

Transilvania University of Brașov, Romania

Study program: European Legislation and Judicial Careers

Syllabus for ERASMUS + students

Faculty of Law

Study period: 2 years (master)

1st YEAR

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Institutions of Civil Law	CIVIL1	Romanian	6	2	2		

Course description (Syllabus): The notion, regulation and classification of civil legal acts. Capacity of legal entities of private law; Nullity of the civil legal act; The effects of the civil legal act; Modalities of ownership; Acquiring and defending the property right; Sources of obligations; Translatable civil rights contracts; Matrimonial regimes; Liberties: the donation contract and the will; The legal regime of the main testamentary provisions; Limits of inheritance right.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Institutions of Criminal Law	PENAL1	Romanian	6	2	2		

Course description (Syllabus): Criminal law and its limits of application; Principal punishments. Accessory penalties. Complementary punishments; Safety measures. Minority. Criminal liability of the legal person; Causes that remove criminal liability. Causes that remove or change the execution of the punishment. Causes that remove the consequences of the conviction; Crimes against the person and property; Crimes against justice; Crimes against public safety; Crimes affecting social life relations; ECHR case law.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Institutions of Civil Proceeding Law	PRCIV1	Romanian	6	2	2		

Course description (Syllabus): Free access to justice in the light of the fundamental principles covered by the New Civil Procedure Code; The active role of the judge in the civil process and its limits; Regulatory requirements for the right to a fair trial; Theoretical and practical aspects regarding the determination of competence according to the value of the object of the court application; Procedural Incidents Regarding Court Competence; The legal status of the nullity of procedural acts in the current civil procedural law; On civil procedure acts. Defenses in the civil process; The appeal system in the light of the new regulation.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Institutions of Criminal Proceeding Law	PRPENAL1	Romanian	6	2	2		

Course description (Syllabus): Principles and limits of the application of criminal procedural law, Criminal proceedings and civil action in criminal proceedings; Participants in the criminal trial; Preventive measures and other procedural measures; Procedural acts; Criminal Investigation; Preliminary Chamber; Judgment in first instance; Ordinary ways of attack; Outstanding ways to attack; Special Procedures; Execution of criminal decisions.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Comparative European Constitutional Law	COEUC01	Romanian	6	2	2		

Course description (Syllabus): General theory of comparative law - science and method of study; The scientific foundations of constitutional law; General theory of the constitution; The institutional system of the European Union; The constitutional system of states such as: the United Kingdom of Great Britain and Northern Ireland, the USA, France, the Federal Republic of Germany, as well as other member states of the European Union.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Intellectual Property Rights and the European Patent	BREVET2	Romanian	5	2	1		

Course description (Syllabus): General considerations on intellectual creation; Copyright; Managing and protecting copyright; Industrial Property Rights; Inventions - the subject of inventor's right; The subjects of legal protection of inventions; Protection of Inventions; Rights and obligations regarding inventions; The European patent; Other objects of industrial property protection; Special contracts in the field of industrial property.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
European Protection of Human Rights	PEDO2	Romanian	5	2	2		

Course description (Syllabus): Protection of human rights. Institutions and content; Human rights in public international law and European law; European Convention on Human Rights; The European Charter of Human Rights, European systems for the protection of human rights; The judicial procedure for the European protection of human rights; Relationship between the Universal Declaration of Human Rights, the European Convention on Human Rights and the European Charter of Human Rights; Other systems for the protection of human rights; Sanctions; ECHR case law. Cases against Romania.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Academic Ethics and Integrity	ETICA2	Romanian	5	2	1		

Course description (Syllabus): Introductory aspects regarding the ethics of the legal professions. Introductory aspects regarding academic integrity. Romanian, European and international legal norms regarding the ethics of legal professions and academic integrity. The values of professional ethics and their analysis. Specific aspects of writing scientific papers in the field of law. Use of specialized legal language to explain and interpret the concepts and theories specific to the field of law. Making the correct and argued selection among several solutions that can be given to a factual situation, from the legal and moral perspective. Good reputation of the person. Relationship with the press. Independence. Legal statute of judge, prosecutor and lawyer. Particular ethical aspects for the teacher and researcher. Problems of professional ethics and deontology solved by the competent bodies of the legal professions. Particular aspects of ethics in academic writing. Particular aspects of student's ethics.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Transfer of Proceedings in Criminal Matters	TRANSFER2	Romanian	5	2	2		

Course description (Syllabus): The European Convention on the Transfer of Proceedings in Criminal Matters; Tracking competence; Trace Request; Transfer procedure; Effects of the request for prosecution in the requesting State; Effects of the prosecution application in the Requested State; Provisional measures in the Requested State; The plurality of criminal proceedings; Request for transfer of criminal proceedings. Procedure and submission of the application; Effects of transfer; Taking over of the prosecution or criminal proceedings; Provisions for the implementation of the Convention of 19 June 1990 implementing the Schengen Agreement of 14 June 1985. Application of the principle of non bis in idem.

2nd YEAR

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
European Business Law	ÎNTREPRIN3	Romanian	8	2	2		

Course description (Syllabus): General aspects of European Law. EU Treaties. The concept of European business law. European enterprise law. Directives and regulations. Subjects of European business law. Corporate structures. Natural persons and associations of natural persons. Advertising of acts issued by companies, at European and national level. The meanings of the publicity obligation and the sanction of its violation. European regulation of joint stock companies. Constitution, invalidity. Modification of the articles of incorporation of the joint stock company. Capital adequacy. Merger and division. Establishment, organization and functioning of the European Society (ES). Establishment, organization and functioning of European Economic Interest Groups (EEIG). Establishment, organization and functioning of European Cooperative Companies (ECC). Cross-border procedures - merger and insolvency. Moving the headquarters of an ES. Administration of companies. Alternative systems of European and national law. Shareholding democracy. Shareholders' rights and their protection. Majority and minority abuse. The legal regime of the unipersonal society in European law. Principles of corporate governance.

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
The dynamics of obligations in European law	EUOBLIG3	Romanian	7	2	2		

Course description (Syllabus): Important European codifications in contract law ; European Code of Obligations ; UNIDROIT Convention on Contracts ; Influence of the Convention on Romanian private law ; Other sources of comparative law on obligations

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Proceedings before the Court of Justice of the European Union	PROCEDURI3	Romanian	8	2	2		

Course description (Syllabus): Judicial systems. EU judicial bodies ; The institutional role of the CJEU ; The General Court and its institutional role ; Proceedings before the General Court ; Written proceedings before the CJEU ; Oral proceedings before the CJEU ; Preliminary rulings ; The status of European judges ; Actions before the CJEU ; Specific procedures - reasoned order ; Accelerated procedure. Provisional measures ; Judicial systems in Member States ; Mediation in the EU and in Member States

Course title	Code	language of instruction	No. of credits	Number of hours per week			
				course	seminar	laboratory	project
Instruments and institutions in European environmental law	IMEDIU3	Romanian	7	2	2		

Course description (Syllabus): Principles and concepts of environmental law at European and international level; emergence and evolution; European action programs (EAPs); General environmental policies and their implementation; European policies, strategies, and regulations aimed at water protection; European policies, strategies, and regulations concerning soil and biodiversity protection; European policies, strategies, and regulations concerning air protection; European policies, strategies, and regulations concerning atmospheric protection and climate change; European environmental institutions; CJEU case law in the field; Aspects of harmonizing national environmental legislation with EU legislation