



Information about the subject

Degree: Bachelor of Arts Degree in Law

Faculty: Faculty of Legal, Economic and Social Sciences

Code: 312005 **Name:** European Union Competition Law

Credits: 6,00 **ECTS Year:** 4 **Semester:** 1

Module: Optional Courses

Subject Matter: Itinerary of Sectorial Administrative and Specialized Labour Law **Type:** Elective

Field of knowledge: Social and Legal Sciences

Department: -

Type of learning: Classroom-based learning

Languages in which it is taught: Spanish

Lecturer/-s:

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Module organization

Optional Courses

Subject Matter	ECTS	Subject	ECTS	Year/semester
Itineraries of Basic Legal Sciences	36,00	-Canon Law Institutions	6,00	4/2
		-History of European Construction	6,00	4/2
		-Human Rights	6,00	4/2
		-Roman Law	6,00	This elective is not offered in the academic year 23/24
		-Social Doctrine of the Catholic Church	6,00	This elective is not offered in the academic year 23/24
		-State Ecclesiastical Law	6,00	4/2
Itinerary of Economic Law	48,00	Banking Law	6,00	This elective is not offered in the academic year 23/24
		Consumer Law	6,00	This elective is not offered in the academic year 23/24
		-Insurance Law	6,00	4/2
		Intellectual Property Law	6,00	This elective is not offered in the academic year 23/24



Itinerary of Economic Law		-International and Comparative Law of Brands, Designs and Unfair Competition	6,00	4/2
		International Commercial Law	6,00	This elective is not offered in the academic year 23/24
		-International Commercial Transactions	6,00	4/1
		-International Taxation Law	6,00	This elective is not offered in the academic year 23/24
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Itinerary of Sectorial Administrative and Specialized Labour Law	72,00	Air and Maritime Law	6,00	4/2
		-Employment Procedural Law	6,00	This elective is not offered in the academic year 23/24
		Energy Law	6,00	This elective is not offered in the academic year 23/24
		Environmental Law	6,00	This elective is not offered in the academic year 23/24
		European Union Competition Law	6,00	4/1
		Information and Communication Technology Law	6,00	4/0



Itinerary of
Sectorial
Administrative and
Specialized
Labour Law

National Health System
Law

6,00

This elective is not
offered in the
academic year
23/24

Public Contract Award
Law

6,00

This elective is not
offered in the
academic year
23/24

-Real Estate Law

6,00

This elective is not
offered in the
academic year
23/24

-Trade Union Law

6,00

This elective is not
offered in the
academic year
23/24

Transport Law

6,00

This elective is not
offered in the
academic year
23/24

Water Law

6,00

This elective is not
offered in the
academic year
23/24

Recommended knowledge

Extensive knowledge of the English language.

The monitoring of the decisions of the European Commission on state aid, abuse of a dominant position and incompatible agreements is very relevant. The aim is to convey to students both the current state of the European Commission's decisions in this regard and their contrast with community jurisprudence in the field of competition law.

Prerequisites



Students must have passed at least the 48 ECTS of Basic Training of the first two semesters. Students are free to choose the electives they wish, breaking with the grouping proposed. As explained above, the Study Plan has three optional subjects that are grouped in this way:

- 1 optional subject in the seventh semester.
- 2 optional subjects in the eighth semester.

Learning outcomes

At the end of the course, the student must be able to prove that he/she has acquired the following learning outcomes:

- R1 To know the EU regulations governing competition.
- R2 To apply the rules regulating practices that restrict competition.
- R3 To use the legislation related to cartels and monopolies.
- R4 To know the rules preventing unfair competition in company mergers and the prohibition of state aid for these activities.



Competencies

Depending on the learning outcomes, the competencies to which the subject contributes are (please score from 1 to 4, being 4 the highest score):

GENERAL		Weighting			
		1	2	3	4
CG1	Knowledge of the Science being studied, in this case of the science of Law, fundamentally of the most practical branches, with their international and economic implications and their specialized language.				X
CG2	Analysis and synthesis capacity				X
CG4	Problem-solving capacity.		X		
CG8	Ethical commitment to information management.	X			
CG10	Knowledge of a foreign language in relation to the Science of Law.			X	
CG11	Professional relationships: be able to establish and maintain relationships with other relevant professionals and institutions.	X			
CG12	To be able to develop audiovisual presentations.		X		
CG13	Information management capacity.			X	
CG15	Ability to work in interdisciplinary teams.		X		
CG16	Ability to develop and maintain one's own competencies, skills and knowledge according to the standards of the profession.		X		
SPECIFIC		Weighting			
		1	2	3	4



CE2	Understanding of the different ways of creation of Law in its historical evolution and in its current reality, assimilating the existence of subordinate and supranational legal systems and the forms in which they are articulated.	x		
CE4	Ability to understand and know how local, regional, state, community, and international institutions work, in their genesis and as a whole, and to identify the competent institution or administration in each case as well as the sectoral law applicable in each case.	x		
CE8	Ability to know the law applicable to intra-community transactions and to international transactions outside the community and the means of enforcing it.	x		
CE9	Ability to enforce legal norms with the economic environment.			x
CE14	Ability to lodge appeals against acts of the different bodies of the various administrations or institutions.	x		
CE20	Mastery of computer techniques in obtaining legal information and communication of legal data (Internet, databases of legislation, jurisprudence, bibliography).	x		
CE30	To acquire the knowledge of the necessary legal concepts in English in order to understand and articulate a basic legal discourse in this language.		x	



Assessment system for the acquisition of competencies and grading system

Assessed learning outcomes	Granted percentage	Assessment method
R2, R4	40,00%	Practical tests
R1, R2, R3	20,00%	Written theoretical tests
R3, R4	40,00%	Attendance and active participation in seminars, tutored interviews and practical activities

Observations

1ª) Students must obtain a minimum of 5 points out of 10 in the theoretical exam and in the practical exam to make the average and to be able to sum the other assessment instruments. However, in the 2nd call, the practices presented throughout the course will not be taken into account, neither the assistance and participation. The student must do a practical questionnaire and a theoretical questionnaire the same date of the official exam. The mark obtained in said tests will represent 100% of the final grade (50% theoretical and 50% practical).

2ª) In relation to the concept of "attendance, active participation and a favourable attitude in the subject" (15%), the mere attendance or physical presence at classes will compute a maximum of 10%, while the remaining 30% will derive from the favourable attitude in the subject. The assessment will be made through the records of attendance and the quality of the participation.

3ª) Students must obtain a minimum of 5 points out of 10, both in 1st or 2nd call, to pass the subject.

MENTION OF DISTINCTION:

According to Article 22 of the Regulations governing the Evaluation and Qualification of UCV Courses, the mention of "Distinction of Honor" may be awarded by the professor responsible for the course to students who have obtained, at least, the qualification of 9 over 10 ("Sobresaliente"). The number of "Distinction of Honor" mentions that may be awarded may not exceed five percent of the number of students included in the same official record, unless this number is lower than 20, in which case only one "Distinction of Honor" may be awarded.



Learning activities

The following methodologies will be used so that the students can achieve the learning outcomes of the subject:

- M1 Group work sessions supervised by the teacher. Study of legal cases, both true and fictitious. Significant construction of knowledge through student interaction and activity. Critical analysis of values and social commitment.
- M8 Exposition of contents by the teacher, analysis of competences, explanation and demonstration of capacities, skills and knowledge in the classroom.
- M9 Supervised monographic sessions with shared participation.
- M11 Personalised attention and in small groups. Period of instruction and/or orientation carried out by a tutor with the aim of reviewing and discussing the materials and topics presented in the classes, seminars, readings, completion of assignments, etc.
- M12 Set of written and/or oral tests used in the initial, formative or summative evaluation of the student.
- M13 Group preparation of readings, essays, resolution of problems, seminars, papers, dossiers, etc., to be presented or delivered in theory classes, practical classes, and/or small group tutorials.
- M14 Student's study: individual preparation of readings, essays, problem-solving, seminars, works, reports, etc. to present or deliver in the theoretical classes, practical classes and/or small group tutorials.



IN-CLASS LEARNING ACTIVITIES

	LEARNING OUTCOMES	HOURS	ECTS
Practical cases. M1	R3	20,00	0,80
Theoretical classes. M8	R1, R2, R3, R4	23,00	0,92
Seminar. M9	R2, R3	10,00	0,40
Tutorial. M11	R1, R2, R4	2,00	0,08
Assessment M12	R1, R2, R3, R4	5,00	0,20
TOTAL		60,00	2,40

LEARNING ACTIVITIES OF AUTONOMOUS WORK

	LEARNING OUTCOMES	HOURS	ECTS
Group work. M13	R3, R4	5,00	0,20
Individual work. M14	R1, R2, R4	85,00	3,40
TOTAL		90,00	3,60



Description of the contents

Description of the necessary contents to acquire the learning outcomes.

Theoretical contents:

Content block	Contents
ISSUE 1: State aid.	State aid, in principle the general guideline is the incompatibility of aid from the public treasury in any of its forms, to position some companies at an advantage over others in the single market. However, in light of Community legislation, the exceptional cases that may cause the compatibility of some cases of public aid must be evaluated. Special treatment deserves the study of state aid granted to public companies or those granted through them.
ISSUE 2: Abuse of dominance position.	Abuse of dominance position; Since the position of business dominance is compatible with free competition, its abuse does not turn out to be. It is about delimiting the compatible areas from those that do not result on the basis of community law.
ISSUE 3: Agreements, decisions and concerted practices.	Agreements, decisions and concerted practices. Your compliance with EU competition law regarding these business practices.



Temporary organization of learning:

Block of content	Number of sessions	Hours
ISSUE 1: State aid.	7,00	14,00
ISSUE 2: Abuse of dominance position.	13,00	26,00
ISSUE 3: Agreements, decisions and concerted practices.	10,00	20,00

References

BASIC BIBLIOGRAPHY:

- Beneyto, J.M, y Maillo, J., Tratado de Derecho de la Competencia. Unión Europea y España, Editorial Bosch, Barcelona, 2017.

COMPLEMENTARY BIBLIOGRAPHY:

- Fernández de la Gandara, L. y Calvo Caravaca, A.L., Las ayudas de estado en la Comunidad Económica Europea: Análisis y Perspectivas, Comunidad Autónoma de Murcia, 1991.
- Fernández Falleres, G., El régimen de las ayudas estatales en la Comunidad Europea, Civitas, Madrid, 1993.
- Ripoll Navarro, R., Ayudas de estado a las empresas públicas. Normativa de la Unión Europea, Fundación Bancaja, Valencia, 1998.



Addendum to the Course Guide of the Subject

Due to the exceptional situation caused by the health crisis of the COVID-19 and taking into account the security measures related to the development of the educational activity in the Higher Education Institution teaching area, the following changes have been made in the guide of the subject to ensure that Students achieve their learning outcomes of the Subject.

Situation 1: Teaching without limited capacity (when the number of enrolled students is lower than the allowed capacity in classroom, according to the security measures taken).

In this case, no changes are made in the guide of the subject.

Situation 2: Teaching with limited capacity (when the number of enrolled students is higher than the allowed capacity in classroom, according to the security measures taken).

In this case, the following changes are made:

1. Educational Activities of Onsite Work:

All the foreseen activities to be developed in the classroom as indicated in this field of the guide of the subject will be made through a simultaneous teaching method combining onsite teaching in the classroom and synchronous online teaching. Students will be able to attend classes onsite or to attend them online through the telematic tools provided by the university (videoconferences). In any case, students who attend classes onsite and who attend them by videoconference will rotate periodically.

In the particular case of this subject, these videoconferences will be made through:

☒ Microsoft Teams

☐ Kaltura



Situation 3: Confinement due to a new State of Alarm.

In this case, the following changes are made:

1. Educational Activities of Onsite Work:

All the foreseen activities to be developed in the classroom as indicated in this field of the guide of the subject, as well as the group and personalized tutoring, will be done with the telematic tools provided by the University, through:

☒

Microsoft Teams

☐

Kaltura

Explanation about the practical sessions:



2. System for Assessing the Acquisition of the competences and Assessment System

ONSITE WORK

Regarding the Assessment Tools:

☐

The Assessment Tools will not be modified. If onsite assessment is not possible, it will be done online through the UCVnet Campus.

☒

The following changes will be made to adapt the subject's assessment to the online teaching.

Course guide		Adaptation	
Assessment tool	Allocated percentage	Description of the suggested changes	Platform to be used
Attendance, active participation and favourable attitude in the subject	40	Active participation and favourable attitude in the subject = 40%	Microsoft Teams, UCVnet

The other Assessment Tools will not be modified with regards to what is indicated in the Course Guide.

Comments to the Assessment System:



- Concerning attendance, being online classes, attendance is not mandatory (although convenient) and mere assistance will not count in the final note. As a result, attendance is not recorded. The percentage of the expected score for mere assistance (10%) will increase the percentage of participation and favourable attitude in the subject (the percentage of the subject will be, therefore, in total, 40%). In other words, being the online classes will only take into account the participation of the student (besides, of course, the percentage corresponding to the practise and the exam) and the favourable attitude in the subject expressed by the student in the following ways:

1. The interventions of the students in the classes themselves (in-person or online), with the corresponding records or annotations.
2. Virtual tutoring through the UCVnet Virtual Campus or online sessions through Teams developed as a group or individual tutoring.
3. Interventions in the forum created on the UCVnet platform to raise and answer questions of the subject.
4. Emails or messages received raising questions about the subject.

However, in order not to harm students and to respect the corresponding percentages indicated in the teaching guides (following the academic report) as long as they have been applicable, the percentage corresponding to the mere attendance of the classroom teaching developed so far will be considered.

- About the final exam (to be carried out within the official exam period), it will be theoretical-practical and in writing. The exam will be two questions to develop theoretical-practical with an hour duration on the contents developed in the subject via UCVnet platform.