Strada Transilvaniei, nr. 6, sector 1, București, ROMÂNIA
E-mail: fsi@unibuc.ro | Website: fsi.unibuc.ro

DISCIPLINE SHEET
Academic year 2025-2026

1. About the program

1.1 Higher education institution	University of Bucharest
1.2 Faculty	Faculty of Interdisciplinary Studies
1.3 Department	Interdisciplinary School of Doctoral Studies – ISDS-UB
1.4 Field of study	-
1.5 Study cycle	Doctorate
1.6 Study program / Qualification	***Broad Interdisciplinarity/ Mind, Language and Cognition***

2. About the discipline

2.1 Name of the discipline				***Legal and Judicial System of the European Union***			
2.2 Holder of the course				**Prof. Elena-Simina TĂNĂSESCU**			
2.3 Holder of the seminar				**Prof. Elena-Simina TĂNĂSESCU**			
2.4 Study year	I	2.5 Semester	2	2.6 Evaluation type	V	2.7 Discipline regime	

3. Total estimated time

3.1 Number of weekly hours	3	3.2 out of which course:	2	3.3 seminar/laboratory	1
3.4 Total hours in the curriculum	42	3.5 out of which course:	28	3.6 seminar/laboratory	14
Distribution of time:					**hours**
Study according to the textbook, course material, bibliography and notes					60
Additional documentation in the library, on specialized electronic platforms and in the field					60
Preparation of seminars/laboratory, assignments, papers, portfolios and essays					60
Tutoring					1
Examinations					2
Others……					

3.7. Total hours of individual study	**183**
3.8. Total hours per semester	**225**
3.9. Number of credits	**9**

4. Preconditions (where applicable)

4.1 curriculum	-
4.2 skills	-

5. Conditions (where applicable)

5.1 course delivery	Room with multimedia equipment (video projector, smart board)
5.2 conducting the seminar/laboratory	Room with multimedia equipment (video projector, smart board)

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6. Learning outcomes

Knowledge	LO1. Demonstrate a wide-ranging and in-depth understanding of the legal research field, alongside precise, contemporary expertise in a particular area of expertise. LO2. Demonstrate broad relevant knowledge in related areas of research that are connected to the main chosen research field.
Skills	LO1. Demonstrate the capacity to critically evaluate established legal doctrines, identify inherent inconsistencies, and formulate innovative approaches that contribute to collective assessments.
Responsibility and autonomy	LO1. Demonstrate ability to learn, adapt and work in varied interdisciplinary and multi-national environments to analyse findings and perspectives found in other disciplines that contribute to greater understanding in their field.

7. Contents

8.1 Course	Methods	Observations
The composite and autonomous structure of the European Union's normative framework. The autonomy of the EU legal order.	Lecture, explanation, conversation (interactive presentation)	2 hours
Power-sharing in the European Union: • Power-sharing between member states and the EU. • Power-sharing between EU institutions.	Lecture, explanation, conversation (interactive presentation)	4 hours
Analysis of legal sources • Primary law • Secondary law • New typology under the Lisbon Treaty.	Lecture, explanation, conversation (interactive presentation)	8 hours
Case-law development of the general principles of EU Law. Constitutionalization of European Union law.	Lecture, explanation, conversation (interactive presentation)	4 hours
Primacy of EU law • Consequences on the legal systems of Member States. • Consequences on the Constitutions of Member States.	Lecture, explanation, conversation (interactive presentation)	4 hours
Judicial review of compliance with EU law.	Lecture, explanation, conversation (interactive presentation)	4 hours
The principle of loyalty (or sincere cooperation) and the uniform application of EU law.	Lecture, explanation, conversation (interactive presentation)	2 hours

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References:

MANDATORY :

H.-J.Blanke, S.Mangiameli (ed.), *The European Union after Lisbon, Constitutional Basis, Economic Order and External Action*, Springer, 2011

***, *The Court of Justice and the Construction of Europe, Analyses and Perpectives on Sixty Years of Case Law*, Springer, 2013

C. Barnard, S. Peers (ed), *European Union Law,* Oxford University Press, 2014

P. Craig, G. de Burca, *EU Law:Texts, Cases and Materials*, Oxford University Press, 2022

CJCE: **C-6/64**, Costa c. Enel; **C-11/70**, Internationale Handelsgesellschaft c. Einfuhr und Vorrutsstelle fur Getride; **C-35/76**, Simmenthal SpA c. Ministero delle Finanze dello Stato, (Simmenthal I); **C-106/77**, Amministrazione delle Finanze dello Stato c. Simmenthal SpA (Simmenthal II); **C-213/89**, The Queen c. Secretary of State for Transport ex parte Factortame Ltd. and others, (Factortame I); **C-6/90 şi 9/90**, Andrea Francovich şi Danila Bonifaci c. Italia; **C-224/01**, Kobler c. Austria; **C-36/02**, Omega Spielhallen und Automatenaufstellungs-GmbH v. Oberbürgermeisterin der Bundesstadt Bonn;

CJUE: **C-584/10 P, C-593/10 P și C. 595/10 P**, Yassin Abdullah Kadi (Kadi II); **C-399/11**, Stefano Melloni v. Ministerio Fiscal; **C-62/14**, Peter Gauweiler, Bruno Bandulet și alții, Roman Huber și alții, Johann Heinrich von Stein și alții, Fraktion DIE LINKE im Deutschen Bundestag v. Deutscher Bundestag; **C-105/14**, Taricco; **C-69/14**, Târşia; **C-42/17**, M.A.S. and M.B (Tarrico bis); **C-216/18** PPU, Minister for Justice and Equality; **C-619/18**, Commission v. Poland; **C-192/18**, Commission v. Poland; **C-824/18**, A.B. and others, **C-487/19** W.Ż., **C-508/19** Prokurator Generalny, **C-791/19** Commission v. Poland, **C-83/19, C-127/19, C-195/19, C-291/19, C-355/19, C-397/19**, Asociaţia 'Forumul Judecătorilor din România', **C-357/19, C-379/19, C-547/19, C-811/19, C-840/19**, Euro Box Promotion, **C-430/21**, RS; **C-817/21**, R.I.; **C-399/21**, Boriss Cilevic; **C-107/23,** Lin

OPTIONAL:

D. Chalmers, G. Davies, G. Monti, *European Union Law*, 2nd ed., Cambridge University Press 2010

P. Craig and G. de Burca (eds.) *The Evolution of EU Law*, Oxford University Press 2011

E.-S. Tănăsescu, „Trimiterea preliminară şi cooperarea judiciară loială", *Revista română de drept european* nr.3, 2012, p.32-41

B. De Witte, B. Smulders, "Sources of European Union Law", în **P.J. Kuijper, F. Amtenbrink, D. Curtin, B. De Witte, A. McDonnel, S. Van den Bogaert**, *The Law of the European Union*, Wolters Kluwer, 2018, p. 193-234

E.-S. Tănăsescu, „The Independence of Justice as Proxy for the Rule of Law in the EU - Study Case – Romania", *NAD* nr. 1, 2021, p.102-122, https://riviste.unimi.it/index.php/NAD/article/view/15826/670

E.-S. Tănăsescu, B.Selejan-Gutan, „A Tale of Primacy. The ECJ Ruling on Judicial Independence in Romania", *VerfBlog* 2021/6/02, https://verfassungsblog.de/a-tale-of-primacy/

E.Oliva, E.-S. Tănăsescu, *Constitutional Law and the EU Balanced Budget Principle*, Routledge 2022

8.2 Seminar	Methods	Observations
Legal Pluralism, **Dualism**, and **Monism**	Discussion, conversation, presentation	2 hours
Directives and EU Regulations	Discussion, conversation, presentation	2 hours
EU Soft Law instruments	Discussion, conversation, presentation	2 hours
Human Rights protection in the EU	Discussion, conversation, presentation	2 hours
The principle of State Liability in EU Law	Discussion, conversation, presentation	2 hours

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Constitutional identity	Discussion, conversation, presentation	2 hours
Competences of the Court of Justice of the European Union	Discussion, conversation, presentation	2 hours

References:

M. Dony, *Droit de l'Union européenne*, Editions de l'Université de Bruxelles, Bruxelles, 2015

P. Craig, G. de Burca, *EU Law:Texts, Cases and Materials*, Oxford University Press, 2022

Guy, B. Marc, *Droit général de l'Union européenne, Sirey, Paris, 2006*

E.-S. Tănăsescu, „Carta drepturilor fundamentale a UE: avantajele și efectele ei pentru cetățenii europeni", *Revista Română de Drept European* nr. 4/2010, p. 15-32

E.-S. Tănăsescu, „Trimiterea preliminară şi cooperarea judiciară loială", *Revista română de drept european* nr.3, 2012, p.32-41

M Vrabie, *Protecția judiciară a Cartei drepturilor fundamentale a Uniunii Europene*, Universul Juridic, București, 2017

A.-R. Lupu, „Supremația Constituției – evoluția și limitele unui principiu fundamental al dreptului modern", *Revista de Drept Public* nr. 3/2017, p. 124-149

R.-M. Popescu, „Aspecte constituționale ale integrării României în Uniunea Europeană", *Dreptul* nr. 3/2017, p. 131-148

E.-S. Tănăsescu, „Aniversarea a 10 ani de la aderarea României la Uniunea Europeană" (editorial), *Curierul Judiciar* nr.1, 2017, p.1-2

E.-S. Tănăsescu, „The European Court of Justice and the Constitutional Court of Romania: an implicit and indirect judicial dialogue ?", *EuR-Europarrecht* n°1/2023, p.71-83

E.-S. Tănăsescu, „A missed dialogue: the European Court of Justice and the Romanian Constitutional Court", în Miroslaw Granat (ed.) *Constitutionality of Law without a Constitutional Court: A View from Europe* (ed.), Routledge, 2023, p.133-156

E.-S. Tănăsescu, „Prioritatea de aplicare a dreptului Uniunii Europene în monologuri paralele", în Ioana-Nelia Constantin-Bercean (coord.) *Secolul XXI sub lupa expertelor. Diplomație, securitate, drept, economie și feminism*, Editura ISPRI, București, 2023

E.-S. Tănăsescu, „The Constitutional Identity of Member States and of the European Union", Alexander Aabadjiev & Alexander Kornezov (eds.), *The XXX FIDE Congress - Conclusions and Plenary Debates* (vol.4), Ciela Norma, Sofia, 2024, pp.139-151

E.-S. Tănăsescu, „Primacy of EU Law and the Romanian Constitutional Court", EUnited in Diversity – The Rule of Law and Constitutional Diversity, Conference Proceedings available at https://curia.europa.eu/jcms/EUnited2023**,** CJEU, 2024, pp.151-167

E.-S. Tănăsescu, „The Constitutional Identity of Member States and of the European Union", în Maria Grazia RODOMONTE and Ludovica DURST (eds.), *Judicial Review, Fundamental Rights and Rule of Law. The Construction of the European Constitutional Identity*, Routledge-Giappichelli, Studies in Law, 2024, p.89-99

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8. Correlating the content of the discipline with the expectations of representatives of the epistemic community, professional associations and representative employers in the field related to the program

Mastering and understanding the specific notions of the discipline "*The Regulatory and Judicial System of the European Union"* is essential for the in-depth preparation of any future legal professional. It could also impart valuable transversal skills to students enrolled in other fields of research.

9. Assessment

Type of activity	Assessment criteria	Evaluation methods	Weight in the final grade
Course	Attendance and active participation in courses	Continuous evaluation based on the activity carried out	25%
Seminar	Active Participation Writing Papers	Continuous assessment based on the activity carried out Evaluation of written papers	75%
Minimum performance standard	Minimum requirements for the qualification *"admitted"* (or how the qualification *"admitted"* is awarded) • Proof of minimal understanding of the relationship between normative systems and legal pluralism. • Proof of minimal mastery of the notions related to the application of EU law in Romania. • Active attendance at a minimum of 50% of courses and 50% of seminars		

Fill in date:
20.02.2026

Holder of the course,
Prof. Dr. Elena-Simina TĂNĂSESCU

Director ISDS-UB,
Conf. Dr. Habil. Mihaela MATACHE