SYLLABUS

1. Information on the study programme

1.1 Institution of higher education	West University of Timişoara
1.2 Faculty	Faculty of Law
1.3 Department	Department of Public Law
1.4 Field of study	Law
1.5 Study cycle	Bachelor studies
1.6 Study programme	European and International Law

2. Information on the subject/discipline

2.1 Name				EU Administrative Law and Public Procurement			
2.2 Course coordinator				Violeta Stratan, Associate Professor, JD			
2.3 Seminar coordinator				Violeta Stratan, Associate Professor, JD			
2.4 Year of study	IV	**2.5 Semester**	II	**2.6 Type of assessment**	E[1]	**2.7 Type of discipline**	DS - DOB

3. Total estimated time (number of hours of teaching activities per semester)

3.1 Number of hours per week	3	3.2 course	2	3.3 seminar	1
3.4 Total hours in the curriculum	42	3.5 course	28	3.6 seminar	14
Distribution of time:					**hours**
Study using textbooks, teaching materials, bibliography and class notes					28
Additional research in the library, using specialized electronic platforms/ field research					30
Preparation for seminars / laboratories, homework, projects, essays					20
Tutoring					5
Examination					16
Other activities ……					

3.7 Total hours of individual study	**83**
3.8 Total hours per semester	**141**
3.9 Number of credits	**5**

4. Prerequisites (where applicable)

4.1 of curriculum	• knowledge of national administrative law (1st year of study) and of EU law (from subjects studied during the previous years)
4.2 of skills	•

5. Conditions (where applicable)

5.1 for the course	• lecture room, equipped with computer and video projector
5.2 for the seminars	• seminar room, equipped with computer and video projector

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

[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".

Knowledge	C8. Identifies the legal framework for drafting administrative contracts; C22. Identifies the applicable sources of law in a specific situation; C25. Interprets and relates national legislation to European Union regulations and international treaties; C26. Explains and interprets legal institutions under national, European and international law; C56. Identifies the legal regime governing administrative acts and the application of administrative litigation procedures for the protection of legitimate rights and interests; C57. Recognises the structures, powers and institutional relationships within central and local public authorities;
Skills	A1. Analyses and interprets key principles of law; A17. Analyses the rules of administrative law in the resolution of administrative disputes; A18. Interprets contractual clauses; A19. Applies the rules governing the process of concluding administrative contracts; A24. Identifies applicable provisions in force for the correct legal classification of the issue under analysis; A30. Applies legal interpretation techniques in correlating national and international legal provisions, as well as in analysing European and international case law; A56. Interprets and utilises the case law of the Court of Justice of the European Union and the European Court of Human Rights to support well-reasoned legal solutions; A65. Analyses the relationship between European Union law and national law by applying the principles of the primacy and direct effect of European legal provisions; A66. Integrates and analyses legal institutions under national law and European Union law with a view to substantiating legal solutions;
Responsibility and autonomy	R22. Shares with others the specific legal principles involved in the analysis of legal situations; R24. Works effectively in multidisciplinary teams and collaborates with other specialists to resolve legal issues; R23. Manages communication resources and sources of information and supported professional development effectively, both in Romanian and in a foreign language, whilst complying with current legislation on copyright, the protection of personal data and individuals' right to their own image; R37. Demonstrates autonomy in formulating legal solutions and in substantiating them with legal and ethical arguments; R40. Respects and promotes fundamental rights, the public interest, transparency, confidentiality and professional ethics in all activities carried out.

7. Contents

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

7.1 Courses	Teaching methods	Observations
1. The evolution of EU Administration	Presentation, conversation, introduction of case studies and argument-based solutions	• History and typology of EU administration through treaty provisions • The Financial Regulations (2002, 2012): a constitutional framework for EU administration

		(2 h)
2. EU administrative regimes: Centralized vs. Shared administration	Presentation, conversation, introduction of case studies and argument-based solutions	• EU legislative, delegated and implementing acts • Powers and accountability in EU administration • Management by the Commission, the executive agencies, the national agencies, contracting-out • Comitology • Open Method of Coordination. Soft law vs. hard law • Social partners (2 h)
3. Judicial Review in the EU (I)	Presentation, conversation, introduction of case studies and argument-based solutions	• Justification and sources • Reviewable acts • EU's judicial architecture • The relationship between the EU Courts and the national courts (2 h)
4. Judicial Review in the EU (II)	Presentation, conversation, introduction of case studies and argument-based solutions	• Procedural Review: access to courts, process rights, transparency • Substantive Review: exclusive competence, shared competence, supporting, coordinating or supplementary action • Subsidiarity (2 h)
5. Judicial Review in EU (III)	Presentation, conversation, introduction of case studies and argument-based solutions	• Law, fact and discretion: the meaning of concepts in EU law • Review of legal issues • Review of facts and discretion • Misuse of power (2 h)
6. The Charter of Fundamental Rights. ➢ Equality and non-discrimination. ➢ Proportionality.	Presentation, conversation, introduction of case studies and argument-based solutions	• Rights and principles • The four freedoms, nationality and equal treatment • Sex / race discrimination and equal treatment • Proportionality and rights • Proportionality and penalties • (2 h)
7. Legal certainty and legitimate expectations	Presentation, conversation, introduction of case studies and argument-based solutions	• Legal certainty, actual and apparent retroactivity • Revocation of unlawful decisions • Legitimate expectations and overriding public interests (2 h)

8. Precautionary principle	Presentation, conversation, introduction of case studies and argument-based solutions	• Foundations • The precautionary principle and review of EU action • The precautionary principle and review of Member State action (2 h)
9. Remedies in EU administrative law	Presentation, conversation, introduction of case studies and argument-based solutions	• Interim measures • Annulment • Damages liability • Restitution • Joint liability of EU and Member States • National remedial autonomy and effectiveness of EU law • Member State liability (2 h)
10. The Ombudsman	Presentation, conversation, introduction of case studies and argument-based solutions	• The powers of the European Ombudsman • The right to good administration • The notion of maladministration (2 h)
11. Public procurement, tenders and contracts within the EU (I)	Presentation, conversation, introduction of case studies and argument-based solutions	• Foundations and principles: the economic and legal basics of public procurement law • Types of public procurement markets • Public procurement and Competition (2 h)
12. Public procurement, tenders and contracts within the European Union (II)	Presentation, conversation, introduction of case studies and argument-based solutions	• Public authorities as purchasing and contracting authorities • Award of public procurement contracts (2 h)
13. Public procurement, tenders and contracts within the European Union (III)	Presentation, conversation, introduction of case studies and argument-based solutions	• Redress and remedies in public procurement (2 h)
14. Public procurement, tenders and contracts within the European Union (IV)	Presentation, conversation, introduction of case studies and argument-based solutions	• Public Procurement and the Sustainable Development Goals (2 h)

Bibliography:

- Paul Craig, *EU Administrative Law*, Third Edition, Oxford University Press, 2018
- Edoardo Chiti, Bernardo Giorgio Mattarella, *Global Administrative Law and EU Administrative Law*, Springer, 2011
- Suzana Tavares da Silva**,** *Administrative Law for the 21st Century*, Springer, 2024
- Administrative Law on an Illiberal and Post-Democratic Context
- Herwig C.H. Hofmann, Gerard C. Rowe, Alexander H. Türk, *Administrative Law and Policy of the European Union*, Oxford University Press, 2011
- Herwig C.H. Hofmann, Gerard C. Rowe, Alexander H. Türk, *Specialized Administrative Law of the European Union: A Sectoral Review,* Oxford University Press, 2018
- Christopher H. Bovis, *EU Public Procurement Law*, Second Edition, Edward Elgar, 2012
- Albert Sánchez Graells, *Public Procurement and the EU Competition Rules*, Second Edition, Hart Publishing, 2015

• Marta Andhov, Roberto Caranta, Anja Wiesbrock, *Cost and EU Public Procurement Law. Life-Cycle Costing for Sustainability,* Routlege, 2020		
7.2 Seminar / laboratory	Teaching methods	Observations
1. EU administrative regimes	Group discussion and case study	2 h
2. Judicial Review within the EU: case-law	Group discussion and case study	4 h
3. Principles of EU administrative law	Group discussion and case study	4 h
4. Public procurement, tenders and contracts within the European Union	Group discussion and case study	4 h

Bibliography:

- Rob van Gestel, Jurgen de Poorter, *In the Court We Trust. Cooperation, Coordination and Collaboration between the ECJ and Supreme Administrative Courts,* Cambridge University Press, 2019
- Paul Craig, Gráinne de Búrca, *EU Law: Text, Cases, and Materials,* seventh edition, Oxford University Press, 2020
- Herwig C.H. Hofmann, Gerard C. Rowe, Alexander H. Türk, *Administrative Law and Policy of the European Union*, Oxford University Press, 2011
- Herwig C.H. Hofmann, Gerard C. Rowe, Alexander H. Türk, *Specialized Administrative Law of the European Union: A Sectoral Review,* Oxford University Press, 2018
- Albert Sánchez Graells, *Public Procurement and the EU Competition Rules*, Second Edition, Hart Publishing, 2015
- Marta Andhov, Roberto Caranta, Anja Wiesbrock, *Cost and EU Public Procurement Law. Life-Cycle Costing for Sustainability,* Routlege, 2020
- https://eur-lex.europa.eu/collection/eu-law/eu-case-law.html

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

Activities related to the subject *EU Administrative Law and Public Procurement* aim at assuring students' acquisition of knowledge and skills able to assist them in integrating into the labour market in all the fields of activity.
After having completed the course, students should be able to:
CP21. Present arguments persuasively – present arguments during a negotiation or debate, or in writing, in a persuasive manner, in order to gain maximum support for the cause represented by the speaker or writer;
CP30. Analyse legislation – analyse existing legislation of a national or local administration to assess what improvements could be made and what legislative measures could be proposed.
CT4. Communicate clearly, coherently and persuasively in professional interactions, using appropriate legal terminology and adapting the message to the audience – colleagues, clients, authorities or courts;
CT5. Work in multidisciplinary teams and manages professional relationships based on collaboration, empathy and mutual respect, including in situations of conflict or institutional pressure;

CT8. Work and communicates in an international and multicultural context, understanding the differences between legal systems and capitalising on diversity when resolving legal cases with a cross-border dimension.

9. Use of tools based on generative artificial intelligence

To complete the tasks defined in the assessment section to the seminar, the use of generative AI tools is permitted only for litterature review and summarizing legislative texts. The most well-known examples of generative AI tools include, but are not limited to: ChatGPT, Google Gemini, Copilot for text, or MidJourney for images. Each student will specify, in a statement written separately for each assignment, according to the model in Annex 3 of the Regulation on the use of generative artificial intelligence in the educational process at UVT, the tool they used, how it was used, and the part of the assignment in which it was used. The statement will be included by the student at the beginning of the submitted assignment.

10. Evaluation

Type of activity	10.1 Evaluation criteria	10.2 Evaluation method	10.3 Weight percentage of the final grade
10.4 Course		Overall assessment, final mark obtained upon written examination. The final mark is the result of writing a paper comprising theoretical and practical aspects.	70%
10.5 Seminar		The mark is the result of writing a project comprising theoretical and practical aspects on a given theme.	30%
10.6 Minimum performance standard			
• proper use by students of the notions relating to EU administrative law and public procurement • proper use of EU legislation and case law in the field of administrative law; • development of a project on the current stage of literature and case law within a certain area of EU administrative law and public procurement			

Date of submission: September 21, 2026

Course coordinator:
Violeta Stratan, Associate Professor

Date of approval in department:

Head of the Department: