

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	Mirela Župan I Martina Drventić Barišin	
Course	EU International Family Law	
Study programme		
Course status		
Way of taking course	in-class or/and online or/and hybrid	
Year		
ETCS and teaching	ECTS	6
	Hours weekly (L+P+S)	45 (30+15+0)

1. COURSE DESCRIPTION

1.1. Course objectives

The course provides for the study of the following problematic issues: the determination of the concept and content of EU international family law; setting the structure of the relevant legal sources; analysis of the four basic components in the area of private international law: applicable law, international jurisdiction, recognition and enforcement of foreign decisions and intergovernmental cooperation. Issues would be elaborated through relevant formal legal sources, in particular the Hague Conventions and the EU regulations. In particular these would be: Hague Convention on Protection of Children and Cooperation in cases of international adoptions of 1993.; The Hague Convention on jurisdiction, applicable law, recognition and enforcement and cooperation on parental responsibility and child protection measures of 1996, the Hague Convention on the Civil Aspects of International Child Abduction of 1980 and the Hague Convention on child support of 2007, Protocol on the Law applicable to maintenance obligations of 2007. Domain of the *acquis* is envisaged through the study of the Regulation no. 2019/1111 concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and parental responsibility, Regulation (EC) of the European Parliament and the Council no. 4/2009. on international jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters of maintenance, with inclusion of the Protocol on the law applicable to the maintenance of the 2007; Regulation (EU) no. 1259/2010 implementing enhanced cooperation in the area of the law applicable to divorce, Council Regulation (EU) 2016/1103 of 24 June 2016 implementing enhanced cooperation in the area of jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes OJ L 183, 8.7.2016, p. 1–29. Identified problem areas are studied through the case-law of the Court of EU and the European Court of Human Rights.

1.2. Prerequisites for enrolment

None

1.3. Learning outcomes:

- 1) Nominate and interpret legal sources
- 2) Be able to find relevant legal sources and case law in open-access EU data bases
- 3) Explain internal and external competence of EU in the area
- 4) Interpret peculiarities of selected regulations
- 5) Apply provisions relating to recognition and enforcement

1.4. Course description																																																										
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1.5. Course organisation				x Lectures ☐ seminars and workshops X practical work ☐ long distance learning* ☐ field work		X individual tasks X multimedia and network ☐ laboratory ☐ mentoring ☐ other																																																				
1.6. Comments																																																										
1.7. Student's obligations																																																										
Attending classes, activity in classes, practical work, individual tasks																																																										
1.8. Monitoring student's work																																																										
Attendance	x	Active participation	x	Seminar		Experimental work																																																				
Written exam		Oral exam		Essay	x	Research																																																				
Project		Continuous assessment		Report		Practical work	x																																																			
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>Active participation</td> <td></td> <td>1-5</td> <td></td> <td>activity records</td> <td>10</td> <td>15</td> </tr> <tr> <td>Essay</td> <td></td> <td>1-5</td> <td></td> <td>Verification and assessment practical work</td> <td>15</td> <td>35</td> </tr> <tr> <td>Presentation</td> <td></td> <td>1-5</td> <td></td> <td>Verification and assessment of presentation</td> <td>10</td> <td>25</td> </tr> <tr> <td>Practical work</td> <td></td> <td>1-5</td> <td></td> <td>Verification and assessment of practical work</td> <td>15</td> <td>25</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td></td> <td>50</td> <td>100</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>								STUDENT ACTIVITY *	ECTS	LEARNING OUTCOME **	TEACHING METHOD	EVALUATION METHOD	POINTS		min	max	Active participation		1-5		activity records	10	15	Essay		1-5		Verification and assessment practical work	15	35	Presentation		1-5		Verification and assessment of presentation	10	25	Practical work		1-5		Verification and assessment of practical work	15	25						50	100							
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Viarengo I./Villata F. (eds.): Planning the future of cross-border families: a path through coordination (Hart Law Publishing) Mirela Župan, The Best Interests of the Child: A Guiding Principle in Administering Cross-Border Child-Related Matters? January 2017, in book: The United Nations Convention on the Rights of the ChildPublisher: Brill Nijhoff. Lecture notes and materials.																																																										

<i>1.11. Recommended reading (in the moment of study programme draft application)</i>
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<i>1.12. Method of monitoring the quality which enables acquisition of knowledge, skills and competences</i>
Keeping records of the student's presence and activities in class (especially participation in the discussion), The quality and results of students' work are monitored through practical work and presentation.

EU International Family Law

The course will deal with the concept and content of EU international family law: sett the relevant legal sources; analyse the four basic components: applicable law, jurisdiction, recognition and enforcement of foreign decisions and cooperation. The course is build on EU legislation and CJEU case law, HCCH conventions and ECtHR relevant cases.