# COURSE SYLLABUS

**1.** Programme information

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| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

**2.** Course information

| | |
|---|---|
| 2.1. Course title | **ADVANCED CRIMINAL LAW** |
| 2.2. Course lecturer | Prof. Mihai Adrian Hotca, PhD |
| 2.3. Seminar tutor | Prof. Mihai Adrian Hotca, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

**3. Total estimated time**

| | | | | | |
|---|---|---|---|---|---|
| **3.1.** Number of hours per week | **3** | of which: **3.2.** lecture | **2** | **3.3.** seminar/laboratory | **1** |
| **3.4.** Total hours in the curriculum | **18** | of which: **3.5.** lecture | **12** | **3.6.** seminar/laboratory | **6** |
| **3.7.** Total hours of individual study | | | | | **60** |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| **3.8.** Tutoring | | | | | **12** |
| **3.9.** Examinations | | | | | **2** |
| **3.10.** Other activities ..... | | | | | - |
| **3.11.** Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | **92** |
| **3.12.** Number of credits | | | | | **8** |

**4.** Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

**5.** Conditions (where applicable)

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|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/lab. | |

**6. Specific competences acquired**

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, controversies and new hypotheses specific to the field of law<br>C.2. Communication at an advanced level with specialists in fields related to law<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law<br>C.6. Ability to identify the knowledge and applied priorities of the field of law<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions<br>CT.3. Capacity to develop creativity-centred projects in the field of law |

**7.** Course objectives (derived from the grid of specific competences acquired)

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|---|---|
| 7.1 General objective of the course | - in-depth study of criminal law institutions and of criminal legal language;<br>- acquiring knowledge of the Romanian criminal justice system;<br>- in-depth study of legislation, legal scholarship and judicial practice;<br>- understanding, acquiring and deepening the connections between criminal law and other branches of law; |
| 7.2 Specific objectives | - acquiring, understanding and deepening the rules of Criminal Law. The General Part and of Criminal Law. The Special Part;<br>- highlighting the role of knowledge of criminal legislation |

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| | in the field of law;<br>- identifying the concepts, theories and institutions specific to criminal law, and understanding and assimilating them;<br>- connecting theory with professional practice (with particular reference to the binding case law of the High Court of Cassation and Justice and the case law of the Constitutional Court, the European Court of Human Rights and the Court of Justice of the European Union). |

**8. Learning outcomes**

| | |
|---|---|
| Knowledge | ▪ in-depth understanding of the institutions of Criminal Law;<br>▪ in-depth knowledge of legal scholarship and judicial practice;<br>▪ mastery of the fundamental concepts of Criminal Law;<br>▪ familiarity with the relevant case law of the Constitutional Court, the High Court of Cassation and Justice, the ECtHR and the CJEU. |
| Skills | • the capacity to analyse the institutions of Criminal Law comparatively;<br>• development of competences in analysing and synthesising legal problems arising in judicial practice;<br>• the ability to identify and apply the relevant case law of the Constitutional Court, the High Court of Cassation and Justice, the ECtHR and the CJEU;<br>• developing the capacity to construct advanced legal arguments in cases involving the application of Criminal Law. |
| Responsibility and autonomy | ▪ demonstrating a high level of autonomy in the critical analysis of the institutions and effects of Criminal Law rules;<br>▪ exercising academic and professional responsibility by carrying out original research and interpretations in the field of Criminal Law;<br>▪ taking on the role of initiator of innovative perspectives on the application and interpretation of Criminal Law;<br>▪ the capacity to contribute independently to doctrinal and practical debates on the application of criminal law. |

| **9.1 Lecture** | **Content** | **Method** lecture/ problematisation/ computer-assisted lecture |
|---|---|---|

| | | |
|---|---|---|
| **1. Classical theories on establishing the causal link in criminal law** | The causal link – notion, monist theories, pluralist theories on establishing the causal link. | Lecture |
| **2. The rationale of justifying causes and of causes of non-imputability** | Reasons underlying the causes excluding the offence and comparison between causes of non-imputability and justifying causes | Lecture |
| **3. The act of omission and its criminalisation in criminal law** | Classification of offences according to the specific nature of the material element. Proper omission offences and improper omission offences as defined in Romanian criminal legislation and in the legislation of other states. | Lecture |
| **4. Protection of private life through criminal law rules** | Private life as an object of protection under criminal law. Offences that serve to protect private life. Aspects of judicial practice in the field of criminal-law protection of private life | Lecture |
| **5. Legal scholarship and judicial practice on computer crimes** | Computer crimes – concept and characterisation, doctrinal classifications. Relevant aspects of judicial practice on computer crimes | Lecture |
| **6. Legal scholarship and judicial practice on preventing and combating corruption, tax evasion and money laundering** | Corruption offences, tax evasion and money laundering – concept and characterisation. Theoretical aspects and relevant judicial practice on computer crimes | Lecture |

**Course bibliography**


1. V. DOBRINOIU, T. DIMA, M. HOTCA, I. PASCU, I. CHIȘ, M. GORUNESCU, M. DOBRINOIU, Noul Cod penal comentat. Partea specială. Ed Universul Juridic; 2025;
2. V. DOBRINOIU, T. DIMA, M. HOTCA, I. PASCU, I. CHIȘ, M. DOBRINOIU, C. PĂUN, M. GORUNESCU, Noul Cod penal comentat. Partea generală, Ed Universul Juridic; 2025;
3. M.A. HOTCA, R.F. GEAMĂNU, Manual de drept penal. Partea generală, ed. a 5-a, Ed. Universul Juridic, București, 2025;
4. M.A. HOTCA, M. GORUNESCU, N. NEAGU, M. DOBRINOIU, R. GEAMĂNU, Infracţiuni prevăzute în legi speciale, ed. a 6-a, Ed. C.H. Beck, Bucureşti, 2023;
5. V. DONGOROZ şi colectiv, Explicaţiile teoretice ale Codului penal român, Vol. II, III şi Vol. IV, Editura Academiei, Bucureşti, 2003;


| **8.2. Seminar/ Laboratory** | **Content** | **Method** Case study/ heuristic conversation/ role play |
|---|---|---|

| | | |
|---|---|---|
| **Seminar 1** | Classical theories on establishing the causal link in criminal law<br>"The theory of intelligent bayonets" in the regulation of justifying causes in criminal law | Heuristic conversation |
| **Seminar 2** | The act of omission and its criminalisation in criminal law<br>Protection of private life through criminal law rules | Heuristic conversation.<br>Case study |
| **Seminar 3** | Legal scholarship and judicial practice on preventing and combating acts of corruption<br>Legal scholarship and judicial practice on computer crimes | Heuristic conversation<br>Case study |

**Seminar bibliography**


1. V. DOBRINOIU, T. DIMA, M. HOTCA, I. PASCU, I. CHIȘ, M. GORUNESCU, M. DOBRINOIU, Noul Cod penal comentat. Partea specială. Ed Universul Juridic; 2025;
2. V. DOBRINOIU, T. DIMA, M. HOTCA, I. PASCU, I. CHIȘ, M. DOBRINOIU, C. PĂUN, M. GORUNESCU, Noul Cod penal comentat. Partea generală, Ed Universul Juridic; 2025;
3. M.A. HOTCA, R.F. GEAMĂNU, Manual de drept penal. Partea generală, ed. a 5-a, Ed. Universul Juridic, București, 2025;
4. M.A. HOTCA, M. GORUNESCU, N. NEAGU, M. DOBRINOIU, R. GEAMĂNU, Infracţiuni prevăzute în legi speciale, ed. a 6-a, Ed. C.H. Beck, Bucureşti, 2023;
5. J. Larquier, A-M Larquier, Droit penal special, 100 edition, Dalloz, Paris, 2013;
6. Florin Streteanu, Daniel Nițu, Drept penal partea generală, Curs universitar, Editura Universul Juridic, Bucureşti, 2014;
7. Viorel Paşca, Drept penal, Partea generală, Editura Universul Juridic, Bucxureşti, 2015;
8. Valerian Cioclei, Mobilul în conduita criminală, Editrura All Beck, Bucureşti, 1999;
9. F. Mantovani, Trattato di dirito penale, Parte generale, 4ed., Padova, 2015;


**9.** Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

The content of the course *Advanced Criminal Law* takes into account the criminal-law framework established in this field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations in Romania): anti-corruption prevention and combating expert - 241942; lawyer - 242101; legal adviser - 242102; prosecutor - 242201; judge and related occupations - 242202; assistant magistrate - 242203; inspector judge - 242204; consultant magistrate - 242205; probation inspector - 242207; legal expert - 242904; justice counsellor – 242905, etc.

**10.** Assessment

Assessment is carried out through an oral exam, with two theoretical synthesis questions and one judicial practice question.

**Assessment criteria for the seminar/laboratory activity**:

- participation in teaching activities;
- appropriate use of criminal legal language in debates;
- appropriate use of theoretical and legislative knowledge;
- solving concrete legal problems using the knowledge acquired.

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|---|---|---|
| Date of completion<br>28.09.2025 | Signature<br>of the course lecturer<br>Prof. Mihai Hotca, PhD<br>…… | Signature<br>of the seminar tutor<br>Prof. Mihai Hotca, PhD<br>……. |
| Date of approval by the<br>Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |

COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | THE ADOPTION AND APPLICATION OF EUROPEAN UNION LEGISLATION – PROCEDURAL ASPECTS |
| 2.2. Course lecturer | Prof. Augustin FUEREA, PhD |
| 2.3. Seminar tutor | Prof. Augustin FUEREA, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

| | |
|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

## 6. Specific competences acquired

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, |

| | |
|---|---|
| | controversies and new hypotheses specific to the field of law;<br>C.2. Communication at an advanced level with specialists in fields related to law;<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law;<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems;<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law;<br>C.6. Ability to identify the knowledge and applied priorities of the field of law;<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law; |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law;<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions;<br>CT.3. Capacity to develop creativity-centred projects in the field of law. |

7. Course objectives (derived from the grid of specific competences acquired)

| | |
|---|---|
| 7.1 General objective of the course | - identifying the concepts and institutions specific to EU legislation, and understanding and assimilating them;<br>- analysing the procedures for the adoption of EU legislation and the existing connections between them;<br>- in-depth study of the applicability of EU legislation in close connection with the case law of the Court of Justice of the EU. |
| 7.2 Specific objectives | - understanding EU legislation;<br>- interpreting the case law of the EU courts;<br>- understanding the importance of the relationship between EU legislation and the legislation of the Member States, and international law respectively, in the context of Romania's acquisition of the status of a Member State of the EU with full rights and obligations;<br>- understanding the position, interests and content of the obligations incumbent on Romanian administrative and judicial authorities as a result of accession to the EU. |

8. Learning outcomes

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|---|---|
| Knowledge | ▪ in-depth understanding of the process of adopting the primary and secondary legislation of the European Union, with emphasis on the role of the EU institutions;<br>▪ knowledge of the procedural mechanisms for the adoption of regulations, directives, delegated acts and implementing acts;<br>▪ mastery of the fundamental concepts regarding the relationship between European Union law and domestic law, including the principles of primacy and direct effect;<br>▪ familiarity with the case law of the Court of Justice of the European Union on the direct application of EU law and on judicial cooperation. |
| Skills | • the capacity to comparatively analyse the procedures for adopting the EU's primary and secondary legislation and their implications for domestic law;<br>• development of competences in interpreting and evaluating EU legal acts in correlation with national legislation (the Fundamental Law, the codes of civil and |

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| | criminal procedure, etc.);<br>• the ability to identify and apply the relevant case law of the CJEU on direct effect, proportionality, equivalence and effective judicial protection;<br>• developing the capacity to construct advanced legal arguments in cases involving the application of European Union law before national courts. |
| Responsibility and autonomy | ▪ demonstrating a high level of autonomy in the critical analysis of the legislative process of the European Union and of its relationship with domestic law;<br>▪ exercising academic and professional responsibility by carrying out original research and interpretations on the primacy and direct effect of EU law;<br>▪ taking on the role of initiator of innovative perspectives on the use of procedural means to ensure the effectiveness of European Union law;<br>▪ the capacity to contribute independently to doctrinal and practical debates on the integration of EU law into the national legal order. |

| 9.1 Lecture | Content | Method<br>lecture/<br>problematisation/<br>computer-assisted<br>lecture |
|---|---|---|
| 1. The adoption of the primary legislation of the European Union. Legislative interventions in the nature of amendments | - conceptual aspects;<br>- procedural elements;<br>- institutions involved;<br>- the procedure for accession to the EU *versus* the procedure for withdrawal from the EU. | Lecture |
| 2. The adoption of legislative acts of the European Union | - the provisions of the Treaties and practice in the field regarding legislative initiative;<br>- the adoption of delegated acts;<br>- the adoption of acts implementing secondary acts;<br>- planning of the legislative agenda;<br>- the adoption of regulations and directives;<br>- the citizens' initiative;<br>- relations between the institutions of the European Union, interest groups, national parliaments and national officials;<br>- the democratic legitimacy of the EU institutions – evolutionary aspects. | Lecture |
| 3. The relationship between European Union law and national law – primacy *versus* supremacy of EU law | - legal basis;<br>- institutions involved;<br>- Declaration 17 concerning primacy;<br>- the relationship between supremacy and direct effect. | Lecture |
| 4. The direct effect of EU law | - the direct effect of primary law – CJEU case law;<br>- the direct effect of legal acts of the European Union – CJEU case law. | Lecture |
| 5. The application of European Union law – procedural means before national courts | - the principle of national procedural autonomy, of equivalence and of effectiveness;<br>- the principle of proportionality, adequacy and effective judicial protection; | Lecture |

| | | |
|---|---|---|
| 6. Provisions of Romanian legislation on the relationship between EU law and domestic law (judicial cooperation in civil matters; judicial cooperation in criminal matters) | - The Constitution of Romania, republished;<br>- The Civil Code;<br>- The Code of Civil Procedure;<br>- The Criminal Code;<br>- The Code of Criminal Procedure. | Lecture |

Course bibliography

1. Craig, Paul; de Burca, Gráinne, *„Dreptul Uniunii Europene. Comentarii, jurisprudență și doctrină”,* ediția a IV-a/a V-a, Editura Hamangiu, București, 2009/2017, cota: 341C/C82;
2. Fuerea, Augustin, „*Manualul Uniunii Europene*”, ediția a VI-a, revăzută și adăugită, Editura Universul Juridic, București, 2016, cota: 341C/F95;
3. Fuerea, Augustin, „*Dreptul Uniunii Europene – principii, acțiuni, libertăți”,* Editura Universul Juridic, București, 2016, cota: 341C/F95;
**4. Niță (Dumitrașcu), Mihaela**-Augustina, **„***Dreptul Uniunii Europene I”,* ediția a III-a, revăzută și adăugită, Editura Universul Juridic, București 2025, cota: 341C/N79.

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1. Craig, Paul; de Búrca, Gráinne, *„Eu Law - Text, Cases And Materials”*, Eighth Edition, Oxford University Press, 2024;
2. Dubout, Edouard, „*Droit constitutionnel de l'Union européenne*”, 2e édition, Bruylant, 2023;
3. Martucci, Francesco, **„***Droit de l'Union européenne”*, 4e édition, Dalloz, 2025;.
4. Schutze, Robert, „*European Union Law*”, 4 Revised edition, Oxford University Press, 2025.

| 9.2. Seminar/ Laboratory | Content | Method<br>Case study/ heuristic conversation/ role play |
|---|---|---|
| Seminar 1 | 1. The adoption of the primary legislation of the European Union. Legislative interventions in the nature of amendments<br>2. The adoption of legislative acts of the European Union | Heuristic conversation |
| Seminar 2 | 1. The relationship between European Union law and national law – primacy *versus* supremacy of EU law<br>2. The direct effect of EU law | Heuristic conversation. Case study |
| Seminar 3 | 1. The application of European Union law – procedural means before national courts<br>2. Provisions of Romanian legislation on the relationship between EU law and domestic law (judicial cooperation in civil matters; judicial cooperation in criminal matters) | Heuristic conversation<br>Case study |

Seminar bibliography

Legal scholarship:

1. Craig, Paul; de Búrca, Gráinne, *„Dreptul Uniunii Europene. Comentarii, jurisprudență și doctrină”,* ediția a IV-a/a V-a, Editura Hamangiu, București, 2009/2017, cota: 341C/C82;
2. Craig, Paul; de Búrca, Gráinne, **„***EU Law: Text, Cases, and Materials*”, Oxford University Press, 2015, cota: SD 72;
3. **Dumitrașcu, Mihaela**-Augustina, *„Dreptul Uniunii Europene și specificitatea acestuia*”, ediția a II-a, revăzută și adăugită, Editura Universul Juridic, București, 2015, cota: SD 9;
4. Fuerea, Augustin, *„Dreptul Uniunii Europene – principii, acțiuni, libertăți”,* Editura Universul Juridic, București, 2016, cota: 341C/F95;
5. Fuerea, Augustin, „*Manualul Uniunii Europene*”, ediția a VI-a, revăzută și adăugită, Editura Universul Juridic, București, 2016, cota: 341C/F95;
6. **Niță (Dumitrașcu), Mihaela**-Augustina, **„***Dreptul Uniunii Europene I”,* ediția a III-a, revăzută și adăugită, Editura

Universul Juridic, București 2025, cota: 341C/N79.
7. Popescu, Roxana-Mariana, „*Introducere în dreptul Uniunii Europene",* Editura Universul Juridic, București, 2011, cota: 341C/P81.

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1. Craig, Paul; de Búrca, Gráinne, „*Eu Law - Text, Cases And Materials"*, Oxford University Press, 2020;
2. Dubout, Edouard, „*Droit constitutionnel de l'Union européenne*", Bruylant, 2021;
3. Horspool, Margot; Humphreys, Matthew; Wells-Greco, Michael, „*European Union Law*", Eleventh Edition, Oxford University Press; 2021;
4. Martucci, Francesco, „*Droit de l'Union européenne"*, 4e édition, Dalloz, 2025;.
5. Schutze, Robert, „*European Union Law*", 4 Revised edition, Oxford University Press, 2025.

Collections:
1. Fuerea, Augustin (coordonare și prefațare ediție), „*Tratatele fundamentale ale Uniunii Europene",* Editura C.H.Beck, București, 2015/2017, cota: SD 1.

Legislation:
1. The Constitution of Romania, republished;
2. The Treaty concerning the accession of Romania to the European Union (ratified by Law no. 157/2005);
3. The Treaty of Lisbon (2007/2009);
4. The Treaty on the Functioning of the European Union (consolidated version, published in Official Journal C 202 of 7 June 2016);
5. The Treaty on European Union (consolidated version, published in Official Journal C 202 of 7 June 2016).

Websites:
- www.curia.europa.eu – Court of Justice of the European Union; historical case law;
- http://www.cvce.eu/ – European Navigator;

10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

The content of the course *The Adoption and Application of EU Legislation – Procedural Aspects* takes into account the legal framework established in this field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations in Romania): Consular agent - 241903; Diplomatic attaché - 241905; Consul - 241906; Diplomatic courier - 241908; Foreign relations officer - 241913; Diplomatic secretary - 241914; Vice-consul - 241915; Authorised industrial property counsellor - 241918; Expert in the application of harmonised legislation in industry and trade – 241935; Expert in accessing European structural and cohesion funds - 241948; European affairs counsellor - 241949; Lawyer - 242101; Legal adviser - 242102; Prosecutor - 242201; Judge and related occupations - 242202; Assistant magistrate - 242203; Inspector judge - 242204; Bailiff - 242902; Specialist officer in the justice system - 242906; Notary public - 242907; Legislative harmonisation counsellor - 242911; Legislative harmonisation expert - 242912; Legislative harmonisation analyst - 242913; Mediator - 244702; Researcher in legal sciences - 257001; diplomatic counsellor - 111007; government counsellor - 111008; legal counsellor and consultant - 111009; public institutions counsellor - 111010; counsellor to the minister - 111011; consul general - 111012; presidential and government consultant - 111013; chief registrar (court of first instance, prosecutor's office) - 111020; chief section registrar (Court of Appeal, tribunal, prosecutor's offices) - 111021; chief assistant magistrate - 111025; president of the High Court of Cassation and Justice - 111034; president of a Court of Appeal - 111035; president of the Court of Accounts - 111036; president of a court of first instance - 111037; section president (at the High Court of Cassation and Justice, the Court of Appeal, tribunals and courts of first instance) - 111039; tribunal president - 111040; first registrar - 111042; chief prosecutor - 111043; deputy chief prosecutor - 111044; first deputy of the Prosecutor General - 111045; Prosecutor General - 111048; head of section prosecutor - 111049; deputy head of section prosecutor - 111050; vice-president (at the High Court of Cassation and Justice, the Court of Appeal, tribunals and courts of first instance) - 111069; presidential counsellor - 111070; parliamentary counsellor - 111071; president of a public institution - 111073; chief inspector of the Judicial Inspection attached to the Plenum of the Superior Council of Magistracy - 111075; member of the Superior Council of Magistracy - 111076; deputy secretary general of the Superior Council of Magistracy - 111077; inspector within the Judicial Inspection for judges/prosecutors attached to the Plenum of the SCM – 111078, etc.

11. Assessment

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|---|
| Presentation of a paper on the identification and analysis of one or more legal acts of the European Union relevant to the topic of the doctoral thesis.<br><br>Assessment criteria for the seminar/laboratory activity:<br>- participation in teaching activities;<br>- appropriate use of the legal language specific to European Union law, among others, in debates;<br>- appropriate use of the knowledge acquired (legal scholarship, legislation and case law);<br>- solving concrete legal problems using the knowledge acquired. |

| | | |
|---|---|---|
| Date of completion<br>08.09.2025 | Signature<br>of the course lecturer<br><br>…… | Signature<br>of the seminar tutor<br><br>…… |
| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |

# COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | Advanced Criminal Procedure Law |
| 2.2. Course lecturer | Prof. Bogdan Micu, PhD |
| 2.3. Seminar tutor | Prof. Bogdan Micu, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

| | |
|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

6. Specific competences acquired

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, controversies and new hypotheses specific to the field of law<br>C.2. Communication at an advanced level with specialists in fields related to law<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law<br>C.6. Ability to identify the knowledge and applied priorities of the field of law<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions<br>CT.3. Capacity to develop creativity-centred projects in the field of law |

7. Course objectives (derived from the grid of specific competences acquired)

| | |
|---|---|
| 7.1 General objective of the course | - in-depth study of criminal procedure institutions and of criminal procedure legal language under the current Code of Criminal Procedure, in force since 01.02.2014;<br>- acquiring knowledge of the criminal justice system in Romania; legislative, theoretical and case-law references;<br>- understanding, acquiring and deepening the connections between criminal procedure law and other branches of law; |
| 7.2 Specific objectives | - acquiring, understanding and deepening the rules of Criminal Procedure Law. The General Part and of Criminal Procedure Law. The Special Part;<br>- highlighting the role of knowledge of criminal legislation in the field of law;<br>- identifying the concepts, theories and institutions specific to criminal procedure law, and understanding and assimilating them;<br>- connecting theory with professional practice (with particular reference to the binding case law of the High Court of Cassation and Justice, the case law of the Constitutional Court and also that of the European Court of Human Rights). |

8. Learning outcomes

| | |
|---|---|
| Knowledge | ▪ in-depth understanding of the new institutions introduced in criminal procedure since 2014<br>▪ assimilation of the case law of the Constitutional Court, the Court of Justice of the European Union and the European Court of Human Rights on the requirements and functioning of criminal procedure institutions;<br>▪ knowledge of the regulations and judicial practice in matters such as: the separation of judicial functions, the preliminary chamber, the plea agreement. |
| Skills | • the capacity to identify, interpret and apply legal acts of the European Union having |

| | |
|---|---|
| | direct and immediate effect in the domestic legal order;<br>• development of the skills of critical analysis of the case law of the Court of Justice of the European Union and of its impact on the national legal system;<br>• the ability to correlate European Union regulations with Romanian legislation in the field of criminal procedure.<br>• the capacity to formulate innovative and well-founded solutions to complex legal problems arising in the application of criminal procedure |
| Responsibility and autonomy | ▪ demonstrating academic and professional responsibility in researching and interpreting criminal procedure institutions;<br>▪ exercising scientific autonomy by preparing critical and integrative analyses of the major themes of the course;<br>▪ taking on the role of promoter of good practice in the application of criminal procedure institutions in the academic and professional environment. |

| 9.1 Lecture | Content | Method lecture/ problematisation/ computer-assisted lecture |
|---|---|---|
| 1. Criminal action under the new Code of Criminal Procedure | Initiation of criminal action. Observance of the principle of separation of judicial functions in the criminal trial. Exercise and extinction of criminal action. | Lecture |
| 2. Evidence, means of evidence and evidentiary procedures – essential elements in the procedure of establishing the truth in the criminal trial | Evidence. The object of proof. The taking of evidence. The burden of proof. The exclusion of evidence. Means of evidence. Evidentiary procedures. | Lecture |
| 3. The need to take preventive measures in order to ensure the proper conduct of criminal judicial proceedings | The appropriateness of taking preventive measures during the criminal trial. Comparative analysis of the conditions required for taking preventive measures. Revocation and termination by operation of law of preventive measures. Extension/maintenance of preventive measures. | Lecture |
| 4. New institutions under the current Code of Criminal Procedure introduced in the criminal investigation stage | Commencement of the criminal investigation. Early hearing. Consultation of the criminal investigation file. Waiver of criminal prosecution. | Lecture |
| 5. New aspects regarding the conduct of the trial at first instance, with special focus on the simplified procedure of admission of the charges | The preliminary chamber procedure. Judicial inquiry in the case of admission of the charges. Settlement of the criminal action and of the civil action. | Lecture |
| 6. The plea agreement. | The prerogatives of the prosecutor and of the hierarchically superior prosecutor. Legal assistance. The solutions of the court. Comparative | Lecture |

| | | |
|---|---|---|
| | analysis with reference to the procedure of admission of the charges. | |

Course bibliography


01. Dongoroz Vintilă, Kahane Siegfried, Antoniu George, Bulai Constantin, Iliescu Nicoleta, Stănoiu Rodica, *Explicaţii teoretice ale Codului de procedură penală român. Partea generală, vol. I,* Editura Academiei, Bucureşti, 1975 (cota 343.1C/E97)
02. Dongoroz Vintilă, Kahane Siegfried, Antoniu George, Bulai Constantin, Iliescu Nicoleta, Stănoiu Rodica, *Explicaţii teoretice ale Codului de procedură penală român. Partea specială, vol. II,* Editura Academiei, Bucureşti, 1976 (cota 343.1C/E97)
03. Neagu Ion, Damaschin Mircea, *Tratat de procedură penală. Partea generală,* ediția a V-a,revizuită și adăugită, Editura Universul Juridic, Bucureşti, 2024 (cota 343.1/N31)
04. Neagu Ion, Damaschin Mircea, *Tratat de procedură penală. Partea specială,* ediția a IV-a revizuită și adăugită, Editura Universul Juridic, Bucureşti, 2022 (cota 343.1/N31)
05. Negru Anca Ioana, *Administrarea si aprecierea probelor in procesul penal*, Editura Universul Juridic, 2022 (cota 343.1/N40)
06. Theodoru Grigore, Chiş Ioan Paul. *Tratat de drept procesual penal*, ediţia a 4-a, Editura Hamangiu, Bucureşti, 2020 (cota 343.1/T53)
07. Volonciu Nicolae, Uzlău Andreea Simona (coord.), *Codul de procedură penală comentat,* vol. I şi II, ediţia a 4-a, Editura Hamangiu, Bucureşti, 2024 (cota 343.1C/C60)
08. Gheorghiţă Mateuţ, *Procedură penală. Partea generală*, Editura Universul Juridic, Bucureşti, 2019 (cota 343.1/M47)
09. Gheorghiţă Mateuţ, *Procedură penală. Partea specială*, Editura Universul Juridic, Bucureşti, 2024 (cota 343.1/M47)
10. Udroiu Mihail (coord.), *Codul de procedura penala: comentariu pe articole: art. 1-603*, editia a 4-a, Editura CH Beck, Bucureşti, 2023 (cota 343.1C/C60)
11. Micu Bogdan. Slăvoiu Radu, Zarafiu Andrei, *Procedură penală*, ediţia a 3-a, Editura Hamangiu, Bucureşti, 2025 (cota 343.1/M66)
12. Slăvoiu Radu, *Renunţarea la urmărirea penală*, Editura Hamangiu, Bucureşti, 2023 (cota 343.1/S63)
13. Micu Bogdan, *Camera preliminară*, Editura Hamangiu, 2021 (cota 343.1/M66)
14. Code of Criminal Procedure, October 2025 edition


| 9.2. Seminar/ Laboratory | Content | Method<br>Case study/ heuristic conversation/ role play |
|---|---|---|
| Seminar 1 | Extinction of criminal action. Technical surveillance. | Heuristic conversation |
| Seminar 2 | The appropriateness of taking preventive measures. Analysis of the need to remove a state of danger to public order. Analysis of the preventive measure of house arrest, as a novelty among preventive measures | Heuristic conversation. Case study |
| Seminar 3 | Judicial practice regarding the admission of the charges. The role of the prosecutor in the plea agreement procedure. | Heuristic conversation<br>Case study |

Seminar bibliography


01. Deaconu Ștefan, Muraru Ioan, Tănăsescu Elena Simina, Barbu Silviu Gabriel, *Codex constituțional. Constituțiile statelor membre ale Uniunii Europene*, vol. I şi II, Editura Monitorul Oficial, București, 2015 (cota 342.4/M96)
02. Gorgăneanu Ion, *Acţiunea penală,* ediţie revăzută şi adăugită, Editura Lumina Lex, Bucureşti, 1998 (cota 343.1/G70)
03. Graur Matei Ciprian, *Actiunea penala - intre oficialitate si oportunitate*, Editura Hamangiu, Bucureşti, 2019 (cota 343.1/G77)
04. Iordache Magdalena, *Camera preliminară în noul Cod de procedură penală*, Editura Universul Juridic, Bucureşti, 2014 (cota 343.1/I-70)
05. Neagu Ion, Damaschin Mircea, Iugan Andrei, *Drept procesual penal. Partea generală. Mapă de seminar, ediția a*

*III-a,* Editura Universul Juridic, Bucureşti, 2022 (cota 343.1/N31)
06. Neagu Ion, Damaschin Mircea, Iugan Andrei, *Drept procesual penal. Partea specială. Mapă de seminar, ediţia a III-a,* Editura Universul Juridic, Bucureşti, 2021 (cota 343.1/N31)
07. Neagu Ion, Damaschin Mircea, Iugan Andrei, *Codul de procedură penală adnotat*, vol. I şi II, ediţia a 2-a, Editura Universul Juridic, Bucureşti, 2021 (cota 343.1C/N31)
08. Iugan Andrei Viorel, *Acordul de recunoaştere a vinovăţiei*, Ed. Universul Juridic, Bucureşti, 2015 (cota 343.1/I-92)
09. Udroiu Mihail (coord.), *Codul de procedura penala: comentariu pe articole: art. 1-603*, editia a 4-a, Editura CH Beck, Bucureşti, 2023 (cota 343.1C/C60)
10. Code of Criminal Procedure, October 2025 edition

## 10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

The content of the course *Advanced Criminal Procedure Law* takes into account the criminal-law framework established in this field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations in Romania): anti-corruption prevention and combating expert - 241942; lawyer - 242101; legal adviser - 242102; prosecutor - 242201; judge and related occupations - 242202; assistant magistrate - 242203; inspector judge - 242204; consultant magistrate - 242205; probation inspector - 242207; legal expert - 242904; justice counsellor – 242905, etc.

## 11. Assessment

Assessment is carried out through an oral exam, with two theoretical synthesis questions and one judicial practice question.
Assessment criteria for the seminar/laboratory activity:
- participation in teaching activities;
- appropriate use of criminal legal language in debates;
- appropriate use of theoretical and legislative knowledge;
- solving concrete legal problems using the knowledge acquired.

| | | |
|---|---|---|
| Date of completion<br>30.09.2025 | Signature<br>of the course lecturer<br>Assoc. Prof. Bogdan MICU, PhD<br><br>…… | Signature<br>of the seminar tutor<br>Assoc. Prof. Bogdan MICU, PhD<br><br>…… |
| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |

COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | THEORY AND PRACTICE OF PENAL ENFORCEMENT LAW |
| 2.2. Course lecturer | Prof. Ioan CHIȘ, PhD |
| 2.3. Seminar tutor | Prof. Ioan CHIȘ, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

| | |
|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

## 6. Specific competences acquired

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, controversies and new hypotheses specific to the field of penal enforcement law;<br>C.2. Communication at an advanced level with specialists in the fields of criminal law, criminal procedure and criminology;<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of penal enforcement law;<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems;<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Penal Enforcement Law;<br>C.6. Ability to identify the knowledge and applied priorities of the field of law and to formulate proposals for improving legislation;<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law; |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the fields of criminal law, probation, enforcement of criminal sanctions, criminology and penology;<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions;<br>CT.3. Capacity to develop creativity-centred projects in the field of law. |

7. Course objectives (derived from the grid of specific competences acquired)

| | |
|---|---|
| 7.1 General objective of the course | - identifying the concepts and institutions specific to EU Recommendations and interpretative and guidance rules, and understanding and assimilating them;<br>- analysing the procedures for the adoption of EU legislation and the existing connections between them;<br>- in-depth study of the applicability of EU legislation in close connection with the case law of the Court of Justice of the EU in fields related to penal enforcement law |
| 7.2 Specific objectives | - understanding EU legislation;<br>- interpreting the case law of the EU courts and its connections with national legislation;<br>- understanding the importance of the relationship between EU legislation and the legislation of the Member States, and international law respectively, in the context of transfers of persons who have committed offences on the territory of the EU;<br>- understanding the position, interests and content of the obligations incumbent on Romanian administrative and judicial authorities in the execution of European transfer or arrest warrants. |

8. Learning outcomes

| | |
|---|---|
| Skills | • advanced use of the concepts, theories, paradigms and methodologies of the field of ENFORCEMENT OF PENALTIES;<br>• development of the techniques and instruments specific to the field of penal enforcement law;<br>• in-depth study of the new Romanian legislation, of European Conventions and Recommendations and of other international legal instruments;<br>• applying the knowledge needed to collect data and information for |

| | |
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| | the future doctoral thesis;<br>• proposing improvements to the legislation in force when analysing legal situations, classifying them correctly from a legal point of view and resolving them.<br>• applying techniques of effective teamwork (with interdisciplinary elements), while respecting hierarchical levels;<br>• efficient use of communication resources and of sources of information and assisted professional training, both in Romanian and in a language of international circulation. |
| Responsibility and autonomy | ▪ acquiring the rules of Penal Enforcement Law in the context of preparing the papers required for the stage examinations in years II and III and of preparing the thesis;<br>▪ knowledge of penal enforcement legislation on prison regimes;<br>▪ identifying the concepts, theories and institutions specific to penal enforcement law, understanding and assimilating them, and formulating lege ferenda proposals;<br>▪ connecting theory with professional practice (with particular reference to the binding case law of the High Court of Cassation and Justice, the case law of the Constitutional Court and also that of the European Court of Human Rights), as well as visits to penitentiary facilities<br>▪ |

Content of the lectures

| | | |
|---|---|---|
| **1. Rights of convicted persons** | 1.1. Novelties introduced by Recommendation REC 2006/2 regarding the rights of convicted persons. New rights enshrined in the new penal enforcement legislation for convicted persons. | Individual study |
| **Law 254/2013** | 1. Rights of convicted persons. Scientific research in places of detention | Colloquium with doctoral students |
| **2. Rewards, privileges, permission to leave.** | 2.1. Rewards and the manner of their application. Criteria for accumulating credits in order to obtain rewards<br>2.2. Permission to leave | Colloquium with doctoral students |
| **Credits that may be accumulated by a convicted person for the purpose of rewards** | 1. The notion of credits<br>2. Accumulation or loss of credits | Individual study |
| **3. The procedure for sanctioning convicted persons for disciplinary offences** | 3.1. Disciplinary offences and their seriousness<br>3.2. Establishment, analysis and sanctioning of disciplinary offences<br>3.3. The right to challenge the sanction applied | Individual study |
| **The judge supervising the enforcement of penalties** | 1. Appointment, activity and legal nature of the activity of the judge supervising the enforcement of penalties<br>2. Case discussion | Colloquium with doctoral students |

| | | |
|---|---|---|
| **4. Crisis situations in prisons** | 4.1. Detainees as crisis factors in prisons<br>4.2. Escape, riot, physical aggression, suicide, hunger strike, the dangerousness of certain behaviours | Individual study |
| **Dangerous detainees** | 1. Monitoring and rehabilitation of dangerous convicted persons | Case study |
| **5. Cultural and educational activities for the rehabilitation and resocialisation of convicted persons** | 5. 1. Cultural and educational activity<br>5.2. Resocialisation, social reintegration, re-education. | Individual study |
| **Practical ways of carrying out cultural activities through prison programmes** | 1. School and vocational education and training programmes<br>2. Rehabilitation and resocialisation programmes | Individual study |

**Course bibliography:**

**CHIŞ Ioan – Drept execuţional penal – Istoria închisorilor româneşti, Legislaţia închisorilor din feudalism până în anul 1989, Executarea pedepselor privative de libertate, Ed. Universul Juridic, 2013**

**CHIŞ Ioan – Drept execuţional penal, Istoria închisorilor şi Executarea pedepselor carcerale, Ed. Wolters Kluwer Romania, Bucureşti, 2009**

**CHIŞ Ioan, CHIŞ Bogdan Alexandru – Executarea sancțiunilor penale, Ed. Universul Juridic, 2015**

**Recommended specialised bibliography**

**PASCU Ilie** - Drept penal Partea generală, Ediţia 2-a, Examinarea instituţiilor fundamentale ale Dreptului penal, potrivit dispoziţiilor Codului penal în vigoare şi ale noului Cod penal, Ed. Hamangiu, Bucureşti, 2009

**PASCU Ilie** şi **BUNECI Petre** – Noul Cod penal Partea generală şi Codul penal Partea generală în vigoare – Prezentare comparativă, Ed. Universul Juridic, Bucureşti, 2010

**DIMA Traian –** Drept penal partea generală, Vol. II Răspunderea penală, Ed. Lumina Lex, Bucureşti, 2007

**HOTCA Mihai Adrian** – Noul Cod penal şi Codul penal anterior Aspecte diferenţiale şi situaţii tranzitorii, Ed. Hamangiu, Bucureşti, 2009

**IVAN Gheorghe** – Drept penal Partea generală, Ed. C. H. Beck, Bucureşti, 2008

**DIACONU Gheorghe** – Pedeapsa în Dreptul penal, Ed. Lumina Lex, Bucureşti, 2001

| 9.2. Seminar/ Laboratory | Content | Method<br>Case study/ heuristic conversation/ role play |
|---|---|---|
| Seminar 1 | 1 Novelties introduced by Recommendation REC 2006/2 regarding the rights of convicted persons. New rights enshrined in the new penal enforcement legislation for convicted persons. | Heuristic conversation |
| Seminar 2 | 1. Appointment, activity and legal nature of the activity of the judge supervising the enforcement of penalties | Heuristic conversation. Case study |

| | | |
|---|---|---|
| Seminar 3 | 1. Monitoring and rehabilitation of dangerous convicted persons | Heuristic conversation<br>Case study |

Seminar bibliography


1. I. CHIȘ, A.B. CHIȘ, *Executarea sancțiunilor penale*, ed. a II-a revăzută și adăugită, Ed. Universul Juridic, București. 2021
2. I. NEAGU, M. DAMASCHIN, *Tratat de procedură penală. Partea generală*, ed. a III-a revizuită și adăugită, Ed. Universul Juridic, București, 2020.
3. M.A. HOTCA, *Manual de drept penal. Partea generală,* ed. a II-a revăzută și adăugită, Ed. Universul Juridic, București, 2020.
4. The Constitution of Romania.
5. Recommendation REC 2026/2 of the Committee of Ministers to member States on the European Prison Rules, regarding work in places of detention.
6. Law no. 285/2009 on the Criminal Code.
7. Law no. 254/2013 on the execution of penalties and of custodial measures ordered by judicial bodies during the criminal trial.
8. The Convention for the Protection of Human Rights and Fundamental
9. Freedoms.
10. Law no. 30/1994 on religious freedom and the general regime of religious denominations.
11. The Regulation implementing Law no. 254/2013 on the execution of penalties and of custodial measures ordered by judicial bodies during the criminal trial.


10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

The content of the course *Theory and Practice of Penal Enforcement Law* takes into account the current legal framework in this field, as well as the new provisions of the laws on the enforcement of penalties promulgated in 2013. The content of the programme provides in-depth preparation for writing the doctoral thesis. Doctors in penal enforcement law may hold positions of the highest responsibility in the judiciary, public administration, the police and national security.

11. Assessment

.Assessment criteria for the seminar/laboratory activity:
- participation in teaching activities;
- appropriate use of the legal language specific to international criminal law and penal enforcement law, among others, in debates;
- appropriate use of the knowledge acquired (legal scholarship, legislation and case law);
- solving concrete legal problems using the knowledge acquired.

| | | |
|---|---|---|
| Date of completion<br>28.09.2025 | Signature<br>of the course lecturer<br><br>…… | Signature<br>of the seminar tutor |

| | | |
|---|---|---|
| | | …… |
| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |

COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | ELEMENTS OF SUBSTANTIVE LAW OF THE EUROPEAN UNION |
| 2.2. Course lecturer | Prof. Augustin FUEREA, PhD |
| 2.3. Seminar tutor | Prof. Augustin FUEREA, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

| | |
|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

## 6. Specific competences acquired

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, controversies and new hypotheses specific to the field of law<br>C.2. Communication at an advanced level with specialists in fields related to law<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law<br>C.6. Ability to identify the knowledge and applied priorities of the field of law<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions<br>CT.3. Capacity to develop creativity-centred projects in the field of law |

## 7. Course objectives (derived from the grid of specific competences acquired)

| | |
|---|---|
| 7.1 General objective of the course | - identifying the concepts, theories and institutions specific to EU law, and understanding and assimilating them;<br>- analysing the main institutions of EU substantive law and the existing connections between them;<br>- in-depth study of the institutions of EU law in close connection with the case law of the Court of Justice of the EU. |
| 7.2 Specific objectives | - understanding the role of the case law of the EU courts in the interpretation and development of the legal order of the European Union;<br>- interpreting the case law of the EU courts;<br>- understanding the importance of EU substantive law (e.g. insolvency, competition, mediation, etc.) in the context of Romania's acquisition of the status of a Member State of the EU with full rights and obligations, and of Brexit;<br>- understanding the position, interests and content of the obligations incumbent on Romanian administrative and judicial authorities as a result of accession to the EU. |

## 8. Learning outcomes

| | |
|---|---|
| Knowledge | ▪ in-depth understanding of the sources of European Union law and of the mechanism for applying them in Romanian domestic law;<br>▪ assimilation of the case law of the Court of Justice of the European Union on the principles of substantive law (primacy, direct effect, liability of Member States, freedoms of movement, etc.);<br>▪ knowledge of the regulations and judicial practice in matters such as: freedoms of movement, competition, cross-border insolvency and intellectual property law. |
| Skills | • the capacity to identify, interpret and apply legal acts of the European Union having direct and immediate effect in the domestic legal order; |

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| | • development of the skills of critical analysis of the case law of the Court of Justice of the European Union and of its impact on the national legal system;<br>• the ability to correlate European Union regulations with Romanian legislation in fields such as competition, insolvency or intellectual property law.<br>• the capacity to formulate innovative and well-founded solutions to complex legal problems arising in the application of EU substantive law. |
| Responsibility and autonomy | ▪ Demonstrating academic and professional responsibility in researching and interpreting the substantive law of the European Union;<br>▪ exercising scientific autonomy by preparing critical and integrative analyses of the major themes of the course;<br>▪ taking on the role of promoter of good practice in the application of the substantive law of the European Union in the academic and professional environment. |

| 9.1 Lecture | Content | Method<br>lecture/<br>problematisation/<br>computer-assisted<br>lecture |
|---|---|---|
| 1. Particularities of identifying the Treaties and legal acts of the EU as sources of EU law. The application of EU legal rules in the domestic legal order of Romania. | - identification of EU legal acts with direct and immediate applicability;<br>- interpretation of EU legal acts with direct and immediate applicability;<br>- identification and interpretation of the case law of the Court of Justice of the EU – a source of law;<br>- relevant case law: *Costa/ENEL*, 6/64; *San Michele*, 9/65; *Kreil*, C-285/98; *Van Gend en Loos*, 26/62; *Marshall*, 152/84; *Marleasing*, C-106/89; *Simmenthal*, 106/77; *Factortame*, 213/89; *Francovich and Bonifaci*, C-6/90 and C-9/90; *Brasserie du Pêcheur*, C-46/93; *Factortame III*, C-48/93. | Lecture |
| 2. Certain aspects of mediation in civil and commercial matters under European Union law | - Directive 2008/52 on certain aspects of mediation in civil and commercial matters | Lecture |
| 3. Freedoms of movement as reflected in the case law of the Court of Justice of the European Union | - Cases: *Cassis de Dijon,* 120/78; *Commission/Denmark,* C-47/88; *Fazenda Pública et Ministério Público/Américo João Nunes Tadeu,* C-345/93; *Commission/Greece,* C-375/95;<br>- liberal professionals (the European lawyer):<br>• quality of services and competence;<br>• financial issues (level of fees; free legal assistance; quota litis agreements – possible fees and speculative actions; fee sharing, payments to persons other than lawyers and how payments may be made for obtaining cases; protection of client funds);<br>• relations and communication between lawyers.<br>- case law: *Lawrie Blum*, 66/85; *Royer*, 48/75; *Rutili*, 36/75.<br>- the provisions of the Treaty of Accession of Romania to the EU regarding the free movement of persons and services;<br>- elements of European Union notarial law and of enforcement proceedings;<br>- the legal consequences of Brexit. | Lecture |

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| 4. Case-law aspects specific to EU competition law | - the prohibition of monopolistic agreements between undertakings;<br>- abuse of a dominant position;<br>- forms of control of the conduct of undertakings;<br>- concentrations between undertakings.<br>- the status of public undertakings;<br>- the regime of aid granted by Member States;<br>- state monopolies of a commercial character;<br>- the legal consequences of Brexit. | Lecture |
| 5. Cross-border insolvency | - Regulation (EU) 2015/848 on insolvency proceedings;<br>- Directive (EU) 2019/1023 on restructuring and insolvency;<br>- Law no. 85/2014 on insolvency prevention procedures and insolvency procedures;<br>- relevant case law: *Eurofood*, C-341/04; *Interedil*, C-396/2009; *DekoMarty*, C-339/07; *Claes and Others*, C-235/10, C-239/10; *Frukona Kosice*, C-73/11 P; Interlocutory Judgment no. 281/F/CC/2014 delivered by the Alba Tribunal, Administrative, Tax and Insolvency Litigation Section, case file no. 4036/107/2014, published in the Insolvency Proceedings Bulletin (BPI);<br>- the legal consequences of Brexit. | Lecture |
| 6. Elements of intellectual property law at the level of the European Union | - legislation, case law and legal scholarship on:<br>- industrial property: inventions (patents), registered trade marks, industrial designs and models, and geographical indications;<br>- copyright: literary and artistic works, etc.;<br>- commercial strategies: trade secrets, know-how, confidentiality agreements, rapid production. | Lecture |

Course bibliography

1. Blumann, Claude; Dubouis, Louis, „*Droit matériel de l'Union européenne*", 7e édition, L.G.D.J, 2015, cota: SD 14;
2. Craig, Paul; de Búrca, Gráinne, „*Dreptul Uniunii Europene. Comentarii, jurisprudenţă şi doctrină",* ediţia a IV-a/ a V-a, Editura Hamangiu, Bucureşti, 2009/2017, cota: 341C/C82;
3. Craig, Paul; de Búrca, Gráinne, „*EU Law: Text, Cases, and Materials*", Oxford University Press, 2015, cota: SD 72;
4. Fuerea, Augustin, „*Manualul Uniunii Europene*", ediţia a VI-a, revăzută şi adăugită, Editura Universul Juridic, Bucureşti, 2016, cota: 341C/F95;
5. Fuerea, Augustin, „*Dreptul Uniunii Europene – principii, acţiuni, libertăţi",* Editura Universul Juridic, Bucureşti, 2016, cota: 341C/F95;
6. **Niță (Dumitrașcu),** Mihaela Augustina; Salomia, Oana Mihaela, **„***Dreptul Uniunii Europene II"*, ediția a III-a, revăzută și adaugită, Editura Universul Juridic, Bucureşti, 2025, cota: 341C/N79.

| 9.2. Seminar/ Laboratory | Content | Method<br>Case study/ heuristic conversation/ role play |
|---|---|---|
| Seminar 1 | 1. Particularities of identifying the Treaties and legal acts of the EU as sources of EU law. The application of EU legal rules in the domestic legal order of Romania.<br>2. Certain aspects of mediation in civil and commercial matters under European Union law | Heuristic conversation |
| Seminar 2 | 1. Freedoms of movement as reflected in the case law of the Court of Justice of the European Union. The legal consequences of Brexit.<br>3. Case-law aspects specific to EU competition law | Heuristic conversation. Case study |

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| Seminar 3 | 1. Cross-border insolvency<br>2. Elements of intellectual property law at the level of the European Union<br>3. The legal consequences of Brexit. | Heuristic conversation<br>Case study |

Seminar bibliography


Legal scholarship:

1. Blumann, Claude; Dubouis, Louis, „*Droit matériel de l'Union européenne*", 9e édition, L.G.D.J, 2024;
2. Craig, Paul; de Búrca, Gráinne, „*Dreptul Uniunii Europene. Comentarii, jurisprudenţă şi doctrină",* ediţia a IV-a, Editura Hamangiu, Bucureşti, 2009, cota: 341C/C82;

Craig, Paul; de Búrca, Gráinne, „*EU Law: Text, Cases, and Materials*", Eighth Edition, Oxford University Press, 2024;

3. **Dumitraşcu, Mihaela**-Augustina, „*Dreptul Uniunii Europene şi specificitatea acestuia*", ediţia a II-a, revăzută şi adăugită, Editura Universul Juridic, Bucureşti, 2015, cota: SD 9;
4. **Dumitraşcu, Mihaela**-Augustina, „*Legislaţie comunitară privind proprietatea intelectuală*", Editura C.H.Beck, Bucureşti, 2008;
5. Fuerea, Augustin, „*Dreptul Uniunii Europene – principii, acţiuni, libertăţi",* Editura Universul Juridic, Bucureşti, 2016, cota: 341C/F95;
6. Fuerea, Augustin, „*Manualul Uniunii Europene*", ediţia a VI-a, revăzută şi adăugită, Editura Universul Juridic, Bucureşti, 2016, cota: 341C/F95;
7. Horspool, Margot; Humphreys, Matthew; Wells-Greco, Michael, „European Union Law", Eleventh Edition, Oxford University Press, 2021;
8. **Niță (Dumitrașcu),** Mihaela Augustina; Salomia, Oana Mihaela, **„***Dreptul Uniunii Europene II"*, ediția a III-a, revăzută și adaugită, Editura Universul Juridic, Bucureşti, 2025, cota: 341C/N79;
9. Popescu, Roxana-Mariana, „*Introducere în dreptul Uniunii Europene",* Editura Universul Juridic, Bucureşti, 2011, cota: 341C/P81;
10. Salomia, Oana-Mihaela, „*Piața internă a Uniunii Europene și libertățile fundamentale de circulație*", Editura C.H.Beck, București, 2025;
11. **Stănescu, Alexandru Şerban**, „*Regulamentul (UE) nr. 1215/2012 adnotat cu explicaţii şi jurisprudenţa CJUE. Competenţa judiciară, recunoaşterea şi executarea hotărârilor în materie civilă şi comercială*", Hamangiu, 2015, cota: SD 5.

Collections:

1. Fuerea, Augustin (coordonare şi prefaţare ediţie), „*Tratatele fundamentale ale Uniunii Europene",* Editura C.H.Beck, Bucureşti, 2015/2017, cota: SD 1.

Specialised journals:

1. Curierul Judiciar, nr.8/2019, Repere legislative ale exercitării președinției Consiliului UE de către România, cota:

Legislation:

1. The Constitution of Romania, republished;
2. The Treaty concerning the accession of Romania to the European Union (ratified by Law no. 157/2005);
3. The Treaty of Lisbon (2007/2009);
4. The Treaty on the Functioning of the European Union (consolidated version, published in Official Journal C 202 of 7 June 2016);
5. The Treaty on European Union (consolidated version, published in Official Journal C 202 of 7 June 2016).

Websites:

- www.curia.europa.eu – Court of Justice of the European Union; historical case law;
- http://www.cvce.eu/ – European Navigator;


10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

| |
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| The content of the course *Elements of Substantive Law of the European Union* takes into account the legal framework established in this field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations |

in Romania): Consular agent - 241903; Diplomatic attaché - 241905; Consul - 241906; Diplomatic courier - 241908; Foreign relations officer - 241913; Diplomatic secretary - 241914; Vice-consul - 241915; Authorised industrial property counsellor - 241918; Expert in the application of harmonised legislation in industry and trade – 241935; Expert in accessing European structural and cohesion funds - 241948; European affairs counsellor - 241949; Lawyer - 242101; Legal adviser - 242102; Prosecutor - 242201; Judge and related occupations - 242202; Assistant magistrate - 242203; Inspector judge - 242204; Bailiff - 242902; Specialist officer in the justice system - 242906; Notary public - 242907; Legislative harmonisation counsellor - 242911; Legislative harmonisation expert - 242912; Legislative harmonisation analyst - 242913; Mediator - 244702; Researcher in legal sciences - 257001; diplomatic counsellor - 111007; government counsellor - 111008; legal counsellor and consultant - 111009; public institutions counsellor - 111010; counsellor to the minister - 111011; consul general - 111012; presidential and government consultant - 111013; chief registrar (court of first instance, prosecutor's office) - 111020; chief section registrar (Court of Appeal, tribunal, prosecutor's offices) - 111021; chief assistant magistrate - 111025; president of the High Court of Cassation and Justice - 111034; president of a Court of Appeal - 111035; president of the Court of Accounts - 111036; president of a court of first instance - 111037; section president (at the High Court of Cassation and Justice, the Court of Appeal, tribunals and courts of first instance) - 111039; tribunal president - 111040; first registrar - 111042; chief prosecutor - 111043; deputy chief prosecutor - 111044; first deputy of the Prosecutor General - 111045; Prosecutor General - 111048; head of section prosecutor - 111049; deputy head of section prosecutor - 111050; vice-president (at the High Court of Cassation and Justice, the Court of Appeal, tribunals and courts of first instance) - 111069; presidential counsellor - 111070; parliamentary counsellor - 111071; president of a public institution - 111073; chief inspector of the Judicial Inspection attached to the Plenum of the Superior Council of Magistracy - 111075; member of the Superior Council of Magistracy - 111076; deputy secretary general of the Superior Council of Magistracy - 111077; inspector within the Judicial Inspection for judges/prosecutors attached to the Plenum of the SCM – 111078, etc.

11. Assessment

Assessment is carried out through an oral exam, with two theoretical synthesis questions and one case-law question.
Assessment criteria for the seminar/laboratory activity:
- participation in teaching activities;
- appropriate use of the legal language specific to European Union law, among others, in debates;
- appropriate use of the knowledge acquired (legal scholarship, legislation and case law);
- solving concrete legal problems using the knowledge acquired;
- establishing correlations (legislation, legal scholarship, case law) specific to legal research.

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| Date of completion<br>15.09.2025 | Signature<br>of the course lecturer<br>Prof. Augustin FUEREA, PhD<br>…… | Signature<br>of the seminar tutor<br>Prof. Augustin FUEREA, PhD<br>…… |
| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br>Prof. Augustin FUEREA, PhD<br>…… | |

COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | THE JUDICIAL SYSTEM OF THE EUROPEAN UNION |
| 2.2. Course lecturer | Assoc. Prof. Roxana-Mariana POPESCU, PhD |
| 2.3. Seminar tutor | Assoc. Prof. Roxana-Mariana POPESCU, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

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| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

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| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

## 6. Specific competences acquired

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| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, |

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| | controversies and new hypotheses specific to the field of law;<br>C.2. Communication at an advanced level with specialists in fields related to law;<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law;<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems;<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law;<br>C.6. Ability to identify the knowledge and applied priorities of the field of law;<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law; |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law;<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions;<br>CT.3. Capacity to develop creativity-centred projects in the field of law. |

7. Course objectives (derived from the grid of specific competences acquired)

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| 7.1 General objective of the course | - identifying the concepts and institutions specific to the EU judicial system, and understanding and assimilating them;<br>- analysing the judicial institutions of the EU and the existing connections between them;<br>- in-depth study of the judicial institutions of the EU in close connection with the case law of the Court of Justice of the EU. |
| 7.2 Specific objectives | - understanding the role of the case law of the EU courts in the interpretation and development of European Union law;<br>- interpreting the case law of the EU courts;<br>- understanding the importance of the case law of the EU courts in the context of Romania's acquisition of the status of a Member State of the EU with full rights and obligations;<br>- understanding the position, interests and content of the obligations incumbent on Romanian administrative and judicial authorities as a result of accession to the EU. |

**8. Learning outcomes**

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| Knowledge | ▪ possessing advanced knowledge of the structure, role and functioning of the judicial system of the European Union;<br>▪ understanding the mechanisms of interaction between the Court of Justice of the European Union and national courts;<br>▪ assimilating notions lying at the boundary between European Union law, international law and comparative constitutional law. |
| Skills | • the capacity to use advanced methods of interpretation and critical analysis of the case law of the Court of Justice of the EU;<br>• development of synthesis and evaluation competences for solving complex research problems concerning the application of EU law; |

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| | • the ability to redefine and extend doctrinal concepts and judicial practices through original and interdisciplinary research. |
| Responsibility and autonomy | ▪ demonstrating a high level of scientific and professional authority in the analysis and interpretation of European Union law, by reference to the case law of the CJEU;<br>▪ exercising academic autonomy and scientific integrity in doctoral research activity;<br>▪ the capacity to contribute to the development of critical analyses and to the formulation of *lege ferenda* proposals regarding the functioning and evolution of the judicial system of the European Union. |

| 9.1 Lecture | Content | Method lecture/ problematisation/ computer-assisted lecture |
|---|---|---|
| 1. Organisation and functioning of the Court of Justice in Luxembourg and of the General Court | - Organisation and functioning of the Court of Justice in Luxembourg:<br>• Judges and Advocates General;<br>• the Presidency of the Court, the constitution of the Chambers and the designation of the First Advocate General;<br>• assignment of cases to Judges-Rapporteurs and Advocates General;<br>• assistant rapporteurs;<br>• the Registry;<br>• judicial formations;<br>• language arrangements.<br>- Organisation and functioning of the General Court:<br>• members;<br>• the Presidency;<br>• Chambers and judicial formations;<br>• assignment and reassignment of cases, designation of Judges-Rapporteurs, referral to judicial formations and delegation to a single Judge;<br>• designation of Advocates General;<br>• language arrangements | Lecture |
| 2. Procedure before the Court of Justice in Luxembourg – common procedural provisions | - rights and obligations of agents, advisers and lawyers;<br>- service of documents;<br>- time limits;<br>- the different ways of dealing with cases;<br>- the written part of the procedure;<br>- the preliminary report and the assignment of cases to judicial formations;<br>- measures of organisation of procedure and measures of inquiry;<br>- the oral part of the procedure;<br>- judgments and orders. | Lecture |
| 3. Preliminary references | - scope;<br>- content of the request for a preliminary ruling;<br>- participation in the proceedings; | Lecture |

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| | - parties to the main proceedings;<br>- referral to the Court;<br>- rectification of judgments and orders;<br>- rectification of preliminary rulings;<br>- the expedited preliminary ruling procedure;<br>- the urgent preliminary ruling procedure;<br>- legal aid. | |
| 4. Direct actions | - representation of the parties;<br>- the written part of the procedure;<br>- pleas in law and evidence;<br>- intervention;<br>- the expedited procedure;<br>- costs;<br>- amicable settlement, discontinuance, no need to adjudicate and preliminary issues;<br>- judgments by default;<br>- requests and applications relating to judgments and orders;<br>- suspension and other interim measures | Lecture |
| 5. Appeals against decisions of the General Court | - form, content and form of order sought in the appeal;<br>- response, reply and rejoinder;<br>- form, content and form of order sought in the cross-appeal;<br>- pleadings consequent on the cross-appeal;<br>- appeals decided by order;<br>- consequences for the cross-appeal of the removal of the main appeal from the register;<br>- costs and legal aid in appeals. | Lecture |
| 6. Litigation relating to intellectual property rights | - parties to the proceedings;<br>- the application initiating proceedings and the responses;<br>- the cross-claim. | Lecture |

Course bibliography

1. Craig, Paul; de Búrca, Gráinne, „*Dreptul Uniunii Europene. Comentarii, jurisprudență și doctrină",* ediția a IV-a/a V-a, Editura Hamangiu, București, 2009/2017, cota: 341C/C82;
2. Craig, Paul; de Búrca, Gráinne, „*EU Law: Text, Cases, and Materials*", Oxford University Press, 2015, cota: SD 72;
3. Fuerea, Augustin, „*Manualul Uniunii Europene*", ediția a VI-a, revăzută și adăugită, Editura Universul Juridic, București, 2016, cota: 341C/F95;
4. Fuerea, Augustin, „*Dreptul Uniunii Europene – principii, acțiuni, libertăți",* Editura Universul Juridic, București, 2016, cota: 341C/F95;
5. **Niță (Dumitrașcu), Mihaela**-Augustina, **„***Dreptul Uniunii Europene I",* ediția III-a, revăzută și adăugită, Editura Universul Juridic, București 2025, cota: 341C/N79.

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* *

1. Craig, Paul; de Búrca, Gráinne, „*Eu Law - Text, Cases And Materials"*, Eighth Edition, Oxford University Press, 2024;
2. Lenaerts, Koen; Gutierrez-Fons, José A., „*Les méthodes d'interprétation de la Cour de justice de l'Union européenne*", Bruylant, 2020.

| 9.2. Seminar/ Laboratory | Content | Method<br>Case study/ heuristic conversation/ role play |
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|---|---|---|
| Seminar 1 | 1. Organisation and functioning of the Court of Justice in Luxembourg and of the General Court<br>2. Procedure before the Court of Justice in Luxembourg – common procedural provisions | Heuristic conversation |
| Seminar 2 | 1. Preliminary references<br>2. Direct actions | Heuristic conversation. Case study |
| Seminar 3 | 1. Appeals against decisions of the General Court<br>2. Litigation relating to intellectual property rights | Heuristic conversation<br>Case study |

Seminar bibliography


Legal scholarship:

1. Craig, Paul; de Búrca, Gráinne, „*Dreptul Uniunii Europene. Comentarii, jurisprudență și doctrină",* ediția a IV-a/a V-a, Editura Hamangiu, București, 2009/2017, cota: 341C/C82;
2. Craig, Paul; de Búrca, Gráinne, „*EU Law: Text, Cases, and Materials*", Oxford University Press, 2015, cota: SD 72;
3. Fuerea, Augustin, „*Dreptul Uniunii Europene – principii, acțiuni, libertăți",* Editura Universul Juridic, București, 2016, cota: 341C/F95;
4. Fuerea, Augustin, „*Manualul Uniunii Europene*", ediția a VI-a, revăzută și adăugită, Editura Universul Juridic, București, 2016, cota: 341C/F95;
5. Horspool, Margot; Humphreys, Matthew; Wells-Greco, Michael, „*European Union Law*", ediția a 9-a, Oxford University Press; Oxford U.K., 2016, cota: 341C/H81;
6. **Niță (Dumitrașcu), Mihaela**-Augustina, **„***Dreptul Uniunii Europene I",* ediția III-a, revăzută și adăugită, Editura Universul Juridic, București 2025, cota: 341C/N79.

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* *

1. Craig, Paul; de Búrca, Gráinne, *„Eu Law - Text, Cases And Materials"*, Oxford University Press, 2020;
2. Lenaerts, Koen; Gutierrez-Fons, José A., „*Les méthodes d'interprétation de la Cour de justice de l'Union européenne*", Bruylant, 2020;
3. Popescu, Roxana-Mariana, „*Competențele Curții de Justiție a Uniunii Europene in materia controlului realizat cu privire la acordurile internaționale la care Uniunea Europeana este parte",* Editura Universul Juridic, București, 2025.

Collections:

1. Fuerea, Augustin (coordonare și prefațare ediție), „*Tratatele fundamentale ale Uniunii Europene",* Editura C.H.Beck, București, 2015/2017, cota: SD 1.

Legislation:

1. The Constitution of Romania, republished;
2. The Treaty concerning the accession of Romania to the European Union (ratified by Law no. 157/2005);
3. The Treaty of Lisbon (2007/2009);
4. The Treaty on the Functioning of the European Union (consolidated version, published in Official Journal C 202 of 7 June 2016);
5. The Treaty on European Union (consolidated version, published in Official Journal C 202 of 7 June 2016).

Websites:

- www.curia.europa.eu – Court of Justice of the European Union; historical case law;
- http://www.cvce.eu/ – European Navigator;


10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

The content of the course *The Judicial System of the European Union* takes into account the legal framework established in this

field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations in Romania): Consular agent - 241903; Diplomatic attaché - 241905; Consul - 241906; Diplomatic courier - 241908; Foreign relations officer - 241913; Diplomatic secretary - 241914; Vice-consul - 241915; Authorised industrial property counsellor - 241918; Expert in the application of harmonised legislation in industry and trade – 241935; Expert in accessing European structural and cohesion funds - 241948; European affairs counsellor - 241949; Lawyer - 242101; Legal adviser - 242102; Prosecutor - 242201; Judge and related occupations - 242202; Assistant magistrate - 242203; Inspector judge - 242204; Bailiff - 242902; Specialist officer in the justice system - 242906; Notary public - 242907; Legislative harmonisation counsellor - 242911; Legislative harmonisation expert - 242912; Legislative harmonisation analyst - 242913; Mediator - 244702; Researcher in legal sciences - 257001; diplomatic counsellor - 111007; government counsellor - 111008; legal counsellor and consultant - 111009; public institutions counsellor - 111010; counsellor to the minister - 111011; consul general - 111012; presidential and government consultant - 111013; chief registrar (court of first instance, prosecutor's office) - 111020; chief section registrar (Court of Appeal, tribunal, prosecutor's offices) - 111021; chief assistant magistrate - 111025; president of the High Court of Cassation and Justice - 111034; president of a Court of Appeal - 111035; president of the Court of Accounts - 111036; president of a court of first instance - 111037; section president (at the High Court of Cassation and Justice, the Court of Appeal, tribunals and courts of first instance) - 111039; tribunal president - 111040; first registrar - 111042; chief prosecutor - 111043; deputy chief prosecutor - 111044; first deputy of the Prosecutor General - 111045; Prosecutor General - 111048; head of section prosecutor - 111049; deputy head of section prosecutor - 111050; vice-president (at the High Court of Cassation and Justice, the Court of Appeal, tribunals and courts of first instance) - 111069; presidential counsellor - 111070; parliamentary counsellor - 111071; president of a public institution - 111073; chief inspector of the Judicial Inspection attached to the Plenum of the Superior Council of Magistracy - 111075; member of the Superior Council of Magistracy - 111076; deputy secretary general of the Superior Council of Magistracy - 111077; inspector within the Judicial Inspection for judges/prosecutors attached to the Plenum of the SCM – 111078, etc.

11. Assessment

Presentation of a paper on the identification and analysis of the case law of the Court of Justice of the European Union in the area chosen by the doctoral student for the doctoral thesis topic.

Assessment criteria for the seminar/laboratory activity:
- participation in teaching activities;
- appropriate use of the legal language specific to European Union law, among others, in debates;
- appropriate use of the knowledge acquired (legal scholarship, legislation and case law);
- solving concrete legal problems using the knowledge acquired.

| | | |
|---|---|---|
| Date of completion<br>08.09.2025 | Signature<br>of the course lecturer<br>Assoc. Prof. Roxana Popescu, PhD<br>…… | Signature<br>of the seminar tutor<br>Assoc. Prof. Roxana Popescu, PhD<br>…… |
| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |

COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | COMPETITION LAW |
| 2.2. Course lecturer | Prof. Ioan Lazăr, PhD |
| 2.3. Seminar tutor | Prof. Ioan Lazăr, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

| | |
|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

6. Specific competences acquired

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, controversies and new hypotheses specific to the field of law<br>C.2. Communication at an advanced level with specialists in fields related to law<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law<br>C.6. Ability to identify the knowledge and applied priorities of the field of law<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions<br>CT.3. Capacity to develop creativity-centred projects in the field of law |

7. Course objectives (derived from the grid of specific competences acquired)

| | |
|---|---|
| 7.1 General objective of the course | - Knowledge, understanding and appropriate use of the fundamental approaches to the concepts, theories, paradigms and methodologies specific to the legal field, and integration into a unitary and coherent structure of the main theoretical frameworks and recognised value benchmarks in the field of law and related fields.<br>- in-depth study of legislation, legal scholarship and judicial practice; |
| 7.2 Specific objectives | - Identification of the legal rules of the Romanian and EU legal systems and of the main international legal instruments in the field of competition.<br>- Explanation and interpretation of national and EU legal rules and of international provisions in the field of competition, using the knowledge acquired.<br>- Identification of the legal provisions of Romanian, European or international legislation applicable in the field of competition.<br>- Carrying out legal research and distinguishing between relevant and irrelevant provisions bearing on the resolution of specific situations.<br>- Preparation of professional projects using the Romanian, European and international legislation in force in the field of competition<br>- Definition and analysis of concepts, as well as of the methods and theories used in interpreting and comparing the competition-law institutions of national law, European law and the law of other states<br>- Interpretation of the relationship between the institutions of Romanian law and those of European law and the law of other states, using comparative and interpretative methods.<br>- Establishing correlations and comparisons between the competition |

| | |
|---|---|
| | institutions of the national legal system, the EU legal system and those of other states in a given context, using specific methods and techniques.<br>- Interpretation and evaluation of the specific methods that may be used to determine the relationship between the institutions of national law, EU law and the law of other states.<br>- Preparation of professional projects using methods for comparing national and European legislation and the legislation of other states.<br>- Connecting theory with professional practice (with particular reference to the case law of the Court of Justice of the European Union). |

8. Learning outcomes

| | |
|---|---|
| Knowledge | • In-depth knowledge of the fundamental concepts, principles and institutions of competition law.<br>• Critical understanding of the national, EU and international normative, case-law and doctrinal framework on competition law procedures;<br>• Capacity to identify and analyse theoretical developments and modern trends regarding procedures in competition law; |
| Skills | • Application of advanced scientific research methods for the critical analysis of competition law;<br>• Preparation of original scientific works (studies, articles, thesis chapters) on the particularities of competition law;<br>• Correlation of the rules and principles of competition law with institutional practice and with the decisions of administrative and judicial authorities;<br>• Formulation of lege ferenda proposals and innovative solutions for reforming competition law;<br>• Scientific, coherent and well-founded argumentation of complex legal solutions, using relevant doctrinal and case-law sources;<br>• Use of modern techniques of comparative research and empirical analysis regarding the efficiency of procedures in competition law. |
| Responsibility and autonomy | ▪ Capacity to conduct complex research activities in the field of competition law, in compliance with academic ethical and deontological principles;<br>▪ Full autonomy in formulating hypotheses, methodological design and interpretation of research results;<br>▪ Responsibility in disseminating scientific knowledge through participation in conferences, publications and research projects;<br>▪ Ability to critically evaluate the contributions of other researchers and to develop one's own innovative research directions;<br>▪ Capacity to coordinate interdisciplinary research teams and to manage complex academic projects. |

| 9.1 Lecture | Content | Method<br>lecture/<br>problematisation/<br>computer-assisted<br>lecture |
|---|---|---|
| 1 Introductory notions on EU law in the field of competition. | Definition of specific terms used in competition law: competition, perfect competition, imperfect competition, undertaking, consumer, single market, market, relevant market, geographic market, product market, digital market. | Lecture |
| 2 European Union competition policy; The scope of regulation and the objectives of European competition law; The sources of EU law in the field of competition | Analysis of European Union competition policy, of the scope of regulation and objectives of European competition law and of the sources of EU law in the field of competition. | Lecture |
| 3. Anti-competitive agreements between undertakings | Analysis of the forms, effects and sanctioning of anti-competitive agreements. | Lecture |
| 4. Abuse of a dominant position. | Analysis of its forms and of the applicable sanctions. | Lecture |
| 5. Economic concentrations between undertakings | Analysis: notion, regulation and typology | Lecture |
| 6. State aid: | Analysis: notion, regulation and characteristics. Forms of state aid and the procedural rules relating to it | Lecture |
| 7. Public undertakings | Analysis of the notion of public undertaking. Services of general interest and the Commission's competences in their regard | |
| 8. Foreign subsidies | Analysis: notion, regulation and procedure | |
| 9. Competition in digital markets | Analysis: The Digital Single Market. The Digital Markets Act and the Digital Services Act | |

Course bibliography


1. Lazăr I.; L. Lazăr, Tratat de Dreptul Uniunii Europene în domeniul concurenței, Ed. C.H. Beck, București, 2025
2. Lazăr I., Dreptul Uniunii Europene în domeniul concurenței, Ed. Universul Juridic, București, 2016;
3. Lazăr I., Măsurile financiar-fiscale şi politica Uniunii Europene în domeniul ajutoarelor de stat, Ed. Hamangiu, Bucureşti, 2018;
4. Căpăţână O., Dreptul concurenţei comerciale. Partea generală, ed. a 2 a, Ed. Lumina Lex, Bucureşti, 1998;
5. Chalmers D., G. Davies, G. Monti, European Union Law: Cases and Materials, ed. a 3 a, Ed. Cambridge University Press, 2014;
6. Cocioc P., Teoria concurenţei în retrospectivă, Ed. Presa Universitară Clujeană, Cluj Napoca, 1999;
7. Costin C.M., Dreptul european al concurenţei, Ed. Argonaut, Cluj Napoca, 2008;
8. Graig P., Graine de Burca, Dreptul Uniunii Europene, ed. a VI-a, Ed. Hamangiu, Bucuresti, 2017;
9. Deleanu S., Drept european al afacerilor, ed. 2, Ed. Universul Juridic, Bucureşti, 2021;
10. Jones A., B. Sufrin, EU Competition Law: Text, Cases and Materials, ed. a 5 a, Ed. Oxford University Press, Oxford, 2014;
11. Kokkoris I., H. Shelanski, EU Merger Control. A Legal and Economic Analysis, Ed. Oxford University Press, Oxford, 2014;
12. Lazăr L., Abuzul de poziţie dominantă. Evoluţii şi perspective în dreptul european şi naţional al concurenţei, Ed. C.H. Beck, Bucureşti, 2013;
13. Moşteanu T., Concurenţa. Abordări teoretice şi practice, Ed. Economica, Bucureşti, 2000;
14. Whish R., D. Bailey, Competition Law, ed. a 8 a, Ed. Oxford University Press, Oxford, 2015;

15. Florea V.-T, Dreptul concurentei. Punerea in aplicare a regulilor de concurenta, Ed. Hamangiu, București, 2018.
16. Mircea Ursuța, Ioan Lazăr, ,,*Drept administrativ. Curs universitar",* Editura Universul Juridic, București, 2025.Ș
17. M. Hotca (coord.), Infractiuni prevazute in legi speciale. Comentarii si explicatii. Editia 6, Ed. C.H. Beck. București, 2023.

| 9.2. Seminar/ Laboratory | Content | Method Case study/ heuristic conversation/ role play |
|---|---|---|
| Seminar 1 | 1. Terms specific to competition law | Heuristic conversation |
| Seminar 2 | 2. Practical aspects of anti-competitive conduct: Anti-competitive agreements, Abuse of a dominant position, State aid, Economic concentrations, Foreign subsidies, The digital market. | Heuristic conversation. Case study |
| Seminar 3 | 3. Procedural particularities in competition law. Analysis of certain special procedures in competition law. | Heuristic conversation Case study |

Seminar bibliography

1. Lazăr I.; L. Lazăr, Tratat de Dreptul Uniunii Europene în domeniul concurenței, Ed. C.H. Beck, București, 2025
2. Lazăr I., Dreptul Uniunii Europene în domeniul concurenței, Ed. Universul Juridic, București, 2016;
3. Lazăr I., Măsurile financiar-fiscale şi politica Uniunii Europene în domeniul ajutoarelor de stat, Ed. Hamangiu, Bucureşti, 2018;
4. Căpăţână O., Dreptul concurenţei comerciale. Partea generală, ed. a 2 a, Ed. Lumina Lex, Bucureşti, 1998;
5. Chalmers D., G. Davies, G. Monti, European Union Law: Cases and Materials, ed. a 3 a, Ed. Cambridge University Press, 2014;
6. Cocioc P., Teoria concurenţei în retrospectivă, Ed. Presa Universitară Clujeană, Cluj Napoca, 1999;
7. Costin C.M., Dreptul european al concurenţei, Ed. Argonaut, Cluj Napoca, 2008;
8. Graig P., Graine de Burca, Dreptul Uniunii Europene, ed. a VI-a, Ed. Hamangiu, Bucuresti, 2017;
9. Deleanu S., Drept european al afacerilor, ed. 2, Ed. Universul Juridic, Bucureşti, 2021;
10. Jones A., B. Sufrin, EU Competition Law: Text, Cases and Materials, ed. a 5 a, Ed. Oxford University Press, Oxford, 2014;
11. Kokkoris I., H. Shelanski, EU Merger Control. A Legal and Economic Analysis, Ed. Oxford University Press, Oxford, 2014;
12. Lazăr L., Abuzul de poziţie dominantă. Evoluţii şi perspective în dreptul european şi naţional al concurenţei, Ed. C.H. Beck, Bucureşti, 2013;
13. Moşteanu T., Concurenţa. Abordări teoretice şi practice, Ed. Economica, Bucureşti, 2000;
14. Whish R., D. Bailey, Competition Law, ed. a 8 a, Ed. Oxford University Press, Oxford, 2015;
15. Florea V.-T, Dreptul concurentei. Punerea in aplicare a regulilor de concurenta, Ed. Hamangiu, București, 2018.
16. Mircea Ursuța, Ioan Lazăr, ,,Drept administrativ. Curs universitar", Editura Universul Juridic, București, 2025.Ș
17. M. Hotca (coord.), Infractiuni prevazute in legi speciale. Comentarii si explicatii. Editia 6, Ed. C.H. Beck. București, 2023.

10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

| |
|---|
| The content of the course *Competition Law* takes into account the legal framework established in this field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations in Romania): lawyer - 242101; legal adviser - 242102; prosecutor - 242201; judge and related occupations - 242202; assistant magistrate - 242203; inspector judge - 242204; consultant magistrate – 242205; legal expert - 242904; justice counsellor – 242905, etc. |

## 11. Assessment

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|---|
| Assessment is carried out through an oral exam, with two theoretical synthesis questions and one judicial practice question.<br>Assessment criteria for the seminar/laboratory activity:<br>- participation in teaching activities;<br>- appropriate use of legal language in debates;<br>- appropriate use of theoretical and legislative knowledge;<br>- solving concrete legal problems using the knowledge acquired. |

| | | |
|---|---|---|
| Date of completion<br><br>22.09.2025 | Signature<br>of the course lecturer<br><br>Prof. Ioan Lazăr, PhD | Signature<br>of the seminar tutor<br><br>Prof. Ioan Lazăr, PhD |
| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |

COURSE SYLLABUS

## 1. Programme information

| | |
|---|---|
| 1.1. Higher education institution | "Nicolae Titulescu" University of Bucharest |
| 1.2. Faculty | Law |
| 1.3. Department | Doctoral School |
| 1.4. Field of study | Law |
| 1.5. Study cycle | Doctoral university studies |
| 1.6. Study programme/Qualification | Law |
| 1.7. Academic year | 2025-2026 |

## 2. Course information

| | |
|---|---|
| 2.1. Course title | PROCEDURAL PARTICULARITIES SPECIFIC TO PUBLIC LAW |
| 2.2. Course lecturer | Prof. Ursuța Dărăban Ovidiu Mircea, PhD |
| 2.3. Seminar tutor | Prof. Ursuța Dărăban Ovidiu Mircea, PhD |
| 2.4. Year of study | I |
| 2.5. Type of assessment | Exam |

## 3. Total estimated time

| | | | | | |
|---|---|---|---|---|---|
| 3.1. Number of hours per week | 3 | of which: 3.2. lecture | 2 | 3.3. seminar/laboratory | 1 |
| 3.4. Total hours in the curriculum | 18 | of which: 3.5. lecture | 12 | 3.6. seminar/laboratory | 6 |
| 3.7. Total hours of individual study | | | | | 60 |
| Study of textbooks, course materials, bibliography and notes | | | | | 24 |
| Additional documentation in the library, on specialised electronic platforms and in the field | | | | | 24 |
| Preparation of seminars/laboratories, assignments, papers, portfolios and essays | | | | | 12 |
| 3.8. Tutoring | | | | | 12 |
| 3.9. Examinations | | | | | 2 |
| 3.10. Other activities ..... | | | | | - |
| 3.11. Total hours (3.4. + 3.7. + 3.8. + 3.9. + 3.10.) | | | | | 92 |
| 3.12. Number of credits | | | | | 8 |

## 4. Prerequisites (where applicable)

| | |
|---|---|
| 4.1. curriculum | |
| 4.2. competences | |

## 5. Conditions (where applicable)

| | |
|---|---|
| 5.1. for the delivery of the lecture | |
| 5.2. for the delivery of the seminar/laboratory | |

6. Specific competences acquired

| | |
|---|---|
| Professional competences | C.1. Systematic, advanced knowledge of the concepts, research methods, controversies and new hypotheses specific to the field of law<br>C.2. Communication at an advanced level with specialists in fields related to law<br>C.3. Use of advanced principles and methods to explain and interpret, from interdisciplinary perspectives, new and complex theoretical and practical problems specific to the field of law<br>C.4. Ability to select and apply advanced principles, theories and methods of knowledge, to transfer methods from one field to another and to use interdisciplinary approaches in order to solve new and complex theoretical and practical problems<br>C.5. Ability to evaluate research projects and results in a critical and constructive manner and to assess the state of theoretical and methodological knowledge specific to the field of Law<br>C.6. Ability to identify the knowledge and applied priorities of the field of law<br>C.7. Ability to design and carry out original research, grounded in advanced methods, leading to the development of scientific knowledge and/or research methodologies in the field of law |
| Transversal competences | CT.1. Capacity to initiate and develop complex, innovative theoretical and practical projects in the field of law<br>CT.2. Capacity to take on responsibility and to organise and lead the activity of professional or scientific research groups or of institutions<br>CT.3. Capacity to develop creativity-centred projects in the field of law |

7. Course objectives (derived from the grid of specific competences acquired)

| | |
|---|---|
| 7.1 General objective of the course | - in-depth study of terms specific to public law, as well as of the civil procedure institutions applicable in proceedings governed by public law<br>- acquiring knowledge of the system of procedure specific to public law;<br>- in-depth study of legislation, legal scholarship and judicial practice;<br>- understanding, acquiring and deepening the connections between administrative law and civil procedure; |
| 7.2 Specific objectives | - acquiring, understanding and deepening the rules of civil procedure law applicable in public-law disputes, as well as certain essential notions used in administrative law;<br>- highlighting the role of knowledge of civil procedure in the field of administrative litigation and of the special procedures specific to public law;<br>- identifying the concepts, theories and institutions specific to administrative procedures, and understanding and assimilating them;<br>- connecting theory with professional practice (with particular reference to the binding case law of the High Court of Cassation and Justice and the case law of the Constitutional Court, the European Court of Human Rights and the Court of Justice of the European Union). |

8. Learning outcomes

| | |
|---|---|
| Knowledge | • In-depth knowledge of the fundamental concepts, principles and institutions of public law, with emphasis on administrative procedures.<br>• Critical understanding of the national, European and international normative, case- |

| | |
|---|---|
| | law and doctrinal framework on public-law procedures;<br>• Capacity to identify and analyse theoretical developments and modern trends regarding procedures in public law;<br>• Assimilation of the concepts of efficiency, legality and proportionality in the application and research of procedures in the sphere of public law. |
| Skills | • Application of advanced scientific research methods for the critical analysis of public procedures;<br>• Preparation of original scientific works (studies, articles, thesis chapters) on the procedural particularities of public law;<br>• Correlation of the rules and principles of public law with institutional practice and with the decisions of administrative and judicial authorities;<br>• Formulation of lege ferenda proposals and innovative solutions for reforming contentious procedures;<br>• Scientific, coherent and well-founded argumentation of complex legal solutions, using relevant doctrinal and case-law sources;<br>• Use of modern techniques of comparative research and empirical analysis regarding the efficiency of procedures in public administration. |
| Responsibility and autonomy | ▪ Capacity to conduct complex research activities in the field of public-law procedures, in compliance with academic ethical and deontological principles;<br>▪ Full autonomy in formulating hypotheses, methodological design and interpretation of research results;<br>▪ Responsibility in disseminating scientific knowledge through participation in conferences, publications and research projects;<br>▪ Ability to critically evaluate the contributions of other researchers and to develop one's own innovative research directions;<br>▪ Capacity to coordinate interdisciplinary research teams and to manage complex academic projects;<br>▪ Commitment to the development of legal knowledge and to the consolidation of the principles of the rule of law through rigorous scientific research. |

| 9.1 Lecture | Content | Method<br>lecture/<br>problematisation/<br>computer-assisted<br>lecture |
|---|---|---|
| 1 Terms specific to administrative law | Definition of specific terms used in public law: public power, public interest, public authority, public service, public institution, institution of public utility. Implications for the procedure of administrative litigation. | Lecture |
| 2 Procedural aspects regarding the issuance and communication of administrative acts | Analysis of the formalities preceding, accompanying and following the issuance of administrative acts. Methods of communicating administrative acts. Time limits in administrative procedure. | Lecture |

| | | |
|---|---|---|
| 3. Individual act vs normative act | The distinction between the individual administrative act and the normative administrative act and its procedural implications. | Lecture |
| 4. Prior administrative procedures | Analysis of the procedure prior to referral to the administrative litigation court<br>Analysis of certain quasi-judicial procedures concluded with administrative acts that may be challenged before administrative litigation courts | Lecture |
| 5. The relationship between civil procedure and the procedure of administrative litigation. | Identification of the civil procedure institutions incompatible with the specific nature of administrative litigation. The "general law" character of civil procedure in administrative litigation relations | Lecture |
| 6. Special procedures in administrative litigation. | Analysis of certain judicial procedures governed by special legislation. The relationship: special law – the Administrative Litigation Law – the Code of Civil Procedure. | Lecture |

Course bibliography


1. **Mircea Ursuța,** Ioan Lazăr, ,,*Drept administrativ. Curs universitar",* Editura Universul Juridic, București, 2025.
2. Iuliana Rîciu, *Procedura contenciosului administrativ*, Editura Hamangiu, Bucureşti, 2012;
3. Dacian **Cosmin Dragoş**, *Procedura contenciosului administrativ,* Editura ALL Beck, Bucureşti, 2002,
4. Gabriela Bogasiu, *Legea contenciosului administrativ*, *comentată şi adnotată*, Ediția a IV-a, Editura Universul Juridic, Bucureşti, 2021;
5. Eugenia Marin, *Legea contenciosului administrativ nr. 554/2004. Comentariu pe articole*, Ed. Hamangiu, București, 2020,
6. **Anton Trăilescu, Alin Trăilescu**, *Legea contenciosului administrativ, comentarii şi explicaţii*, Editura C.H. Beck, Bucureşti, 2013.
7. Dana Apostol Tofan, *Drept administrativ*, Volumul I și II, Ediția 5, Editura C.H.Beck, București, 2020
8. **Verginia Vedinaş,** *Drept administrativ*, ediţia a XII-a revăzută și actualizată, Editura Universul Juridic, Bucureşti, 2020;
9. **Verginia Vedinaș,** *Tratat teoretic și practic de drept administrativ*, Vol. I și II, Editura Universul Juridic, 2018,
10. **Emilia Lucia Cătană**, *Drept administrativ,* Ediția 2, Editura C.H.Beck, București, 2021;
11. **Dan Constantin Mâță,** *Drept administrativ*, Volumul I și II, Ediția a III-a, Editura Universul Juridic, București, 2021
12. Oliviu Puie, *Tratat teoretic şi practic de contencios administrativ*, Vol. I, Vol. II, Editura Universul Juridic, Bucureşti, 2016;
13. Cristian Clipa, *Organe şi proceduri administrativ jurisdicţionale*, Editura Hamangiu, Bucureşti, 2012;
14. Ovidiu Podaru, *Drept administrativ, Vol. I Actul administrativ,* Editura Hamangiu, Bucureşti, 2010;
15. G. Boroi, M. Stancu, *Drept procesual civil, Ediţia a 5-a, revizuită şi adăugită*, Editura Hamangiu, Bucureşti, 2020;
16. V. M. Ciobanu, M. Nicolae, M. Tăbârcă, Gh. Florea, L. Zidaru, **M. Ursuţa,** A. Ştefănescu, I. Gâlcă, M. Fodor, T. Briciu, A. Rădoi, A. Nicolae, V. Belegante, F. Baias, E. Oprina, B. Dumitrache, M. Stancu, D. Ghinoiu, C. Irimia, N. Turcu, *Noul Cod de procedură civilă comentat şi adnotat*, Vol. I (ediția a 2-a) + Vol. II, Editura Universul Juridic, Bucureşti, 2016;
17. **M. Tăbârcă,** *Drept procesual civil. Vol I-Teoria generală conform noului Cod de procedură civilă*, Editura Universul Juridic, Bucureşti, 2013,
18. **M. Tăbârcă**, *Drept procesual civil. Vol II- Procedura contencioasă în fața primei instanțe. Procedura judiciară. Proceduri speciale*, Editura Universul Juridic, București, 2013;
19. **M. Tăbârcă,** *Drept procesual civil. Vol IIII-Căile de atac – Condorm noului Cod de procedură civilă*, Editura Universul Juridic, Bucureşti, 2014;


| 9.2. Seminar/ Laboratory | Content | Method<br>Case study/ heuristic conversation/ role play |
|---|---|---|
| Seminar 1 | 1. Terms specific to public law. The issuance and communication of administrative acts – procedural aspects | Heuristic conversation |

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| Seminar 2 | 2. Individual act vs normative act. Procedural implications. Specific aspects of the prior procedure in administrative litigation. | Heuristic conversation. Case study |
| Seminar 3 | 3. Procedural particularities of administrative litigation. Analysis of certain special procedures in administrative litigation. | Heuristic conversation Case study |

Seminar bibliography


1. **Mircea Ursuța,** Ioan Lazăr, ,,*Drept administrativ. Curs universitar",* Editura Universul Juridic, București, 2025;
2. Emanuel Albu, *Dreptul contenciosului administrativ*, Editura Universul Juridic, Bucureşti, 2008;
3. **Anton Trăilescu,** *Drept administrativ*, Editura C.H. Beck, Bucureşti, 2005.
4. **Dacian Cosmin Dragoş**, *Legea contenciosului administrativ, comentarii şi explicaţii*, Editura ALL Beck, Bucureşti, 2005;
5. **Rozalia Ana Lazăr**, *Legalitatea actului administrativ,* Editura ALL Beck, Bucureşti, 2004;
6. Dana Apostol Tofan, *Puterea discreţionară şi excesul de putere al autorităţilor publice,* editura ALL Beck, Bucureşti, 1999;
7. **Ilie Iovănaş,** *Dreptul administrativ şi elemente ale ştiinţei administraţiei,* Editura Didactică şi Pedagogică, Bucureşti, 1977;
8. **Tudor Drăganu**, *Actele de drept administrativ*, Editura Ştiinţifică, Bucureşti, 1959;
9. Erast Diti Tarangul, *Tratat de Drept administrativ român*, Tipografia Glasul Bucovinei, Cernăuți, 1944,
10. Constantin Rarincescu, *Contenciosul administrativ român*, ediținea a doua, Editura ,,Universala" Alcalay &Co., București, 1936.
11. Constantin Hamangiu, Richard Hutschneker, George Iuliu, *Recursul în casaţie şi contenciosul administrativ*, Editura Naţională S. Ciornei, Bucureşti, 1930;
12. Paul Negulescu, *Tratat de Drept administrativ român,* Volumul I, Ediținea a III-a, ,,Tipografiile Române Unite", Calea Rahovei 50, București, 1925.
13. **Victor Onișor**, *Tratat de Drept administrativ român*, Tipografia Dr. S. Bornemisa, Piața Cuza Vodă 16, Cluj, 1923
14. Paul Negulescu, *Tratat de drept administrativ român*, Tipografia ,,Gutenberg", Bucureşti, 1906;
15. Anibal Teodorescu, *Tratat de Drept administrativ*, Vol. I, Institutul de arte grafice Ed. Marvan, București


## 10. Corroboration of the course content with the expectations of representatives of the epistemic community, professional associations and representative employers in the field of the programme

The content of the course *Procedural Particularities Specific to Public Law* takes into account the legal framework established in this field. In this way, it ensures access to occupations specific to the legal field, according to COR (the Classification of Occupations in Romania): anti-corruption prevention and combating expert - 241942; lawyer - 242101; legal adviser - 242102; prosecutor - 242201; judge and related occupations - 242202; assistant magistrate - 242203; inspector judge - 242204; consultant magistrate - 242205; probation inspector - 242207; legal expert - 242904; justice counsellor – 242905, etc.

## 11. Assessment

Assessment is carried out through an oral exam, with two theoretical synthesis questions and one judicial practice question.
Assessment criteria for the seminar/laboratory activity:
- participation in teaching activities;
- appropriate use of legal language in debates;
- appropriate use of theoretical and legislative knowledge;
- solving concrete legal problems using the knowledge acquired.

| Date of completion | Signature of the course lecturer | Signature of the seminar tutor |
|---|---|---|
| 25.09.2025 | Prof. Mircea Ursuța Dărăban, PhD | Prof. Mircea Ursuța Dărăban, PhD |

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| Date of approval by the Doctoral School Council<br>01.10.2025 | Signature<br>of the Director of the Doctoral School<br><br>…… | |