SYLLABUS

1. Information about the study programme

1.1 Institution of higher education	West University of Timisoara
1.2 Faculty	Faculty of Law
1.3 Department of	Department of Public Law
1.4 Field of study	Law
1.5 Study cycle	Bachelor studies
1.6 Study programme	Drept european și internațional (*European and International Law*)

2. Information about the subject/discipline

2.1 Name			**EU Internal Market Law**				
2.2 Course coordinator			Asist. univ. dr. Bianca Șerb				
2.3 Seminar coordinator			Asist. univ. dr. Alexandra Burdulea				
2.4 Year of study	III	**2.5 Semester**	I	**2.6 Type of assessment**	E[1]	**2.7 Type of discipline**	DS

3. Total estimated time (hours of teaching per semester)[2]

3.1 Number of hours per week	**5**	**3.2 course**	**3**	**3.3 seminar/laboratory**	**2**
3.4 Total hours in the curriculum	**70**	**3.5 course**	**42**	**3.6 seminar/laboratory**	**28**

Distribution of time:	**hours**
Study based on Instructions, course materials, bibliography and notes	**25**
Additional documentation library, specialized electronic platforms / field	**25**
Training seminars / laboratories, homework, essays, portfolios and essays	**20**
Tutoring	**10**
Examinations[3]	**2**
Other activities	**10**

3.7 Total hours of individual study	**90**
3.8 Total hours per semester[4]	**162**
3.9 Number of credits	**6**

[1] According to article 37, paragraph (1) of the Higher Education Law no. 199/2023, with subsequent amendments and additions, "the academic success of a student during a study program is determined by verifying the acquisition of the expected learning outcomes through exam-type evaluations and evaluation throughout the semester".

[2] The total number of contact hours and individual study hours will be aligned with the number of credits allocated to the course. One credit corresponds to a total between 25 and 30 hours of teaching activities and individual study. At the level of academic departments may establish, by discipline categories, the exact equivalence between one credit and the number of hours.

[3] The hours corresponding to examinations are added only to the point 3.8 – The total hours per semester, not to be added to the point 3.7 – Total hours of individual study.

[4] Total hours per semester = total hours in the curriculum + total hours of individual study + hours allocated to examinations.

4. Prerequisites (where applicable)

4.1 of curriculum	no
4.2 of skills	no

5. Conditions (where applicable)

5.1 for the course	According to the general rules of the West University of Timişoara
5.2 for the seminar	According to the general rules of the West University of Timişoara

6. Discipline objectives - expected learning outcomes which contribute to the completion and passing the discipline

Knowledge	Identifies the relevant legal sources governing a given matter. Identifies relevant sources of law and understands how fundamental legal principles guide their interpretation and application. Understands and interprets Romanian, EU and international legal rules and instruments. Understands the relationship between national and EU law and their interaction with international law. Demonstrates an understanding of key legal concepts and institutions within national, EU and international law. Understands the relationship between the Romanian legal system and the EU and international legal orders.
Skills	Applies methods of legal interpretation and analyses relevant European case law. Uses legislation and case law to analyse legal issues and support legal reasoning. Uses relevant CJEU and ECtHR case law to analyse legal issues and develop reasoned arguments. Applies knowledge of EU institutions and procedures to EU law issues. Analyses the relationship between EU law and national law, particularly in light of the principles of primacy and direct effect. Applies and connects concepts of national and EU law when analysing legal problems.

Responsibility and autonomy	Critically assesses the relevance and application of legal rules to specific legal issues. Uses legal information and professional resources effectively in both Romanian and a foreign language, while observing relevant legal and ethical requirements. Engages effectively with national and international institutions and promotes good legal practice. Carries out legal research, analysis and drafting independently, while observing confidentiality and data protection requirements. Demonstrates respect for fundamental rights, the public interest, transparency and professional ethics. Takes responsibility for continuous professional development and for keeping legal knowledge and skills up to date.

7. Contents

The platform through which the course materials in electronic format and other learning/bibliographic resources can be accessed: e-learning.e-uvt.ro

7.1 Course	**Teaching methods**	**Comments**
1. The EU Internal Market: Concept, Development and Legal Framework — Economic integration; the concept and objectives of the Internal Market; Article 26 TFEU; the four fundamental freedoms; negative and positive integration.	interactive lecture, case-law analysis	**3 hours**
2. Harmonisation and Mutual Recognition in the Internal Market — Positive integration; Articles 114–115 TFEU; harmonisation techniques; mutual recognition; the relationship between primary free-movement law and secondary EU legislation.	interactive lecture, case-law analysis	**3 hours**
3. Free Movement of Goods I: Customs Union and Fiscal Barriers — The concept of goods; customs union; Articles 28–30 TFEU; customs duties and charges having equivalent effect; discriminatory and protective internal taxation under Article 110 TFEU.	interactive lecture, case-law analysis	**3 hours**
4. Free Movement of Goods II: Quantitative Restrictions and Measures Having Equivalent Effect — Articles 34–35 TFEU; quantitative restrictions; MEQRs; the *Dassonville* formula; distinctly and indistinctly applicable measures.	interactive lecture, case-law analysis	**3 hours**

5. Free Movement of Goods III: Mutual Recognition and Market Access — *Cassis de Dijon*; mutual recognition; mandatory requirements; *Keck* and selling arrangements; product requirements; development of the market-access approach.	interactive lecture, case-law analysis	**3 hours**
6. Free Movement of Goods IV: Derogations and Justifications — Article 36 TFEU; mandatory requirements; public-interest objectives; necessity and proportionality; relationship between fundamental rights and free movement.	interactive lecture, case-law analysis	**3 hours**
7. Free Movement of Workers I: Scope and the Concept of Worker — Article 45 TFEU; cross-border requirement; autonomous concept of worker; genuine and effective activity; job-seekers; direct effect.	interactive lecture, case-law analysis	**3 hours**
8. Free Movement of Workers II: Equal Treatment, Rights and Restrictions — Direct and indirect discrimination; obstacles to market access; Regulation 492/2011; social advantages; residence rights; public-service exception; public policy, public security and public health.	interactive lecture, case-law analysis	**3 hours**
9. EU Citizenship and Free Movement of Persons — Articles 20–21 TFEU; Directive 2004/38; movement and residence; family members; economically inactive citizens; equal treatment; permanent residence; restrictions and wholly internal situations.	interactive lecture, case-law analysis	**3 hours**
10. Freedom of Establishment — Articles 49–54 TFEU; concept of establishment; self-employed persons and companies; primary and secondary establishment; discriminatory and non-discriminatory restrictions; market access; justifications and proportionality.	interactive lecture, case-law analysis	**3 hours**
11. Freedom to Provide and Receive Services — Articles 56–62 TFEU; concept and economic nature of services; cross-border element; providers and recipients of services; discriminatory and non-discriminatory restrictions; justifications.	interactive lecture, case-law analysis	**3 hours**

12. Secondary Legislation on Establishment and Services — Services Directive; recognition of professional qualifications; mutual recognition; relationship between Treaty freedoms and secondary legislation; official-authority exception.	interactive lecture, case-law analysis	**3 hours**
13. Free Movement of Capital and Payments — Articles 63–66 TFEU; concept of capital movements; restrictions; taxation; justifications and proportionality; capital movements between Member States and third countries; relationship with other freedoms.	interactive lecture, case-law analysis	**3 hours**
14. The Four Freedoms as a System: Common Principles and Contemporary Challenges of the Internal Market — Cross-cutting comparison of discrimination, restriction, market access, mutual recognition, justification and proportionality; national regulatory autonomy; economic and non-economic interests; contemporary challenges to the Internal Market.	interactive lecture, case-law analysis	**3 hours**

Bibliography:

1. Paul Craig, Grainne de Burca, *EU Law, Text, Cases, and Materials,* 7th ed., Oxford University Press, 2020,
2. Catherine Barnard, Steve Peers, *European Union Law,* 3rd ed., Oxford University Press, 2020,
3. Christian Dadomo, Noelle Quenivet, *European Union Law*, 3rd ed., Hall and Stott Publishing Ltd, 2020
4. Gabriel Moens, John Trone, *Commercial Law of the European Union*, Vol. 4, Springer, 2010
5. Robert Schutze, *European Constitutional Law*, Cambridge University Press 2012
6. Alina Kaczorowska - *European Union Law,* Routledge 2013

7.2. Seminar	**Teaching methods**	**Comments**
1. Introduction to the EU Internal Market: Identifying the Fundamental Freedoms. Classification of cross-border situations involving goods, workers, establishment, services and capital. Guided reading of Article 26 TFEU. Discussion of the distinction between a free trade area, a customs union and an internal market.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
2. Harmonisation, Mutual Recognition and National Regulatory Autonomy.	Guided case-law analysis, problem-based learning,	**2 hours**

Comparison of negative and positive integration. Guided analysis of Articles 114–115 TFEU. Problem-solving exercise on divergent national product requirements and the relationship between Treaty freedoms and harmonised EU rules.	practical exercises, structured debates, small-group work and student presentations.	
3. Free Movement of Goods: Customs Duties, Equivalent Charges and Internal Taxation. Classification of national charges under Articles 30 and 110 TFEU. Case analysis and practical exercises distinguishing customs duties, charges having equivalent effect, and discriminatory or protective internal taxation.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
4. Free Movement of Goods: Quantitative Restrictions and Measures Having Equivalent Effect. Analysis of the *Dassonville* formula. Identification of distinctly and indistinctly applicable measures. Problem-solving exercises concerning import and export restrictions under Articles 34–35 TFEU.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
5. Free Movement of Goods: Mutual Recognition, Selling Arrangements and Market Access. Comparative analysis of *Cassis de Dijon*, *Keck* and *Commission v Italy (Trailers)*. Classification of product requirements, selling arrangements and restrictions on use. Application of the relevant principles to hypothetical national measures.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
6. Free Movement of Goods: Justifications and Proportionality. Problem-solving exercises concerning Article 36 TFEU and mandatory requirements. Assessment of public-interest objectives, supporting evidence and less restrictive alternatives. Structured debate on the relationship between free movement and fundamental rights**.**	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
7. Free Movement of Workers: Personal Scope and Access to Employment. Case analysis concerning the autonomous	Guided case-law analysis, problem-based learning, practical exercises, structured	**2 hours**

concept of "worker", genuine and effective activity, and job-seekers. Classification of employment scenarios. Discussion of the cross-border requirement and the enforceability of Article 45 TFEU.	debates, small-group work and student presentations.	
8. **Free Movement of Workers: Equal Treatment and Limits to Mobility.** Practical exercises on direct and indirect discrimination, access to employment, and social and tax advantages. Application of Regulation 492/2011. Analysis of the public-service exception and restrictions based on public policy, public security or public health.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
9. **EU Citizenship: Residence Rights, Family Members and Equal Treatment**. Application of Directive 2004/38 to scenarios involving workers, students, economically inactive citizens and family members. Comparison of residence conditions and equal-treatment rights. Discussion of situations falling outside the Directive and the possible relevance of Treaty citizenship rights.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
10. **Freedom of Establishment: Self-Employed Persons and Companies.** Classification of establishment scenarios and identification of restrictions under Articles 49–54 TFEU. Analysis of the *Gebhard* framework. Case-based discussion of primary and secondary establishment, company mobility, justification and proportionality.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
11. **Freedom to Provide and Receive Services: Scope and Restrictions.** Identification of cross-border services involving providers, recipients or the service itself. Practical exercises distinguishing services from establishment. Analysis of discriminatory and non-discriminatory restrictions and their possible justification.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
12. **Establishment and Services: Secondary Legislation and Professional**	Guided case-law analysis, problem-based learning,	**2 hours**

Qualifications. Guided application of the Services Directive and the Professional Qualifications Directive. Practical exercises on authorisation requirements and access to regulated professions. Identification of exclusions, exceptions and the applicable relationship between secondary legislation and Treaty rules.	practical exercises, structured debates, small-group work and student presentations.	
13. **Free Movement of Capital and Payments: Restrictions and Justifications.** Classification of capital movements and payments under Article 63 TFEU. Problem-solving exercises involving investment restrictions and taxation. Discussion of third-country capital movements and the relationship between capital and establishment.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**
14. **Integrated Internal Market Problems: Comparative Legal Analysis.** Resolution of a complex hypothetical involving several fundamental freedoms. Comparison of scope, discrimination, restrictions, justification and proportionality across the relevant regimes. Group presentations and structured legal argumentation.	Guided case-law analysis, problem-based learning, practical exercises, structured debates, small-group work and student presentations.	**2 hours**

Bibliography:

- Paul Craig, Grainne de Burca, *EU Law, Text, Cases, and Materials,* 7th ed., Oxford University Press, 2020,
- Catherine Barnard, Steve Peers, *European Union Law,* 3rd ed., Oxford University Press, 2020,
- Christian Dadomo, Noelle Quenivet, *European Union Law*, 3rd ed., Hall and Stott Publishing Ltd, 2020
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- Robert Schutze, *European Constitutional Law*, Cambridge University Press 2012
- Alina Kaczorowska - *European Union Law,* Routledge 2013

8. Corroboration of the course contents with the epistemic expectations of the community representative, professional associations and representative employers of the programme itself

At the end of this course, students are expected to have developed the capacity to conduct, individually and autonomously, analyses of given factual situations and to operate with the relevant concepts of the EU law at complexity levels similar to those specific to the legal professional environment.
Students are expected to have acquired the necessary skills to conduct critical analyses of the case-law of the European Court of Justice of the European Union.

9. Use of tools based on generative artificial intelligence

The use of generative artificial intelligence (AI) tools is **not permitted** for the completion of any tasks defined in the assessment section, whether related to the lecture or the seminar. Students may not use generative AI tools for generating ideas or content, drafting answers, analyzing cases or legal materials, rewriting, or paraphrasing text, or editing and reviewing submitted work. All assessed work must reflect the student's own knowledge, analysis, reasoning, and written expression.

10. Evaluation

Type of activity	10.1 Evaluation criteria	10.2 Evaluation methods	10.3 Percentage of the final mark
10.4 Course	Knowledge and understanding of EU Internal Market Law; ability to identify and apply relevant legal rules; critical analysis and coherent legal reasoning.	**Final in-class written examination**, assessing subject knowledge and the ability to analyse legal issues and solve practical problems.	60 %
10.5 Seminar	Quality of legal analysis and argumentation; appropriate use of legislation, case law and academic sources; clarity and structure of written work.	**Take-home written assignments consisting of thematic essays and case-law commentaries.** Each assignment is awarded points according to the assessment criteria. The accumulated points determine the seminar mark.	40 %
10.6 Minimum performance standards			
• Basic knowledge of the main concepts of EU law • Capacity to critically assess factual situations using the concepts taught throughout the semester • Capacity to conduct practical legal research on general EU law topics.			

Date of submission:
25.10.2026

Titular of the course:
Signature:

Date of approval in department:

Seminary titular:
Signature:

HEAD OF THE DEPARTMENT: