017 (corresponding chapters) / Paul Craig (editor), Gráinne de Búrca (editor), The Evolution of EU Law, Oxford University Press, 2021 (corresponding chapters).
 - Chapters:
 - The institutional framework of the EU
 - Sources of EU Law
 - Direct applicability of EU Law
 - Direct effect of EU Law
 - Supremacy of EU Law
 - Liability of a Member State for damage caused to individuals by an infringement of EU Law
 - An introduction to the internal market of the EU
 - Citizenship of the EU
 - Free movement of workers 659
 - The right of establishment (Articles 43–48 TFEU) and the right to supply and receive services (Articles 49–55 TFEU)
 - Exceptions to the free movement of persons

OR corresponding chapters from **Robert Schutze, An Introduction to European Law, ediția a 2-a, Oxford University Press, 2017** OR corresponding chapters from **Paul Craig (editor), Gráinne de Búrca (editor), The Evolution of EU Law, Oxford University Press, 2021.**
8. Comparative NGO law – different materials provided in class
9. Other materials accessible on the course's Google Drive and or specifically indicated through email/in class: <https://drive.google.com/drive/folders/1ljNwwjJd1Qs8Hg1GD6PM010KkqInmGF1?usp=sharing>

Themes:

Law & Comparative law - general overview

The institutional framework of the EU and EU mechanisms

Sources of EU Law, Direct applicability of EU Law, Direct effect of EU Law, Supremacy of EU Law

Liability of a Member State for damage caused to individuals by an infringement of EU Law

An introduction to the internal market of the EU, Citizenship of the EU

Free movement of workers, The right of establishment (Articles 43–48 TFEU) and the right to supply and receive services (Articles 49–55 TFEU), Exceptions to the free movement of persons

Administrative law in Romania – overview

Key systems of administrative law: France, Germany, Netherlands, UK, US

Administrative procedure – a possible EU model

Comparative NGO law

Additional materials/themes can be provided in class or by e-mail/posted on Google Drive.

Evaluation (including re-examination):

1 point *ex officio*

Mid-term exam (partial exam on **April 17th 2025**) – up to 3 points (multiple-choice exam +/- questions with written short answer text)

Final exam – up to 5 points, oral exam

General activity – more points, depending on each student's contribution, including homework, presentations etc. (e.g., around 2 points for a student that has a good contribution in each of the course lectures)

Note: *The rules of the University regarding plagiarism and participation to courses will be duly observed and enforced*