

Faculty of Law / BUSINESS LAW / EU LAW OF INTERNAL MARKET

Course:	EU LAW OF INTERNAL MARKET			
Course ID	Course status	Semester	ECTS credits	Lessons (Lessons+Exercises+Laboratory)
12624	Mandatory	2	8	4+1+0
Programs	BUSINESS LAW			
Prerequisites	/			
Aims	At the end of the course, the student should be equipped to understand the key principles of economic integration among the member states of the European Union. This includes comprehension of the unique regulatory framework of the European Unions internal market established by the founding treaties of the European Union, secondary sources of European Union law (regulations directly applicable in the member states of the European Union and directives subject to transposition), and the jurisprudence of the Court of Justice of the European Union. The student should be able to recognize and apply, in specific examples or cases, the fundamental rules and specific legal standards based on which the four fundamental freedoms are realized within the internal market: the freedom of movement of people, goods, services, and capital.			
Learning outcomes	At the end of the course, the student should be equipped to understand the key principles of economic integration among the member states of the European Union. This includes comprehension of the unique regulatory framework of the European Unions internal market established by the founding treaties of the European Union, secondary sources of European Union law (regulations directly applicable in the member states of the European Union and directives subject to transposition), and the jurisprudence of the Court of Justice of the European Union. The student should be able to recognize and apply, in specific examples or cases, the fundamental rules and specific legal standards based on which the four fundamental freedoms are realized within the internal market: the freedom of movement of people, goods, services, and capital.			
Lecturer / Teaching assistant	Prof. dr Vladimir Savković, dr Sanja Grbović			
Methodology	Teaching methods include lectures by teachers and experts from practice, discussions, research, written projects or seminars, and individual assignments and activities.			
Plan and program of work				
Preparing week	Preparation and registration of the semester			
I week lectures	Familiarization with the subject that will be studied during the semester, basic methods of teaching and examination processes. Presentation of mutual expectations in the teacher-student relationship; Concept and sources of law in the internal market of the European Union; Basic principles of union law in the function of protection (the four freedoms of movement within the internal market)			
I week exercises				
II week lectures	Beginnings and development of the European Union and the internal market from the European Coal and Steel Community to the Lisbon Treaty; The internal market of the European Union – establishment, constitutional definition, and basic principles; Harmonization of national regulations; Union citizenship: concept and institutional framework; Directive on the rights of European Union citizens (V. Savković, Internal Market Law, pp. 21 – 33; Z. Meškić, D. Samardžić, EU Law, pp. 257 – 269).			
II week exercises				
III week lectures	The internal market – Positive and negative integration; Common system of basic freedoms within the internal market of the European Union: number of freedoms, division, scope of application; obligations bearers – addressees. (Z. Meškić, D. Samardžić, EU Law, pp. 289 – 315; Presentation)			
III week exercises				
IV week lectures	Freedom of movement of goods within the internal market – scope of application: customs union, quantitative and equivalent restrictions, Dassonville formula, and beyond; allowed limitations (Z. Meškić, D. Samardžić, EU Law, pp. 316 – 336; Presentation)			
IV week exercises				
V week lectures	I Colloquium – Material of the I, II, III, and IV week			
V week exercises				
VI week lectures	Freedom of movement of workers (labor force) within the internal market: Scope of application; Concept of workers in EU law; Scope of protection; Allowed restrictions (Z. Meškić, D. Samardžić, EU Law, pp. 336 – 353; Presentation)			

VI week exercises	
VII week lectures	Freedom of establishment (business freedom) (One or two freedoms – difference compared to the freedom to provide services?; Ratione territoriae and ratione personae jurisdiction: individuals and legal entities as bearers of the freedom of establishment; Primary and secondary business establishment; prohibition of restrictions and permitted exceptions); (Z. Meškić, D. Samardžić, EU Law, pp. 353 – 367; Presentation)
VII week exercises	
VIII week lectures	Freedom to provide services within the internal market: Concept of service; passive and negative freedom to provide services; prohibition of restrictions and permitted exceptions) (Z. Meškić, D. Samardžić, EU Law, pp. 367 – 374; Presentation)
VIII week exercises	
IX week lectures	II Colloquium – Material VI, VII, and VIII weeks
IX week exercises	
X week lectures	Presentations according to the schedule of (group) seminar papers - thematic categories of cases of the Court of Justice of the European Union and discussions. Horizontal direct effect of basic freedoms within the internal market and its alternatives (expanded vertical effect): Principle of direct (horizontal and vertical) effect of EU law; Private law subjects as obliged to apply freedom of movement of workers, freedom of establishment, and freedom to provide services; Expanded vertical effect of freedom of movement of goods as an alternative to horizontal direct effect; Case Fra.bo. (V. Savković, Internal Market Law EU - private law aspects, pp. 35 – 49, 102 – 143, and 165 – 190; Presentation)
X week exercises	
XI week lectures	Day off
XI week exercises	
XII week lectures	Presentations according to the schedule of (group) seminar papers - thematic categories of cases of the Court of Justice of the European Union and discussions.
XII week exercises	
XIII week lectures	Freedom of movement of capital and freedom of payment transactions: Concept, sources, basic concepts, and scope of application; Special rights – "golden shares" as a path to the horizontal direct effect of freedom of movement of capital? (V. Savković, Internal Market Law EU - private law aspects, pp. 191 – 213, Z. Meškić, D. Samardžić, EU Law, pp. 374 – 381; Presentation)
XIII week exercises	
XIV week lectures	Presentations according to the schedule of (group) seminar papers - thematic categories of cases of the Court of Justice of the European Union and discussions.
XIV week exercises	
XV week lectures	Make-up exams for the I and II Colloquium.
XV week exercises	
Student workload	
Per week	Per semester
8 credits x 40/30=10 hours and 40 mins 4 sat(a) theoretical classes 0 sat(a) practical classes 1 excercises 5 hour(s) i 40 mins of independent work, including consultations	Classes and final exam: 10 hour(s) i 40 mins x 16 =170 hour(s) i 40 mins Necessary preparation before the beginning of the semester (administration, registration, certification): 10 hour(s) i 40 mins x 2 =21 hour(s) i 20 mins Total workload for the subject: 8 x 30=240 hour(s) Additional work for exam preparation in the preparing exam period, including taking the remedial exam from 0 to 30 hours (remaining time from the first two items to the total load for the item) 48 hour(s) i 0 mins Workload structure: 170 hour(s) i 40 mins (courses), 21 hour(s) i 20 mins (preparation), 48 hour(s) i 0 mins (additional work)
Student obligations	Students are required to attend classes, participate in debates, and take tests. Students preparing seminar papers publicly defend their work, while other students participate in a debate following the presentation of the paper.
Consultations	After the lecture
Literature	Vladimir Savković, Law of the European Union Internal Market – Private Law

		Aspects, Podgorica, 2019 (chapters according to the curriculum). Zlatan Meškić, Darko Samardžić, European Union Law I, Sarajevo, 2012 (chapters according to the curriculum). Treaty on the Functioning of the European Union – TFEU (primarily: articles 28 – 66). Official presentations from lectures (available on the website: https://www.mleuim.ucg.ac.me).				
Examination methods		Evaluation is based on: First colloquium - up to 25 points Second colloquium - up to 25 points Seminar paper/Analysis (categories) of cases from the Court of Justice of the EU - up to 30 points (attendance in the sessions where other students present their seminar papers is mandatory for all other students who have submitted seminar papers and it is a condition that they defend them themselves) Final exam - up to 20 points. A passing grade is achieved if a cumulative total of at least 50 points is obtained.				
Special remarks						
Comment						
Grade:	F	E	D	C	B	A
Number of points	less than 50 points	greater than or equal to 50 points and less than 60 points	greater than or equal to 60 points and less than 70 points	greater than or equal to 70 points and less than 80 points	greater than or equal to 80 points and less than 90 points	greater than or equal to 90 points