



**LUNDS**  
UNIVERSITET

SYLLABUS

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Faculty of Law

*Educational Committee of the Faculty Board of Law*

## **Syllabus for Comparative European Legal History, 15 higher education credits (15 ECTS), second cycle**

JRHN11

Approved by the Educational Committee of the Faculty Board of Law on 22<sup>nd</sup> August, 2007.

Amended 7 March 2012.

Valid from January 2012.

### **1. General Information**

The course “Comparative European Legal History” is an optional course within the programme leading to a Swedish professional Law degree. It is open to students on the 7<sup>th</sup> or 8<sup>th</sup> term of the curriculum for the professional Degree Master of Laws programme, to students participating in international exchange programmes with the Faculty of Law and it can also be studied as a single subject course.

Lectures and course materials are in English.

The duration of the course is 10 weeks of full-time study.

### **2. Learning Outcomes**

In this course the participants will gain insight into themes such as Ius Commune, federalism, judiciaries, human rights, legal science and codifications, law and politics, from a European dimension. The course will rely on recent discourse in legal history, on the role of comparative law and of legal cultures.

To pass the examination, the student shall be able to demonstrate knowledge and competences as outlined below:

#### *Knowledge and understanding*

The student shall be able to demonstrate knowledge and understanding of

- the cultures and history of the major legal systems of Europe
- the development of legal science and legal education
- constitutional ideas, their manifestations and interaction with human rights
- the various institutional developments within criminal law, civil law and procedural law

The student shall be able to demonstrate in-depth knowledge of the historical roots of the ideas that have led to the establishment of the European Union, its legal structure and its institutions.

*Skills and abilities*

The student shall be able to demonstrate skills and abilities in

- commenting critically on and analysing various historical legal sources and identifying examples in European legal history of the interaction between different legal systems
- demonstrating a level of proficiency, both orally and in writing, in recounting, explaining and discussing the knowledge he/she has acquired from different perspectives
- using the concept of legal culture as a theoretical and methodological basis for analysing the development of law in Europe

*Values and attitudes*

The students shall be able to demonstrate an understanding of both the development of European legal history and the impact on it of contemporary legal discussions.

**3. Course Content**

The course is divided in two parts. The first part (5 weeks) includes lectures and seminars. This part of the course ends with three projects where the students study special topics in depth followed by a written examination. The second part (5 weeks) includes an essay which is presented and discussed orally at an examination seminar.

**4. Teaching and Assessment**

Knowledge, understanding and skills are attained by

- attendance at course lectures
- participation in three group projects with oral and written presentations
- individual, independent work on an essay and the scrutinising of an essay of a fellow student

Teaching is provided in the form of lectures, project seminars and individual tuition.

The examination consists of a written open-book examination, oral and written project presentation and an essay of 20 pages. There is a final seminar, where each essay will be scrutinized by a fellow student (opponent).

**5. Grades and grading criteria**

One of the following grades is given: Pass with Distinction (AB), Pass with Credit (BA), Pass (B) or Fail (U).

All grading criteria rest on the baseline set up for the grade Pass (B). Criteria for the grade BA are additional to those for the grade B. Criteria for the grade AB are additional to those for the grade BA. Each grade criterion consists of a qualitative and a quantitative dimension. To be awarded a specific grade, the grade criterion must be satisfied in its qualitative as well as its quantitative dimension.

Grading criteria are applied to all dimensions listed as “Learning outcomes” in this syllabus. Grading is done primarily using Qualitative and Quantitative criteria. The Qualitative criterion reflects how well read the student is whereas the Quantitative criterion reflects how well the student can use her/his knowledge to make a well structured critical and analytical argument and put it in a proper context.

### **B - Basic command**

The student shall be able to demonstrate knowledge and understanding of

- The cultures and history of the major legal systems of Europe
- The development of legal science and legal education
- Constitutional ideas, their manifestations and interaction with human rights
- The various institutional developments within criminal law, civil law and procedural law.

The student shall be able to demonstrate in-depth knowledge of the historical roots of the ideas that have led to the establishment of the European Union, its legal culture and its institutions.

The student shall be able to demonstrate skills and abilities in

- commenting critically on and analyzing various historical legal sources and identifying examples in European legal history of the interaction between legal systems
- Demonstrating a level of proficiency, both orally and in writing, in recounting explaining and discussing the knowledge she/he has acquired from different perspectives
- using the concept of legal culture as a theoretical and methodological basis for analyzing the development of law in Europe.

The student shall be able to demonstrate an understanding of both the development of European legal history and the impact on it of contemporary legal discussion.

### **BA – Advanced command**

The student shall be able to demonstrate good knowledge and good understanding of

- The cultures and history of the major legal systems of Europe
- The development of legal science and legal education
- Constitutional ideas, their manifestations and interaction with human rights
- The various institutional developments within criminal law, civil law and procedural law.

The student shall be able to demonstrate good in-depth knowledge of the historical roots of the ideas that have led to the establishment of the European Union, its legal culture and its institutions.

The student shall be able to demonstrate good skills and abilities in

- commenting critically on and analyzing various historical legal sources and identifying examples in European legal history of the interaction between legal systems
- Demonstrating a level of proficiency, both orally and in writing, in recounting explaining and discussing the knowledge she/he has acquired from different perspectives
- using the concept of legal culture as a theoretical and methodological basis for analyzing the development of law in Europe.

The student shall be able to demonstrate a good understanding of both the development of European legal history and the impact on it of contemporary legal discussion.

#### AB – Mastery

The student shall be able to demonstrate very good knowledge and very good understanding of

- The cultures and history of the major legal systems of Europe
- The development of legal science and legal education
- Constitutional ideas, their manifestations and interaction with human rights
- The various institutional developments within criminal law, civil law and procedural law.

The student shall be able to demonstrate very good in-depth knowledge of the historical roots of the ideas that have led to the establishment of the European Union, its legal culture and its institutions.

The student shall be able to demonstrate very good skills and abilities in

- commenting critically on and analyzing various historical legal sources and identifying examples in European legal history of the interaction between legal systems
- Demonstrating a level of proficiency, both orally and in writing, in recounting explaining and discussing the knowledge she/he has acquired from different perspectives
- using the concept of legal culture as a theoretical and methodological basis for analyzing the development of law in Europe.

The student shall be able to demonstrate a very good understanding of both the development of European legal history and the impact on it of contemporary legal discussion.

### **6. Course Admission Requirements**

For students studying for the professional Degree of Master of Laws, the admission requirements are those for studying on the 7<sup>th</sup> or 8<sup>th</sup> term as stated in the Curriculum for the Law Study Programme.

Admission requirements for international exchange students are relevant undergraduate studies corresponding to three years at a university level.

When the course is offered as a single subject course, the admission requirements are 120 higher education credits (120 ECTS) in law, the social sciences or the humanities.

### **7. Literature**

See appendix.