

Incoming student mobility

Name of UNIOS University Unit: Faculty of Law

COURSES OFFERED IN FOREIGN LANGUAGE FOR ERASMUS+ INDIVIDUAL INCOMING STUDENTS

General information COURSES OFFERED IN FOREIGN LANGUAGE FACULTY OF LAW OSIJEK		
Lecturer	Zvonimir Jelinić, PhD, Associate Professor	
Course	ACCESS TO JUSTICE AND EUROPEAN CONVENTION ON HUMAN RIGHTS	
Study programme	Erasmus	
ETCS and teaching	ECTS	6
	Hours weekly (L+P+S)	2+0+0

1. COURSE DESCRIPTION		
<i>1.1. Course objectives</i>		
The course objective is to provide students with cognition of the true meaning and value of access to justice in democratic societies as it is construed in the jurisprudence of the European Court of Human Rights.		
<i>1.2. Prerequisites for enrolment</i>		
Students wishing to take on the course should be deeply interested into the right to a fair trial which stands for the crucial procedural human right existing both on national and international level. They should also have a good command of English.		
<i>1.3. Learning outcomes:</i>		
<ol style="list-style-type: none"> 1. After the course students will be able to explain the circumstances of the most significant “access to a court” cases that had appeared before the European Court of Human Rights. 2. After the course, students will be able to explicate the meaning of the right to a fair trial as guaranteed by the European Convention on Human Rights and Fundamental Freedoms. 3. After the course students will be able to detect legal and factual situations that could potentially lead to the right to access to a court violation. 		
<i>1.4. Course description</i>		
Every year hundreds of thousands of people in EU and beyond experience some kind of legal difficulty. Many times, legal problems cannot be solved without court intervention. If courts are inaccessible because it is too expensive to approach the court or laws are made too complicated or someone is simply refused to consult a lawyer, then access to justice may come into question. There is no doubt that today access to justice presents a hallmark of the democratic societies. There is a wide consensus now that access to justice implies not only the right to access to courts, but the right to a fair trial in its most extensive meaning. Within this course students shall have an opportunity to develop strong impression about the role that access to justice plays in modern societies and they will learn how it has developed over the years in the jurisprudence of the European Court of Human Rights. This course is the crucial course for anyone wishing to become human rights activists, human rights lawyer, or just a good lawyer. Without knowing how this particular guarantee works in practice and what does it mean it is very hard, if not impossible, to detect situations which could lead to violation of the right to a fair trial, both in terms of legal remedies and procedures.		
<i>1.5. Course organisation</i>	<input checked="" type="checkbox"/> Lectures <input checked="" type="checkbox"/> seminars and workshops <input type="checkbox"/> practical work <input type="checkbox"/> long distance learning*	<input checked="" type="checkbox"/> individual tasks <input type="checkbox"/> multimedia and network <input type="checkbox"/> laboratory <input checked="" type="checkbox"/> mentoring <input type="checkbox"/> other

					<input type="checkbox"/> field work																																
1.6. Comments					No comments.																																
1.7. Student's obligations																																					
Active participation in the teaching process and discussions during the classes is the most important responsibility of students wishing to learn about access to justice and the right to a fair trial.																																					
1.8. Monitoring student's work																																					
Attendance	x	Active participation	x	Seminar		Experimental work																															
Written exam	x	Oral exam		Essay	x	Research	x																														
Project		Continuous assessment	x	Report		Practical work																															
Portfolio				Presentation	x																																
1.9. Evaluation and assessment of student's work during the course and on the final exam																																					
<table border="1"> <thead> <tr> <th rowspan="2">STUDENT ACTIVITY *</th> <th rowspan="2">ECTS</th> <th rowspan="2">LEARNING OUTCOME **</th> <th rowspan="2">TEACHING METHOD</th> <th rowspan="2">EVALUATION METHOD</th> <th colspan="2">POINTS</th> </tr> <tr> <th>min</th> <th>max</th> </tr> </thead> <tbody> <tr> <td>Reading tasks</td> <td>1</td> <td>Verbal information</td> <td>Guided instruction</td> <td>Observation</td> <td>0</td> <td>1</td> </tr> <tr> <td>In-class discussions</td> <td>2</td> <td>Verbal information</td> <td>Guided instruction</td> <td>Observation</td> <td>0</td> <td>2</td> </tr> <tr> <td>Written examination</td> <td>3</td> <td>A strong sense of access to justice in its widest meaning</td> <td>-</td> <td>Check-up of the quality and accuracy of the written exam</td> <td>0</td> <td>3</td> </tr> </tbody> </table>								STUDENT ACTIVITY *	ECTS	LEARNING OUTCOME **	TEACHING METHOD	EVALUATION METHOD	POINTS		min	max	Reading tasks	1	Verbal information	Guided instruction	Observation	0	1	In-class discussions	2	Verbal information	Guided instruction	Observation	0	2	Written examination	3	A strong sense of access to justice in its widest meaning	-	Check-up of the quality and accuracy of the written exam	0	3
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1.10. Mandatory reading (in the moment of study programme draft application)																																					
<ol style="list-style-type: none"> Handbook on European law relating to access to justice, European Union Agency for Fundamental Rights and Council of Europe, 2016. Guide on Article 6 of the European Convention on Human Rights, Right to a fair trial (civil limb), Updated to 31 December 2021. Council of Europe, 2022. Francioni, F., Access to Justice as a Human Right, Oxford, 2007. Jelinić, Z., Legal Clinics and Access to Justice in Croatia: Perspectives and Challenges, Asian Journal of Legal Education, 5:1/2018., str. 99-108. 																																					
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<ol style="list-style-type: none"> William A. Schabas, The European Convention on Human Rights: a commentary, Oxford University Press, 2016. 																																					
1.12. Method of monitoring the quality which enables acquisition of knowledge, skills and competences																																					
After the completion of the class students will receive an email with a case study which they will be (morally) obliged to puzzle out within a specific time frame. Their analysis will then serve as the basis for the assessment of the course quality.																																					