

## SYLLABUS

### 1. Information on the study programme

1.1. Higher education institution	West University of Timișoara
1.2. Faculty	The Faculty of Law
1.3. Department	Private Law Department
1.4. Study program field	Law
1.5. Study cycle	Bachelor Studies
1.6. Study programme / Qualification	European and International Law

### 2. Information on the course

2.1. Course title		Sustainability and Environmental Law					
2.2. Lecture instructor		Associate Professor Flaminia Stârc-Meclejan, Phd					
2.3. Seminar / laboratory instructor		Associate Professor Flaminia Stârc-Meclejan, Phd					
2.4. Study year	I	2.5. Semester	II	2.6. Examination type	E	2.7. Course type	Elective

### 3. Estimated study time (number of hours per semester)

3.1. Attendance hours per week	3	out of which: 3.2	2	3.3. seminar / laboratory	1
3.4. Attendance hours per semester	42	out of which: 3.5	28	3.6. seminar / laboratory	14
<b>Distribution of the allocated amount of time*</b>					<b>hours</b>
Study of literature, course handbook and personal notes					10
Supplementary documentation at library or using electronic repositories					10
Preparing for laboratories, homework, reports etc.					11
Exams					2
Tutoring					2
Other activities...					-
<b>3.7. Total number of hours of individual study</b>	<b>33</b>				
<b>3.8. Total number of hours per semester</b>	<b>75</b>				
<b>3.9. Number of credits (ECTS)</b>	<b>3</b>				

### 4. Prerequisites (if it is the case)

4.1. curriculum	-
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4.2. competences	-
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### 5. Requirements (if it is the case)

5.1. for the lecture	-
5.2. for the seminar / laboratory	-

### 6. Discipline objectives (expected results of the learning process to which the discipline contributes)

Knowledge	<ol style="list-style-type: none"> <li>1. Proper understanding and use of sustainability and environmental law vocabulary;</li> <li>2. Development of a project in sustainability and environmental law on the basis of EU and international law, Romanian and foreign legal literature and case law;</li> <li>3. Proper use of the rules of EU and international institutions concerning environmental law;</li> <li>4. Critical evaluation of EU and international law, case law and legal literature on sustainability and the environment.</li> </ol>
Abilities	<ol style="list-style-type: none"> <li>1. Ability to discharge professional duties efficiently and responsibly;</li> <li>2. Application of effective team work techniques (with elements of interdisciplinarity);</li> <li>3. Effective use of communication resources and sources of information and assisted training.</li> </ol>
Responsibility and autonomy	Developing the capacity to conduct, individually and autonomously, analyses of given factual situations and to operate with the relevant concepts of sustainability and environmental law at a level similar to that required in a legal professional environment.

### 7. Content

7.1. Lecture	Teaching methods	Remarks, details
1. ENVIRONMENTAL LAW. INTRODUCTORY CONCEPTS 1.1. Brief history of environmental law 1.2. Fundamental concepts	Presentation, conversation, introduction of case studies and argument-based solutions	4 hours

<p>2. INSTITUTIONAL ORGANIZATION OF ENVIRONMENTAL LAW</p> <p>2.1. International sources and institutions</p> <p>2.2. European sources and institutions</p> <p>2.3. Domestic sources and institutions</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>
<p>3. SUSTAINABLE DEVELOPMENT</p> <p>3.1. The notion of sustainable development internationally</p> <p>3.2. Sustainable development in the European Union</p> <p>3.3. Sustainable development and corporate social responsibility</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>4 hours</p>
<p>4. PRINCIPLES OF ENVIRONMENTAL LAW</p> <p>4.1. Principle of integration of environmental requirements into other sectoral policies</p> <p>4.2. Principle of high environmental protection</p> <p>4.3. Principle of prevention or preventive action</p> <p>4.4. Precautionary principle</p> <p>4.5. Principle of containment of pollutants at source</p> <p>4.6. “Polluter pays” principle</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>

<p>5. THE ENVIRONMENT AND HUMAN RIGHTS 5.1. Substantial rights 5.2. Procedural rights 5.3. Recognition of the right to a healthy environment</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>
<p>6. TECHNIQUES OF REGULATING THE ENVIRONMENT 6.1 Direct or "Command and Control" techniques 6.2 Market-Based instruments 6.3 Network-Based approaches: voluntary techniques and corporate social responsibility</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>
<p>7. REPARATION OF ENVIRONMENTAL DAMAGE IN EUROPEAN LAW 7.1. Atypical environmental damage 7.2 Remedies for environmental damage</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>
<p>8. PROTECTION OF FAUNA, FLORA AND THE REGIME OF PROTECTED AREAS 8.1 Regime of protected areas 8.2 Special measures for the protection of wild species</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>
<p>9. PROTECTION OF THE ATMOSPHERE, WATER AND SOIL 9.1 Air quality</p>	<p>Presentation, conversation, introduction of case studies and argument-based solutions</p>	<p>2 hours</p>

9.2 Water protection 9.3 Soil protection		
10. CLIMATE CHANGE REGIME 10.1 Evolution of Climate Change Regulations 10.2 Impact of Climate Change on Fundamental Rights	Presentation, conversation, introduction of case studies and argument-based solutions	4 hours
11. FACTORS WITH NEGATIVE IMPACT ON THE ENVIRONMENT 11.1 Waste 11.2 Hazardous substances and organisms	Presentation, conversation, introduction of case studies and argument-based solutions	2 hours
<p><b>Required texts</b></p> <ol style="list-style-type: none"> <li>1. S. Kingston, V. Heyvaert, Al. Čavoški, <i>European Environmental Law</i>, Cambridge University Press, 2017</li> <li>2. Fl. Stârc-Meclejan, <i>Manual de dreptul mediului. Dezbateri doctrinare și cauze de referință</i>, Editura C.H. BECK, București, 2022</li> </ol> <p><b>Supplemental readings</b></p> <ol style="list-style-type: none"> <li>1. L. Krämer, Ch. Badger, <i>Krämer's EU Environmental Law</i>, 9th edition, Hart, 2024</li> <li>2. P. Rogers, K.F. Jalal, J.A. Boyd, <i>An Introduction to Sustainable Development</i>, Harvard University Press, 2006</li> <li>3. M. Lee, <i>EU Environmental Law, Governance and Decision-Making</i>, Hart Publishing, 2014</li> <li>4. D. Langlet &amp; S. Mahmoudi, <i>EU Environmental Law and Policy</i>, Oxford University Press, 2016</li> <li>5. J. Van Zeben, A. Rowell, <i>A Guide to EU Environmental Law</i>, University of California Press, 2021</li> </ol>		
<b>7.2. Seminar / laboratory</b>	<b>Teaching methods</b>	<b>Remarks, details</b>
1. ENVIRONMENTAL LAW. INTRODUCTORY CONCEPTS	Group discussion and case study	2 hours

<p>1.1. Brief history of environmental law 1.2. Fundamental concepts</p>		
<p>2. INSTITUTIONAL ORGANIZATION OF ENVIRONMENTAL LAW 2.1. International sources and institutions 2.2. European sources and institutions 2.3. Domestic sources and institutions</p>	<p>Group discussion and case study</p>	<p>1 hour</p>
<p>3. SUSTAINABLE DEVELOPMENT 3.1. The notion of sustainable development internationally 3.2. Sustainable development in the European Union 3.3. Sustainable development and corporate social responsibility</p>	<p>Group discussion and case study</p>	<p>2 hours</p>
<p>4. PRINCIPLES OF ENVIRONMENTAL LAW 4.1. Principle of integration of environmental requirements into other sectoral policies 4.2. Principle of high environmental protection 4.3. Principle of prevention or preventive action 4.4. Precautionary principle 4.5. Principle of containment of pollutants at source 4.6. "Polluter pays" principle</p>	<p>Group discussion and case study</p>	<p>1 hour</p>

<p>5. THE ENVIRONMENT AND HUMAN RIGHTS 5.1. Substantial rights 5.2. Procedural rights 5.3. Recognition of the right to a healthy environment</p>	<p>Group discussion and case study</p>	<p>1 hour</p>
<p>6. TECHNIQUES OF REGULATING THE ENVIRONMENT 6.1 Direct or "Command and Control" techniques 6.2 Market-Based instruments 6.3 Network-Based approaches: voluntary techniques and corporate social responsibility</p>	<p>Group discussion and case study</p>	<p>1 hour</p>
<p>7. REPARATION OF ENVIRONMENTAL DAMAGE IN EUROPEAN LAW 7.1. Atypical environmental damage 7.2 Remedies for environmental damage</p>	<p>Group discussion</p>	<p>1 hour</p>
<p>8. PROTECTION OF FAUNA, FLORA AND THE REGIME OF PROTECTED AREAS 8.1 Regime of protected areas 8.2 Special measures for the protection of wild species</p>	<p>Group discussion and case study</p>	<p>1 hour</p>
<p>9. PROTECTION OF THE ATMOSPHERE, WATER AND SOIL 9.1 Air quality</p>	<p>Group discussion and case study</p>	<p>1 hour</p>

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<p><b>Required texts</b></p> <p>1.S. Kingston, V. Heyvaert, Al. Čavoški, <i>European Environmental Law</i>, Cambridge University Press, 2017</p> <p>2. Fl. Stârc-Meclejan, <i>Manual de dreptul mediului. Dezbateri doctrinare și cauze de referință</i>, Editura C.H. BECK, București, 2022</p> <p><b>Supplemental readings</b></p> <p>1. L. Krämer, Ch. Badger, <i>Krämer’s EU Environmental Law</i>, 9th edition, Hart, 2024</p> <p>2. P. Rogers, K.F. Jalal, J.A. Boyd, <i>An Introduction to Sustainable Development</i>, Harvard University Press, 2006</p> <p>3. M. Lee, <i>EU Environmental Law, Governance and Decision-Making</i>, Hart Publishing, 2014</p> <p>4. D. Langlet &amp; S. Mahmoudi, <i>EU Environmental Law and Policy</i>, Oxford University Press, 2016</p> <p>5. J. Van Zeben, A. Rowell, <i>A Guide to EU Environmental Law</i>, University of California Press, 2021</p>		

**8. Correlations between the content of the course and the requirements of the professional field and relevant employers.**

All activities related to the subject Sustainability and Environmental Law aim at assuring



students' acquisition of professional and transversal competences to assist them in integrating into the labour market in all the fields of activity.

### 9. Evaluation

Activity	9.1. Assessment criteria	9.2. Assessment methods	9.3. Weight in the final mark
10.4. Lecture	Assessing that each student meets the performance standards	Overall assessment, final mark obtained on basis of written examination. The final mark is also the result of active participation in the course.	70%
9.5. Seminar / laboratory	Assessing that each student meets the performance standards	The mark is the result of writing a paper comprising theoretical and practical aspects on a given theme. The final mark is also the result of active participation in the seminar.	30%
<b>9.6. Minimum needed performance for passing</b>			
1. proper use by students of the specific vocabulary of sustainability and environmental law; 2. development of a professional project including argumentation of methods, techniques, procedures and tools applied on the basis of the specific principles, paradigms and concepts of sustainability and environmental law; 3. appropriate use of European and international legislation and case law in the field of sustainability and environmental law.			

Date of completion  
16.09.2024

Signature (class activities)  
Assoc. prof. Flaminia Stârc –  
Meclejan, Phd

Signature (seminar activities)  
Assoc. prof. Flaminia Stârc –  
Meclejan, Phd

Date of approval in the department  
18.09.2024

Signature of the head of the department  
Assoc. prof. Florin I. Mangu, Phd