

Syllabus

for course at advanced level

Transboundary Environmental Law
Gränsöverskridande miljö rätt

**15.0 Higher Education
Credits**
15.0 ECTS credits

Course code:	JU675A
Valid from:	Spring 2021
Date of approval:	2020-06-03
Department	Department of Law
Subject	Law and Legal Studies
Specialisation:	A1N - Second cycle, has only first-cycle course/s as entry requirements

Decision

Approved by the Education Committee of the Faculty of Law on 3 June 2020.

Prerequisites and special admittance requirements

For access to lectures and examination, the student must fulfill the general requirement for admission to elective courses through the successful completion of compulsory courses amounting to at least 150 credits within the law programme. Exchange students admitted by the Department of Law at Stockholm University can also attend the course.

Course structure

Examination code	Name	Higher Education Credits
0100	Transboundary Environmental Law	15

Course content

The course aims to provide in-depth knowledge of Environmental Law in transboundary contexts. The transboundary dimension involves international law, supranational law (mainly the EU) and transnational structures and practices (e.g. extraterritorial application of national law) to manage, resolve and control environmental issues across state borders. Environmental law issues encompass the regulation and processes relating to, among others, climate change, air, water and soil pollution the protection of nature and biodiversity, as well as the legal control of waste and hazardous substances. Transboundary environmental law also covers development policies, changes in legal thinking across state borders, and comparative studies of environmental law concepts and approaches. The course also examines various thematic legal issues on dispute resolution, international institutions, environmental protection and globalisation, trade, or human rights, environmental liability of transnational corporations, environmental democracy, and finally sanctions, implementation and achievement of objectives.

Learning outcomes

Knowledge and understanding

Upon completion of the course, students are expected to be able to:

- demonstrate in-depth knowledge of the meaning of key environmental law concepts in transboundary contexts,
- demonstrate an in-depth understanding of the legal structure of international and EU environmental law and in transnational situations, and
- demonstrate an in-depth understanding of how environmental law rules and processes affect and are affected

by human rights and free trade rules.

Skills and abilities

Upon completion of the course, students are expected to be able to:

- demonstrate an in-depth ability to apply current legal standards to complex concrete cases, events and processes, and
- demonstrate an in-depth ability to formulate and highlight issues, problems and situations of environmental law, both orally and in writing

Judgement and approach

Upon completion of the course, students are expected to be able to:

- demonstrate an in-depth ability to critically assess and evaluate how the studied legal norms, processes and regimes relate to stated political goals and environmental discourses, and
- demonstrate an in-depth ability to evaluate key rules and processes of environmental law, including their function and effect in a general legal but also political context

Education

Instruction is initially given mainly in the form of lectures, which are later supplemented by seminars. During the course, students will write a short memorandum of about 2 pages and an essay. The essay will also be presented orally. Participation in the introduction, seminars and oral presentation of the essay is mandatory.

The language of instruction is English.

Forms of examination

Examination is conducted through the assessment of the memorandum and the essay, through attendance at seminars and through a written examination at the end of the course. If an examined course component is carried out after the given deadline, points will be deducted.

The memorandum and participation in seminars are assessed with the grade Pass (G) and Fail (U), while the essay and written exam are graded and weighed together in the final grade in the course. The essay and final exam each amounts to 50% of the final grade in the course. More details about how grades are weighted are also given in the course description.

Active attendance is mandatory at all seminars. Active attendance means that the student has prepared the assignments and is ready to participate in discussions about them. Exemptions from the attendance requirement are otherwise solely granted if the student has a lawful excuse, in which case the student should complete a pedagogically equivalent assignment as compensation for their absence. No exemption from attendance will be granted for the oral presentations during seminars. More details about the scope and structure of the course are found in the course description.

In order to pass the course, students must pass all course components. Assessment criteria for the written assignments:

- Subject and problem formulation
- Factual knowledge and insight into the subject
- Presentation
- Materials
- Methodology
- Analysis and argumentation
- Independence of thought
- Conclusions
- Sources and formal requirements
- Language

The language of instruction is English.

Grading criteria and permitted aids during the examination are specified in the course description.

Students who receive a failing grade on a regular examination will have the opportunity retake the examination. A student who has failed the same examination twice is entitled to have another examiner appointed, Unless there are special reasons to the contrary.

The final course grade is set using the following scale: Pass with Distinction (AB), Pass with Credit (BA), Pass (B) or Fail (U).

Students are entitled upon request to receive grades according to the seven-point ECTS scale. The request should be made by the student before the examination as determined by the Department of Law. The grade

according to the seven-point scale is then valid instead of the regular grade. Passing grades according to the seven-point scale are: A (Excellent), B (Very Good), C (Good), D (Satisfactory) and E (Adequate). Failing grades are Fx (Inadequate) or F (Totally Inadequate).

A student with a certificate of special pedagogical support issued by Stockholm University has the right to alternative/accommodated forms of examination in accordance with the certificate.

Misc

Completed course requirements are valid for two years. This also applies to students who drop the course during the early course withdrawal period.

The course requirements in effect at the time of the student's first registration on the course may be completed within two years. After two years, the course requirements included in the most recently revised syllabus will apply.

Entry into force

These provisions will apply as of 18 January 2021.

Required reading

The course literature will be determined by the head of department.

Please refer to the course website and the course description for information about the required reading. The current reading list will be made available at least two months before the course starts.