

## EUROPEAN ECONOMIC LAW

**GABRIELLA IERMANO**

Anno accademico 2018/19  
CdS ECONOMICS  
Codice 112NN  
CFU 6

Moduli	Settore	Tipo	Ore	Docente/i
EUROPEAN ECONOMIC LAW	IUS/05	LEZIONI	42	GABRIELLA IERMANO

### Learning outcomes

#### *Knowledge*

The aim of the course is to provide students with an in-depth and critical knowledge of the European rules on company law, trade-mark law and competition Law and with an introduction to the Banking Union, to the Capital Markets Union and to the European rules on sustainable growth

#### *Assessment criteria of knowledge*

The examination consists of two compulsory parts:

an oral test;

a written test (multiple-choice questions).

For students attending the course, the oral exam can be replaced by a presentation (10 minutes, max 10 slides) to be held during the classes.

#### *Skills*

Students completing the course successfully should be able to explain the main concepts that underpin European economic law and to comprehend the policy issues that arise regarding the harmonization of company law and the regulation of the European companies, as well as European competition law and trade-mark law.

#### *Assessment criteria of skills*

Students will be asked to actively participate to the lessons.

Both the oral and the written exam are aimed at testing the student's skill and knowledge on the topics addressed during the classes.

#### *Behaviors*

Students are stimulated to actively participate during the classes and to constantly refer to legal texts and documents available on the European Union official website.

#### *Assessment criteria of behaviors*

During the classes as well as during the examinations the students' ability in referring to legal texts and documents on the subjects faced during the classes will be tested.

Students attending the course are also encouraged to prepare a presentation on the topics covered during the course.

#### *Prerequisites*

A specific economic or legal background is not needed. Nevertheless, a basic knowledge of the general principles on business and company law and on European law could be useful.

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#### *Teaching methods*

The different topics are addressed by the lecturer during the classes. An active participation of the students attending the classes is highly recommended.

## Syllabus

### Topics covered

Sources of EU Law

European Company and Business Law:

Introduction and overview

Fundamental Freedoms and their Impact on European Company Law

The Freedom of Establishment. From the Daily Mail Case to the Inspire Art Case

The Company Law Directives

Harmonization and Legislative Competition

The European Model Companies Act (EMCA)

Supranational Companies: introduction

Supranational Companies in Details: The European Company

Supranational Companies in Details: The European Cooperative Society

Supranational Companies in Details: The SUP Proposal.

The European Economic Interest Grouping.

The European Foundation (Draft Regulation)

The European Mutual Society (Draft Regulation)

European Company Law and Corporate Governance

The Shareholders Rights Directive

EU Sustainability Law. The 2014/95/EU Directive. The Action Plan on Sustainable Growth.

The Banking Union

The Capital Markets Union

The Market Abuse Regulation

The Takeover Regulation

The European Trade-Mark Law

The European Competition Law

## Bibliography

N. de Luca, European Company Law. Text, Cases and Materials, Cambridge University Press, 2017, pages 1-435.

On Trade mark law, Banking Union and Competition Law other documents and bibliography will be given during the course.

## Non-attending students info

For students non attending the classes, documents and materials on Trade mark law, on Banking Union and on Competition Law will be available. Please, ask the secretary at the Department of Economia and Management.

On the other subjects, please refer to the overmentioned book (N. de Luca, European Company Law.

Text, Cases and Materials, Cambridge University Press, 2017, pages 1-435)

## Assessment methods

The examination consists of two compulsory parts:

an oral test;

a written test (multiple-choice questions).

For students attending the course, the oral exam can be replaced by a presentation (10 minutes, max 10 slides) to be held during the classes.

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