Course Description
This is a two-credit course that aims to give students a comprehensive introduction to European Union law in the wake of the recent Treaty of Lisbon and in light of the ongoing economic and political challenges in the euro zone and beyond. The course is essentially a compressed survey of the constitutional, administrative, federal courts, human rights, economic and foreign relations law of the European Union. The first part of the course surveys the succession of treaties that have led to today’s EU and the institutions that govern the Union, and lays out key legal and political themes and principles associated with European integration. The middle portion delves into the nature of the EU legal order, including the role of the judiciary, interaction with the domestic law of member states and international law writ large, and the Union’s increasingly important fundamental rights framework. The final segment covers the basics of the EU internal market, the legal dimensions of the euro crisis, specific issues oriented to private-sector practice, and the EU’s increasingly prominent and ambitious role as an international actor in its own right. We also will give attention to EU law research methods and sources. Students will write a 20- to 25-page research paper on a subject related to EU law.

Course Materials
- Consolidated Treaties & Charter of Fundamental Rights (EU Publications Office, 2010) [Treaties]
- Individual cases and other supplementary materials as posted on TWEN or Library Reserve [Supp.]

Course Expectations
The class meets Tuesday evenings from 8:00-9:50 p.m., including a 10-minute break. Students are expected to attend and be on time for all sessions; to complete each week’s reading; to contribute to group discussion thoughtfully and respectfully; and to refrain from any use of wireless in class. Please inform us in advance or as soon as possible thereafter of any unavoidable absences. We have adopted a new core text this year and pruned and diversified the required reading. Instructors reserve the right to call on students, with or without notice. In addition to the assigned reading, each student is asked to present and comment upon a current EU-related news item for a couple minutes at the beginning of class once during the term.

Course Requirements and Grading
A research paper of 20-25 pages will account for 75% of the final grade. Papers are due by noon on Tuesday, April 29, by e-mail, with hard copies to be placed in our faculty mailboxes. EU law is a broad field: the keys are identifying subject matter that interests you, ensuring that the paper centers on EU-oriented legal issues, and drawing from a range of legal sources. Also required, not later than Friday, February 21, is a 1- to 2-page project proposal outlining your topic and intended approach. Class participation, including the news item discussion, will account for 25% of the final grade.
Contacting Us
We generally will make ourselves available after each class for questions and discussion, and upon advance request can generally be available in the half hour before class as well. You can also reach us by e-mail or phone/voice-mail. If you send an e-mail, please include a phone number and the best time(s) to reach you. We will provide our contact information on the first day of class. (You may reach us via the school beforehand.)

Please note: although each of us is or has been a government attorney – Jeremy with the U.S. Department of State, Georgina with the U.K. Department for Communities and Local Government – the views expressed in this class are our own and should not in any way be attributed to our employers. We look forward to a great semester!
## EUROPEAN UNION LAW – CLASS SCHEDULE, TOPICS AND READINGS

Note: Readings may be modified or supplemented throughout the semester, particularly toward the latter part of the course, with advance notice. Supplementary materials are posted on TWEN and if indicated are available through GMU Law Library Reserve.

### Session 1 – Visions of European Union
Jan. 7

**Treaties:**
- Treaty on the Functioning of the European Union (TFEU), Preamble
- Treaty on European Union (TEU), Articles 1-2

**Text:**
- Chapter 1, pp. 19-22

**Supp:**
- Draft declaration of European resistance movements (1944)
- Margaret Thatcher’s Bruges speech (1988) (portions)
- Schuman Declaration (1950)
- Luuk van Middelaar, *The Passage to Europe*, pp. 11-22 [Reserve]

### Session 2 – European Community/ies & Union Through the Decades
Jan. 14

**Treaties:**
- TEU Preamble

**Text:**
- Chapter 1, pp. 3-19

**Supp:**
- Luuk van Middelaar, *The Passage to Europe*, pp. 54-72 [Reserve]

### Session 3 – Institutions
Jan. 21

**Treaties:**
- TEU Articles 13-17; TFEU Articles 223-250 (skim)

**Text:**
- Chapter 2, pp. 24-41, 45-47

**Supp:**
- Council of the European Union, note on inter-institutional framework agreement (2010)
- Handout on EU Research Resources

### Session 4 – Competences & Law-Making
Jan. 28

**Treaties:**
- TEU Articles 3-5, 20, 47; TFEU Articles 1-6, 7-17 (skim), 288-289, 290-292 (skim)
- Declarations 18, 24

**Text:**
- Chapter 3, pp. 49-69 (top), pp. 77-78

### Session 5 – Judicial Order I
Feb. 4

**Treaties:**
- TEU Articles 19, 258-260, 263, 267; Declaration 17; Protocol 3 (skim)

**Text:**
- Chapter 2, pp. 41-45; Chapter 4, pp. 81-89; Chapter 5, pp. 99-103, 214-218

**Supp:**
- Van Gend en Loos (ECJ, 1963)
- Costa v. Enel (ECJ, 1964)

### Session 6 – Judicial Order II
Feb. 11

**Text:**
- Chapter 7, pp. 103-112, 120-121; Chapter 9, pp. 199-200; skim to p. 212; re-read p. 86

**Supp:**
- Factortame I (1989, 1st judgment of the House of Lords): Lord Bridge’s judgment, especially at pp. 142E-143D and 151A – 153F
Session 7 – Sovereignty, Legitimacy, Democracy
Feb. 18
Treaties: Articles 9-12; Protocols 1-2 (skim)
Text: Chapter 3, pp. 73-77; Chapter 4, pp. 89-96
Supp: Gauweiler v. Treaty of Lisbon (German Constitutional Court, 2009) (excerpts)
David Cameron’s EU speech (2013)

Session 8 – Individual Consultations on Paper Topics
Feb. 25
Students are requested to meet instructors individually – starting from 6 p.m. for 20 minutes each, to review and discuss paper topics, based on 1- to 2-page project proposals due by e-mail Friday, Feb. 21.

Session 9 – Fundamental Rights
March 4
Treaties: TEU Article 6; Protocol 8; Declarations 1-2; Charter of Fundamental Rights (skim)
Text: Chapter 6, pp. 129-136 (top), 140-147, 159; re-read p. 84

SPRING BREAK

Session 10 – Internal Market & Four Freedoms
March 18
Treaties: TFEU Articles 21, 26-30; 34-37, 45-50, 56, 63, 110
Text: Chapter 15, pp. 323-335; Chapter 18, pp. 375-377, 380-385; Chapter 21, pp. 436-440
Supp: Van Duyn v. Home Office (ECJ, 1974) (excerpts)

Session 11 – The Euro & EU Economic/Fiscal Governance
March 25
Guest: Bob Choo, U.S. Department of State
Treaties: TFEU, Articles 119-138 (skim)
Supp: Documents by European Commission, Bruno de Witte, Paul Krugman, George Soros (TBC)

Session 12 – EU in the World
April 1
Treaties: TEU Articles 3(5), 4(3), 18, 21-22; TFEU Articles 205-207, 215-222; Declarations 13, 25
Supp: Documents by Piet Eeckhout, UN General Assembly, Jan Wouters et. al.

Session 13 – Private Sector Focus: Competition Law & Data Privacy in the EU
April 8
Guest: Mark Nelson, Cleary Gottlieb Steen & Hamilton
Treaties: TBD
Supp: TBD

Session 14 – Future Directions
April 15
Treaties: TEU Articles 7, 48-50

RESEARCH PAPER DUE – Noon on Tuesday, April 29