



UPPSALA
UNIVERSITET

Faculty of Law

Courses in English Advanced Courses in Law



AUTUMN 2018 – SPRING 2019

Please note!

Last day to apply for the courses is May 15 / October 15

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INFORMATION ABOUT ADVANCED COURSES IN LAW

General information

All second level courses, including the law courses in English, run for ten or twenty weeks and represent 15 or 30 ECTS-credits each. One week corresponds with 1.5 ECTS-credits. The total number of credits per academic year is 60 ECTS.

Unlike in many other countries you attend only one course during a period. You have the option either to take one "A period course" and one "B period course" worth 15 ECTS-credits each or one "A+B period course" of 30 ECTS-credits.

The extent of a course depends entirely on the number of weeks (holidays not included) between the beginning and the end of the course. Please note that the normal workload is 40 hours a week, including teaching, preparation in groups, written assignments and self studies.

Application

All courses have a restricted entry and competition is usually keen. It is recommended that you make a second and third choice in your course application in case you are not admitted to your first or second option.

Please note that there is **no "course shopping"** at Uppsala University. You can only study courses you have been admitted to and you are only admitted to one course at a time. The deadline for application to the courses in English is **May 15 / October 15**.

Admission and registration

The letter of admission, with information on which courses you have been admitted to, will be sent to you in the end of June. Registration for the course will take place during the introduction lesson of the course.

ADVANCED COURSES AUTUMN 2018

PERIOD A+B AUTUMN 2018 (30 ECTS CREDITS)

EU Commercial Law and Litigation

Points: 30 ECTS credit points.

Language of Instruction: English.

Directors of the Course: Professor CARL FREDRIK BERGSTRÖM and LL.D. SANTA SLOKENBERGA.

Level: Advanced Course in Law.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law and have basic knowledge of EU Law. For access to the course students must master spoken and written English.

Study Period: September 3, 2018 – January 18, 2019.

Course Content: The central theme of this course is the application of commercial EU law before courts. Putting you into the position of a practising lawyer, the course will deepen your understanding of the procedural system through which EU law is enforced. Focus will be on the application of EU law by the Courts of the Member States and their interaction with the Courts of the EU but additional aspects of the procedural system will also be covered (e.g. the central forms of action before the Courts of the EU).

The use of procedural law is inevitably linked to the application of substantive law. Therefore, profound understanding of substantive law will be attained through the study of EU law and policy in some specific areas. A general focus will be set on commercial law relating to the EU internal market but the specific areas will shift from one year to another. Since no practising lawyer can successfully protect a client's interests without a firm grasp of EU legal method, the course will also entail the study of EU legal sources and challenges with respect to methodology. Finally, legal practice before courts does not only require theoretical knowledge of law but performing skills and procedural tactics. Therefore, the course will offer considerable training in rhetoric (oral and written) and litigation practice.

Teaching will take place in the form of lectures and, predominantly, seminars and workshops. All students are expected to be well prepared, to work with the problems presented in the course material and to engage in discussion. Students are expected to prepare for the seminars in two stages: through individual study of relevant case law and literature and through joint discussion and problem-solving in study-groups.

For those who are interested the course entails participation in the European Law Moot Court Competition (ELMC). The ELMC is a traditional 'moot' – i.e. simulated court – competition, in which 'teams' representing different universities submit written pleadings with respect to a fictitious legal scenario and, if successful, present their arguments in oral proceedings before a panel of judges in regional finals (which can be in Europe or the US). The winners of the regional finals get to battle before judges from the Courts of the EU in Luxemburg. More information about the ELMC can be found at www.europeanlawmootcourt.eu/. Importantly, the fictitious legal scenario designed for the ELMC will be used during the course, as one central point for learning activities of all students, separate from participation in the competition.

Examination: Examination is constructed as a 'portfolio' consisting of four main modules which each have both written and oral components: 1) an indicative written assessment 2) a moot exercise and 3) written moot court pleading, and 4) oral moot court pleading. The final grade follows from an assessment of all results from the examination portfolio.

Attendance to all teaching activities is mandatory. Relief may be granted if there is a valid excuse (holiday trips, extra-curricular work and the like do not count as valid excuses).

Responsible Department: Department of Law.

PERIOD A AUTUMN 2018 (15 ECTS CREDITS)

Comparative Legal History and Contemporary Jurisprudence

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Senior Lecturer MARIANNE DAHLÉN.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: September 3, 2018 – November 9, 2018

Course Content: The course is divided in two parts, comparative legal history (5 weeks) and contemporary jurisprudence (5 weeks).

Comparative legal history

- The origin of the Western legal tradition and its characteristics in relation to other traditions
- The *ius commune* of the Middle Ages – The European Union of today
- The Continental legal traditions
- The Anglo-American legal traditions
- The Nordic legal traditions
- The Islamic legal tradition.

The aim of this part of the course is *comparison* in time and in space. By comparing different legal traditions one can trace functional similarities and dissimilarities; that may create a better understanding of the national legal traditions.

Contemporary jurisprudence

- Legal Theory (Legal Positivism & Natural Law Theory)
- Study of Legal Reasoning (Statutory Interpretation & Case-Law Analysis)
- Analysis of fundamental Legal Concepts (Rights, Duties, etc.)
- Political Philosophy (John Rawls, Robert Nozick et al)

The aim of this part of the course is to introduce the students to some central problems, concepts, and techniques of jurisprudence.

Instruction: There will be altogether eleven seminars for discussions related to the topics of the course. All teaching and literature is in English. The participants *must* have a good knowledge of English. A seminar group consists of no more than twelve students. The seminar groups will be divided into smaller work groups. These work-groups will prepare and at the seminars present and introduce a discussion of the material assigned to them. The participants are expected to be active during the seminars presenting and discussing papers etc. The seminar groups are mixed with students from different countries.

Examination: Examination by paper related to the seminars and a written exam at the end of the course.

Responsible department: Department of Law.

European Environmental Law

Points: 15 ECTS credit points.

Language of instruction: English.

Director of the Course: Professor JAN DARPÖ.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: September 3, 2018 – November 9, 2018

Course Content: The subject matter of this course is the international conventions and EU legislation relating to the environment and their implementation in the Member States of the course participants. Both traditional and new instruments of environmental law will be reviewed, as well as other means for administrative and criminal enforcement. Students will achieve this necessary grounding in environmental law through exploration of current conflicts within the field.

The first stage of the course includes a series of introductory lectures on basic concepts of environmental law, such as sustainable development and environmental principles, different legal instruments of environmental law, such as permits/supervision, land use planning, Environmental Impact Assessment (EIA), Environmental Quality Standards (EQS) and the EU emissions trading system (EU ETS). The lectures will also deal with the relevant democratic considerations and other issues relating to environmental decision-making and judicial review, the right to information, public participation and access to justice. Seminars will be held at the end of the introductory stage of the course.

After this, we will focus on three more subject areas:

- **Water management and energy law:** The Water Framework Directive and the Marine Strategy Framework Directive; adaptive management of water basins and permitting and control of water pollution and water management (e.g. hydro power), legislation to promote renewable energy, energy production and conflicts with other environmental interests.
- **Nature conservation and species protection:** The European network Natura 2000 on land and at sea, species under strict protection, conflicts between land use and protection of nature reserves and species, fighting illegal trade in protected species, carnivore management, etc.
- **Chemicals and waste:** Free trade and legal protection against hazardous chemicals, the review procedure within the frame of Reach, risk assessments, producer responsibility, life cycle perspective, etc.

Each subject area will be introduced in a couple of lectures, followed by seminars in order to deepen the understanding of the environmental problem in focus and analyse the legal instruments chosen to tackle it. Each student is required to write a paper on one of the subject areas of the course – **1) General principles of environmental law, 2) Water management and energy law, 3) Nature conservation and species protection, or 4) Chemicals and waste.** The papers will be reviewed by the appointed teacher and discussed in seminars at the end of the course.

During the course, we will discuss questions such as:

- What is the relationship between international law, EU environmental law and national regulation?
- How is the Precautionary Principle expressed in EU environmental law, as compared to international and national environmental law?
- How are environmental objectives legally implemented?
- What legal instruments are available to promote efficient environmental control?
- How does the law ensure effective participation and access to justice in environmental matters?
- How does the Water Framework Directive impact permitting and control in the member states?
- How can the law contribute to promote the production of renewable energy and other activities which are positive from a climate change perspective?

- How do we manage conflicts between different environmental interests, such as renewable energy sources (hydropower, wind mills) vs. nature conservation and species protection?
- What are the basic components of the protection regime in Natura 2000?
- Why does Brussels care about the protection of large carnivores?
- Is it possible to regulate the open market for chemicals and waste?
- What kind of legal criteria determine which Substances of Very High Concern (SVHC) are covered by the EU permission list?
- To what extent are legal criteria and considerations on waste affected by a life cycle perspective?

Teaching: The course is based on a high degree of student participation, thus students must prepare and actively engage with course activities. Lectures will be complemented with student driven seminars. Lecturers will be leading legal scholars in European and national environmental law, together with experts from different fields of the environmental administration in Sweden.

Examination: Active participation in the seminars, a paper (3,000–4,000 words) on a chosen subject under one of the four subject areas (and confirmed by the director of the course) and a written exam.

Responsible Department: Department of Law.

Intellectual Property Rights and Human Rights

Points: 15 ECTS credit points.

Language of instruction: English.

Director of the course: Professor SANNA WOLK.

Required knowledge: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law, including a basic course in intellectual property law.

Level: Advanced Course in Law.

Study Period: September 3, 2018 – November 9, 2018

Learning outcomes:

After this course students should be able to:

- demonstrate broader and deeper knowledge of the basic principles and sources of international intellectual property law and human rights law as well as knowledge of how these have changed and are changing as a result of globalisation,
- demonstrate detailed knowledge of, and insight into, the interconnections and relationships between intellectual property rights and human rights, how it is used in practice and how it can be used by lawyers, judges et. al.,
- demonstrate detailed knowledge of intellectual property law and human rights law methodology,
- demonstrate improved skills in oral and written techniques of presentation of international intellectual property issues in relation to human rights,
- demonstrate improved ability to argue, analyze and evaluate complex legal issues on the intersection of intellectual property law human law.

Course Content: The relationship between intellectual property rights and human rights is one of the emerging subjects among academics and practitioners at the international level in the twenty first century knowledge society. The importance of the subject has been accentuated by the still largely unexplored links between certain human rights and a variety of issues such as the ACTA Agreement, the TRIPS Agreement, the WIPO Development Agenda, indigenous peoples rights, the rights of the blind and the visually impaired, biodiversity, open source developments, creative commons licensing, free speech and access to knowledge. These links have generated a heated, contemporary and vital debate both from a theoretical and practical point of view. During the course different questions will be dealt with. Such as: do international intellectual property rights help or harm development in the society? Do intellectual property rights place the poor at the centre? What values are placed at the centre of intellectual property rights? How can human rights, science, technology, and society influence the change in the intellectual property law policy and why? What is WIPO's, WHO's or UNESCO's role with regard to that? What is the most sustainable human rights framework for intellectual property? How can we introduce such a framework at the national/international level in the most effective way?

The course will engage in an in-depth comprehension of the special characteristics of Intellectual Property Law and Human Rights Law. The course runs over 10 weeks and consists of several days of lectures and seminars led by intellectual property and human rights specialists. The course ends with an essay submission and its oral defence.

Teaching: Teaching is mainly in the form of seminars and lectures. Attendance at all seminars and lectures are compulsory. Each student must actively participate during the teaching sessions, by preparing for the seminars and actively taking part in the seminar discussions. For this purpose, students will be divided into groups. Presentation of short written papers will also be required. The required preparation for the seminars consists of the literature for the course as a whole, and whatever special reading instructions are given for each seminar. The student acquires knowledge and competences as described above through self-study and by taking an active part in lectures and seminars.

Examination: Examination is based on an examination portfolio, consisting of examination modules of which some are pass/fail modules, whereas others are graded. Examination is carried out in accordance with examination criteria and, where applicable, grade criteria.

The final grade is based on the assessment of the entire examination portfolio. The portfolio includes the following modules:

- written essay and its oral defence
- written memorandum, and
- oral presentations and level of engagement during seminars.

Among these modules, the written essay is individually graded. Other modules are pass/fail modules but may have an impact on the balanced assessment carried out to set the final grade.

Responsible Department: Department of Law.

Introduction to European Law

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Associate Professor MARIA BERGSTRÖM.

Level: Advanced Course in Law.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law and have sufficient command of the English language.

Study Period: September 3, 2018 – November 9, 2018

Course Content: In this course, you will be studying the basic tenets of European law with focus upon the European Union. The course touches upon basic institutional, substantive and procedural elements of EU law, the European Convention on Human Rights, the European Union's role in the world and its relationship to international law and national legal systems.

During ten weeks you will be collecting different tools and knowledge from various fields of EU-law coupled with valuable insights into the European Convention on Human Rights. Towards the end of this ten week period you will be making practical use of these abilities in writing a course paper on a current topic of European Law.

Parallel to your working on the course paper, you will be preparing each obligatory seminar together with three or four colleagues and later also a "student conference" organised by all of you. Within the framework of a suggested theme for the student conference, you will decide the overall theme of each panel and plan presentations and discussions and perhaps also chairing some sessions. At that time, you will also sit a written exam.

After the course, you will be able to: describe and explain central elements of EU-law covered by the course; analyse practical situations and problems; find and correctly refer to relevant legal sources and apply them to the relevant situation; draw conclusions and give suggestions; and, critically assess the development of European law both from within and without the Union.

Responsible Department: Department of Law.

PERIOD B AUTUMN 2018 (15 ECTS CREDITS)

Comparative Legal History and Contemporary Jurisprudence

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Senior Lecturer MARIANNE DAHLÉN.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: November 12, 2018 – January 18, 2019.

Course Content: The course is divided in two parts, comparative legal history (5 weeks) and contemporary jurisprudence (5 weeks).

Comparative legal history

- The origin of the Western legal tradition and its characteristics in relation to other traditions
- The *ius commune* of the Middle Ages – The European Union of today
- The Continental legal traditions
- The Anglo-American legal traditions
- The Nordic legal traditions
- The Islamic legal tradition.

The aim of this part of the course is *comparison* in time and in space. By comparing different legal traditions one can trace functional similarities and dissimilarities; that may create a better understanding of the national legal traditions.

Contemporary jurisprudence

- Legal Theory (Legal Positivism & Natural Law Theory)
- Study of Legal Reasoning (Statutory Interpretation & Case-Law Analysis)
- Analysis of fundamental Legal Concepts (Rights, Duties, etc.)
- Political Philosophy (John Rawls, Robert Nozick et al)

The aim of this part of the course is to introduce the students to some central problems, concepts, and techniques of jurisprudence.

Instruction: There will be altogether eleven seminars for discussions related to the topics of the course. All teaching and literature is in English. The participants *must* have a good knowledge of English. A seminar group consists of no more than twelve students. The seminar groups will be divided into smaller work groups. These work-groups will prepare and at the seminars present and introduce a discussion of the material assigned to them. The participants are expected to be active during the seminars presenting and discussing papers etc. The seminar groups are mixed with students from different countries.

Examination: Examination by paper related to the seminars and a written exam at the end of the course.

Responsible Department: Department of Law.

Global Legal Traditions

Points: 15 ECTS credit points.

Language of Instruction: English.

Directors of the Course: Senior lecturer BRUNO DEBAENST, Senior lecturer MARIANNE DAHLÉN.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: November 12, 2018 – January 18, 2019.

Course Content: This course has as main purposes to give students an understanding of comparative legal history, the concept of legal systems, legal cultures and traditions, the law in action and the law in the minds.

Among the specific issues to be dealt with should be mentioned:

- Deeper theoretical study of a number of legal traditions, such as the civil law, the common law, the Talmudic, the Islamic, the Hindu, the Asian and the “chthonic” legal traditions.
- Analytical comparison related to the concept of legal tradition and to the descriptions of the legal traditions that are ventilated during the course, including to the legal culture in which the student is educated.
- A number of historical trials, such as the *Dreyfus* case in France, “*Twelve Angry Men*” and the *Monkey Trial* in the USA, the *Stalin* trials in the USSR, etc. The goal of studying these historical trials is to get a better understanding of the law in action and the law in the minds in different legal traditions, in the past and today.

Instruction: All teaching as well as course materials will be in English. The students acquire knowledge and abilities by individual study and by taking active part in the course’s nine seminars. Presence is obligatory - in case of absence, the students will have to write a 3-4 p. replacement paper. The students will have to prepare at least one presentation, to be presented at the seminar(s). During the seminars instructions are given aiming at an in-depth understanding of the dominating legal cultures of the world, through the profound analysis of historical cases.

Examination: After the seminars, the students will get a take home assignment to write a paper (10 pages), discussing a historical trial, its historical context, central phenomena, issues and questions.

Responsible Department: Department of Law.

Introduction to Swedish Law

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: HENRIK JOSEFSSON.

Level: Advanced Course in Law.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law and have sufficient command of the English language to be able to follow the course.

Study Period: November 12, 2018 – January 18, 2019.

Course Content: The course focuses on the basic tenets of Swedish legal culture, that is to say Swedish legal history, legal philosophy, constitutional law, criminal law, administrative law, social security law, private law and procedural law.

Teaching Methods: The teaching consists of lectures and seminars. Most lectures will be followed up with a seminar. The seminar aims to provide the students with a deeper understanding of the relevant legal area. The teaching in the form of seminars is based on problem based learning, which inter alia means that the students are divided into tutorial groups (4-5 in each group). The tutorial groups are expected to prepare the seminar questions in advance. At the actual seminar the students are expected to participate actively in the discussion. One or several seminars may take the form of moot courts.

Examination: During the course students shall write an essay. All students will also act as opponents on an essay upon an essay seminar at the end of the course. Opposition and defence are oral. A written exam will take place at the end of the course (home exam). Besides passing the exam the students must take part in the lectures and seminars, participate actively in the seminars, compose an essay and orally defend their essay. All lectures and seminars are obligatory. Students are however allowed to miss two teaching sessions, without making any replacement task. If special reasons exist, the course director may exempt a student from missing more than two teaching sessions.

Cheating is not allowed. Exams and essays must be the individual work of the student – they are a non-collaborative activity! Essays should contain references to the sources used. When a student is found cheating disciplinary measures will be taken in accordance with University rules. Such measures range from a warning of the student to a suspension of up to six months.

The grades given are Fail (U), and the passing grades Pass (B), Pass with credit (Ba) and Pass with distinction (AB) and in the corresponding ECTS-grades.

Responsible Department: Department of Law.

Medical Law

Points: 15 ECTS credit points.

Language of instruction: English.

Directors of the Course: Professor ANNA-SARA LIND and Senior Lecturer LL.D. MOA KINDSTRÖM DAHLIN.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law. For access to the course students must master spoken and written English.

Level: Advanced course in law.

Study period: November 12, 2018 – January 18, 2019.

Course objectives: The central theme of this course is the legal framework concerning health care and other medical activities such as biomedical research, medical products and intellectual property rights. The course covers e.g. the legal status of patients, protection of integrity and autonomy in health care and research as well as different forms of legal responsibility and state supervision. The course is problem-based and aims to deepen the students' understanding of the complex relations between law, ethics and medicine. A main objective of the course is that the students develop the ability to argue, reason and make advanced legal analysis concerning topics covered in the course. The impact of recent development in the fields of information technology and biomedicine on different legal areas is discussed, as well as up-to-date issues that arise in relation to vulnerable groups, such as children and mentally ill patients. Throughout the course, the influences, possibilities and challenges of international and European law on national medical law will be highlighted. Comparative analyses on different legal solutions will be done in order to illuminate alternative answers.

Teaching methods: All teaching and literature will be in English. Most of the teaching is conducted through seminars. Students are expected to prepare seminars in working groups and to participate actively. The course also includes study visits to relevant Government agencies. In addition, students will be assigned a project on a specific theme, which will be submitted as individual essays. The essays will be discussed and peer-reviewed in the seminar groups. These discussions are led by a teacher.

Examination: The examination for the course consists of an individual essay submitted during the course and a written take home-exam at the end of the course. Attendance at all lectures, seminars and study visits are compulsory. The course directors may in a special case exempt a student from the attendance requirement, but the reason for absence must be valid (travels, studies or work are not regarded as valid) and can only be accepted for a very few times. In order to pass the course the students must participate in all the compulsory parts of the course.

Responsible department: Department of Law.

ADVANCED COURSES SPRING 2019

PERIOD A SPRING 2019 (15 ECTS CREDITS)

Comparative Constitutional Law

Points: 15 ECTS credit points.

Language of Instruction: English.

Directors of the Course: Professor IAIN CAMERON and Professor ANNA JONSSON CORNELL.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: January 21, 2019 - March 29, 2019

Course Content: This course has the following main purposes:

- to improve students' knowledge of the theory and methodology of comparative constitutional law.
- to give students an understanding of how states have developed and apply constitutional law principles, in order to allow for an improved and deeper understanding of their own constitutional law systems, and to employ comparative constitutional law, when this is appropriate, to develop constitutional law in their own states.

The course begins with an introduction to comparative constitutional law theory and method, explaining the potential, and limitations of this method in the particularly national context of constitutional law. The course proceeds with lectures and case law-oriented seminars in basic principles of constitutional law. The subjects include: the impact of globalisation and privatization on states, national sovereignty and democracy as a system of governance; geographical division of power (federalism, regionalism), functional separation of powers (legislative/executive/judicial), the divisions of powers between branches of government, and the related subject of checks and balances; the *Rechtsstaat*, theories and practices of constitutional interpretation, constitutional rights, and different systems and legal cultures concerning constitutional review. Examples are drawn from different types of legal orders (common- and civil law, EU law etc.) and from states at different stages of development of democracy and the *Rechtsstaat* in order to illustrate the extent to which comparative constitutional law can, and should, be used by courts and legislators in established democracies and transitional regimes.

Instruction: All teaching and literature is in English. Students will occasionally be requested to find, and orally present, material on aspects of their own constitutional systems. Guest lectures do occur. Attendance at seminars is compulsory. All students must submit at least two short essays during the course. Essays may be written in Swedish or English.

Examination: The examination for the course consists of at least two essays submitted during the course in combination with full attendance at the seminars.

Responsible Department: Department of Law.

Comparative Legal History and Contemporary Jurisprudence

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Senior Lecturer MARIANNE DAHLÉN.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Responsible department: Department of Law

Study Period: January 21, 2019 - March 29, 2019

Course Content: The course is divided in two parts, comparative legal history (5 weeks) and contemporary jurisprudence (5 weeks).

Comparative legal history

- The origin of the Western legal tradition and its characteristics in relation to other traditions
- The *ius commune* of the Middle Ages – The European Union of today
- The Continental legal traditions
- The Anglo-American legal traditions
- The Nordic legal traditions
- The Islamic legal tradition.

The aim of this part of the course is *comparison* in time and in space. By comparing different legal traditions one can trace functional similarities and dissimilarities; that may create a better understanding of the national legal traditions.

Contemporary jurisprudence

- Legal Theory (Legal Positivism & Natural Law Theory)
- Study of Legal Reasoning (Statutory Interpretation & Case-Law Analysis)
- Analysis of fundamental Legal Concepts (Rights, Duties, etc.)
- Political Philosophy (John Rawls, Robert Nozick et al)

The aim of this part of the course is to introduce the students to some central problems, concepts, and techniques of jurisprudence.

Instruction: There will be altogether eleven seminars for discussions related to the topics of the course. All teaching and literature is in English. The participants *must* have a good knowledge of English. A seminar group consists of no more than twelve students. The seminar groups will be divided into smaller work groups. These work-groups will prepare and at the seminars present and introduce a discussion of the material assigned to them. The participants are expected to be active during the seminars presenting and discussing papers etc. The seminar groups are mixed with students from different countries.

Examination: Examination by paper related to the seminars and a written exam at the end of the course.

Responsible department: Department of Law.

Democracy and Human Rights in a European Context

Points: 15 ECTS credit points.

Language of Instruction: English.

Directors of the Course: Associate Professor REBECCA THORBURN STERN, Dr. VICTORIA ENKVIST.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: January 21, 2019 – March 29, 2019.

Course Content: This aim of the course is to give students an understanding of the dynamics of the protection of human rights in a changing Europe as well as of the complexity of the relationship between democracy, human rights and the rule of law. The overarching theme is human rights in theory and practice and the conflict of rights. Topics discussed include the relationship between democracy and human rights on the local, regional and global levels, rights of so-called vulnerable groups (including migrants and children), the human dimension of the OSCE process; democracy as an instrument for justice, the protection of minorities and the rights of indigenous peoples.

Instruction: Attendance at seminars (except for lectures) is compulsory. The students will prepare the seminars in groups consisting of 3–4 students. Students are also required to write a short paper.

Examination: Through the paper and a take-home exam.

Responsible Department: Department of Law.

Value Added Tax

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Lecturer KATIA CEJIE.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law, including basic tax law course.

Level: Advanced Course in Law.

Study Period: January 21, 2019 – March 29, 2019.

Indirect taxes, especially VAT, is a field within Tax Law that is constantly expanding and evolving, in part due to the harmonization work done by the European Union, but also because global trade is more common and easier to carry out today than it was twenty years ago. As a direct result of this development, those interested in doing business within member states of the EU must know the relevant tax rules and case law. By taking this course, you will gain a deeper understanding of European VAT and how a tax on consumption operates in the context of the internal market.

The main focus of this course is the VAT Directive, which is the legal framework that all member states' regulations are based on, together with relevant case law from the European Court of Justice. A study of VAT on an EU level means that you will get a broad perspective and a fundamental understanding that will facilitate your understanding of national VAT laws. The seminars will begin with an introduction to VAT as a phenomenon and the basics of when a transaction is taxable. The difficulty is then gradually increased where different topics are further explored, including exemptions, the place of taxable transactions and chain transactions.

The course is designed to meet the ever increasing market demands for intimate knowledge of VAT in a multi-jurisdictional context.

Teaching: The teaching is focused on seminars where we will discuss cases previously prepared in smaller groups of three to five students. There are also lectures complementing the seminars. Some field trips to law firms, accountancy firms or the Swedish Tax Agency will also take place during the course.

Examination: The students will be examined by taking an active part in the seminars, through an individually written memorandum, a peer review process of the memorandums, and through an oral presentation of his or her memorandum. In the end of the course a final written exam will take place.

The accomplishments made during the semester will reflect the final grade with 37.5 per cent and the final exam will reflect the grade with 62.5 per cent. All examination will be made individually. The passing grades given are; Pass (B), Pass with credit (Ba) and Pass with distinction (AB). The grade Fail (U) may also be used.

Responsible Department: Department of Law.

WTO Law

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Professor KAJ HOBÉR.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law and have sufficient command of the English language.

Level: Advanced Course in Law

Study Period: January 21, 2019 – March 29, 2019.

Course Content: The World Trade organization (WTO) is the leading international body for the regulation of international trade. As such it has a significant impact on trade and commerce, in the public sector as well in the private sector. The course is devoted to the study of the organizational structure of the WTO as well as the WTO Agreements, i.e. the substantive agreements adopted and applied by the WTO. They include the Multilateral Agreements on Trade in Goods, the General Agreement on Trade in Services and the Agreement on Trade – Related Aspects of Intellectual Property Rights. Special attention will be given to the dispute settlement mechanism within the WTO, known as the Dispute Settlement Understanding, and to the case law of the Appellate Body.

The objective of the course is to introduce the students to WTO law in general and to give them in-depth knowledge of specific areas. The objective is also to train the students in finding, using and applying rules and principles relevant to the WTO as well as rules and principles of customary international law relevant to international trade. A further goal is to train the students to articulate and present arguments on a variety of legal issues arising in international trade.

Instruction: All teaching as well as course materials will be in English. The teaching will be in the form of lectures, seminars, mini mock-arbitrations. The students are expected to prepare for each class in their respective study group. Participation in class as well as in study group sessions is mandatory. The course director may grant exemptions.

Examination: Written examination at the end of the course.

Responsible Department: Department of Law.

PERIOD B SPRING 2019 (15 ECTS CREDITS)

Advanced EU Law and the Internal Market

Points: 15 ECTS credit points.

Language: English.

Director of Course: Senior lecturer VLADIMIR BASTIDAS.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law and have basic knowledge of EU law. All students must have sufficient command of the English language.

Level: Advanced Course in Law

Study Period: April 1, 2019 – June 7, 2019.

Course Content: The course aims at providing in-depth knowledge of EU law, with particular focus on the internal market. The course is comprised by two parts, the rules on free movement and competition law. The first part will focus on the laws of the four freedoms. The development of the four freedoms in the case law of the Court of Justice will be studied in detail, as well as the codification through secondary legislation that have occurred in recent years. The second part on competition law will cover the most important elements, such as restrictive agreements, abuse of a dominant position, merger control as well as anticompetitive state measures such as state aid and exclusive rights. In addition, constitutional issues with relevance to the rules on the internal market, such as horizontal direct effect and the constitutional role played by certain institutions, will be covered throughout the two main parts in the course to the extent necessary.

The course objective is that students should be able to independently handle all types of EU legal problems related to the law of the internal market. Methodological issues will therefore be addressed throughout the course.

Teaching Methods: The course consists of lectures and seminars of traditional type, which will be concluded with a home exam at the end of the course. During the course the students will also write and present two papers. Additional study visits will be arranged.

Examination: Examination is made through a written take home exam and of the individually written papers during the course. The two forms of exam each represent fifty percent of the grade.

The following grades are available: Pass with distinction (AB), Pass with Credit (Ba), Pass (B) or Fail (U). Students who have not passed the examination will be offered reexamination.

Responsible Department: Department of Law

Comparative Legal History and Contemporary Jurisprudence

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Senior Lecturer MARIANNE DAHLÉN.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: April 1, 2019 – June 7, 2019.

Course Content: The course is divided in two parts, comparative legal history (5 weeks) and contemporary jurisprudence (5 weeks).

Comparative legal history

- The origin of the Western legal tradition and its characteristics in relation to other traditions
- The *ius commune* of the Middle Ages – The European Union of today
- The Continental legal traditions
- The Anglo-American legal traditions
- The Nordic legal traditions
- The Islamic legal tradition.

The aim of this part of the course is *comparison* in time and in space. By comparing different legal traditions one can trace functional similarities and dissimilarities; that may create a better understanding of the national legal traditions.

Contemporary jurisprudence

- Legal Theory (Legal Positivism & Natural Law Theory)
- Study of Legal Reasoning (Statutory Interpretation & Case-Law Analysis)
- Analysis of fundamental Legal Concepts (Rights, Duties, etc.)
- Political Philosophy (John Rawls, Robert Nozick et al)

The aim of this part of the course is to introduce the students to some central problems, concepts, and techniques of jurisprudence.

Instruction: There will be altogether eleven seminars for discussions related to the topics of the course. All teaching and literature is in English. The participants *must* have a good knowledge of English. A seminar group consists of no more than twelve students. The seminar groups will be divided into smaller work groups. These work-groups will prepare and at the seminars present and introduce a discussion of the material assigned to them. The participants are expected to be active during the seminars presenting and discussing papers etc. The seminar groups are mixed with students from different countries.

Examination: Examination by paper related to the seminars and a written exam at the end of the course.

Responsible department: Department of Law.

EU Criminal Law

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Associate Professor MARIA BERGSTRÖM.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: April 1, 2019 – June 7, 2019.

Course Content: EU criminal law is one of the fastest growing areas of EU law, and the evolution of the European Union into an Area of Freedom, Security and Justice (AFSJ) has been one of the most far-reaching constitutional developments in EU law. EU legislative action in the field poses significant challenges to the legal orders of the Member States and is one of the most contested fields of EU action. There are two main reasons for this: First, the development of EU criminal law has a significant impact on the protection of fundamental rights and the relationship between the individual and the state. Second, the development of EU criminal law poses challenges to state sovereignty and the relationship between the EU and its Member States.

In this course we will examine some of the main aspects of EU criminal law in the light of these main challenges. We will address: the evolution of EU criminal law; the EU criminal law competencies and control mechanisms; the legislative implementation of EU criminal law in Member States; the interpretation of these measures by the Member State courts; the EU law demands on the domestic legal orders and on the protection of fundamental rights. Focus will be specifically set on the harmonization of substantive criminal law and procedure; mutual recognition and judicial cooperation in criminal matters; action by EU bodies in criminal matters; and the protection of personal data and individual privacy. As a result we will be able to draw some general conclusions about the constitutional developments of EU law in general, and EU criminal law in particular.

Instruction: Students prepare the seminars individually and in working groups. At the seminars students present their findings and participate actively in the discussion. All students must also submit one essay that will be orally presented and discussed.

Examination: In order to pass the course the students must participate in the seminars and lectures, participate actively in the seminars, compose and orally present and discuss an essay. A written exam takes place at the end of the course. The grades given are Fail (U), and the passing grades Pass (B), Pass with credit (Ba) and Pass with distinction (AB).

Responsible Department: Department of Law.

International Commercial Arbitration

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Professor KAJ HOBÉR.

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law.

Level: Advanced Course in Law.

Study Period: April 1, 2019 – June 7, 2019.

Course Content: In international business transactions arbitration is since long the preferred method of settling disputes. This is explained by the fact that neither party is typically prepared to submit to the jurisdiction of the courts of the other party. It is also explained by the fact that commercial arbitration is a speedy and smooth, as well as relatively cheap, way of resolving disputes. The general purpose of the course is to introduce the student to the fundamentals of international commercial arbitration. The course will cover all important aspects of commercial arbitration such as: the arbitration agreement, the selection of arbitrators, and their role, the proceedings before the arbitrators, the arbitral award, challenges of arbitral awards, enforcement of foreign arbitral awards. During the course, the student will be introduced to the major arbitration institutions of the world such as the International Chamber of Commerce, the Stockholm Chamber of Commerce and the London Court of International Arbitration. In addition, the Swedish Arbitration Act will be discussed.

The final phase of the course is devoted to investment arbitrations which are of ever growing importance. Such arbitrations are between private investors and sovereign states.

Teaching will partially be in the form of mini mock arbitrations.

Instruction: All teaching and literature will be in English. Attendance at lectures and seminars is compulsory.

Examination: Individual paper during the course. Written examination at the end of the course.

Responsible Department: Department of Law.

Introduction to American Law

Points: 15 ECTS credit points.

Language of Instruction: English.

Director of the Course: Visiting Professor from University of Minnesota (and Uppsala Law Faculty International Coordinator).

Prerequisites: Three years of studies in law is recommended. Exchange students must at least have passed two years of studies in law. All students must master spoken and written English.

Level: Advanced Course in Law.

Study Period: April 1, 2019 – June 7, 2019.

Course Content: The overall objective of the course is to provide a basic understanding of the US legal system. The course will examine the constitutional structure of the American system, including the relation between the federal and state governments, the separation of powers between the executive, legislative, and judicial branches of government, and basic rights guaranteed under the federal constitution. It will also examine the common law under-pinnings of American legal thought, considering areas of law such as contracts, torts, and business associations. The course will explore these subjects using the case method, and will serve as an introduction for students to the traditional method of legal education in the US. The course will be taught in the method of education used in US law schools. This will combine short introductory lectures with the “Socratic method” in which the primary focus of the class will be on a discussion in which the visiting professor will pose to class members (both volunteers and non-volunteers) questions about assigned readings.

Instruction: Lectures and seminars. All teaching is in English.

Examination: Examination is based on an examination portfolio including class attendance and participation (20%), three written assignments (30%), and a final examination (50%). The final grade obtained for the course is based on a balanced assessment of the examination portfolio.

Responsible Department: Department of Law.

SWEDISH LANGUAGE COURSES

The Department of Scandinavian Languages offers language courses in Swedish for international students at Uppsala University.

Intensive Basic Swedish Summer school, 7.5 credits

In August each year there is a four-week intensive beginners' course, comprising 44 hours of instruction. The course is open for international students who will begin their studies at Uppsala University in August/September. The number of places to the course is limited and will be allocated on a first come, first served basis.

More information about the course can be found on the website of the Department of Scandinavian Languages: www.nordiska.uu.se/admissions/courses/swedish/basic/intensive/

Part time course in Swedish

The course starts in mid-September and finishes in December during autumn and starts in mid-February and finishes in May during spring.

All exchange students are offered a course in basic Swedish, administrated by the Department of Nordic Languages, that runs part-time during the semester (autumn/spring) and is worth 7,5 ECTS. This course consists of approximately 40 teaching hours. The content of this course is similar to the Intensive Basic Swedish Course. Please take a look at the following website for further information:

www.nordiska.uu.se/admissions/courses/swedish/basic/

Application: Application for the part time course during the semester takes place upon arrival. You will find information in your welcome package, which you will receive on your arrival day.

All Swedish language courses are free of charge for exchange students.

