Stockholm University

Syllabus

for course at advanced level

Competition Law
Konkurrensrätt

15.0 Higher Education Credits
15.0 ECTS credits

Course code:	JU451B
Valid from:	Spring 2016
Date of approval:	2015-09-03
Department	Department of Law
Main field:	Legal Science
Specialisation:	A1N - Second cycle, has only first-cycle course/s as entry requirements

Decision

Approved by the Education Board of the Faculty of Law 2015-09-03.

Prerequisites and special admittance requirements

For access to lectures and examination, students must fulfil the general requirement for admission to elective courses, i.e. having passing grades amounting to at least 150 credits on mandatory courses within the law program, including passing grades in the mandatory courses Private Law A, B, C and D, European Law, Criminal Law, Civil and Criminal Procedure. Exchange students admitted by the Department of Law at Stockholm University are also given access to the course.

Course structure

Examination code	Name	Higher Education Credits
0100	Competition Law	15

Course content

The aim of this course is to examine the legal rules of EU Competition Law taking into account the underlying economic principles and wider policy issues. The course concentrates on the foundations for the system of rules, consisting of Articles 101 and 102 of the TFEU and the Merger Regulation, which together are enforced in order to ensure that effective competition prevails on the markets in EU. The course offers, to some extent, both an interdisciplinary (legal and economic) and comparative perspective with the aim of understanding the function and use of competition law in society. It examines the application of the competition rules in certain sectors, such as in media and telecommunications, and in this context the interplay between competition law and intellectual property law is studied. However, the emphasis is on the basic rules of competition. The course touches the legal development in related areas, such as in EU state aid law and in reference to the EU rules on public procurement.

In addition to substantive rules and principles, EU civil procedural rules and principles that ensure the effective impact of EU competition law, are studied. The implications of the EU's Charter of Fundamental Rights and the European Convention on Human Rights are covered.

The course also aims to prepare students for their graduate thesis (Master's thesis), by focusing on academic writing, e.g. on the process of making methodological choices and the selection of research issues. To pass the course the student needs to write an essay where the thesis and research questions should be identified.

Learning outcomes

After completing the course, students should be able to:

- Independently understand and apply EU competition law in a broad sense and be able to use the principles and tests that can be inferred from the case law of CJEU, and demonstrate an understanding of economic and other social effects of different EU competition law regulations and control mechanisms;
- Demonstrate a deeper methodological knowledge of EU competition law, including insights on the importance of economic theory;
- Write and present a short essay (assignment), where relevant jurisprudential issues relating to EU competition law are identified and analysed critically by using an appropriate method and taking into account academic requirements regarding the use of sources, etc.

Education
The course consists of a series of lectures and seminars (2 hours each). Attendance and active participation at 80% of the lectures and at all seminars is mandatory. Active participation means that the student should prepare for the seminars and participate in the analysis and discussion of the cases at the seminars. Absence results in a requirement to write a make-up paper. In addition to the seminars, it is also mandatory to write an essay. The essay is graded (scored) and is part of the evaluation for the grade the student receives for the course as a whole.

All obligatory parts of the course, including any make-up papers the student is required to hand in, need to be fulfilled before the student is allowed to write the final exam.

All teaching is conducted in English

Forms of examination
The examination consists of the essay and the written exam (written examination). Assessment criteria for the essay and grading criteria for the course as a whole are developed and specified in the course's teaching plan. The grade for the course is set to reflect the individual performances of the student in reference to both parts of the written examination. To pass the course, the student is required to have met all learning outcomes for the course. Examination is in English.

Permitted aids for the written exam are specified in the course's teaching plan. Students who fail the regular written exam are offered a make-up exam. Students who received a passing grade are not entitled to participate in the make-up exam. Students who fail twice by the same examiner have the right to demand a different examiner for further exams. This rule does not apply if there are specific reasons against appointing another examiner.

Rating according to the seven-point grading scale replaces the Swedish grading scale. Passing grades are: A (Excellent), B (Very good), C (Good), D (Satisfactory) or E (Sufficient). Failing grades are Fx (Insufficient) or F (Wholly insufficient).

Misc
In case the student completed all obligatory parts of the course, that status is valid for two years. This also applies in the case the student de-registered from the course.

In case of material changes to the obligatory parts of the course, a student has for a period of two years the right to invoke the requirements that applied when the student in question registered for the first time for the course.

Effective
These provisions apply as of 18 January in 2016.

Required reading
Required reading is assigned by the Course Director. For information on literature, please see the course's website. An updated list of required reading is available at least two months before the course starts.