

Syllabus for the Course

**"Constitutional Justice in the
Mediterranean: A way out of
crises?"**

University of Lisbon

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(online; November 20-24, 2023, 4-6 pm Lisbon time)

Welcome - Introduction

The course focuses on the development of constitutional justice especially in the biggest part of the Mediterranean, having some introductory elements about continental Europe.

The analysis in regard to continental Europe aims at showing the content (as an "overture") of the German and Austrian relevant experience, as well as the French system; especially the latter has (even more than Germany) further influenced a considerable wealth of other contemporary EU member states.

Relevant developments in Eastern (Mediterranean) Europe are also dealt with, especially regarding the special development of constitutional justice in Greece and Cyprus; furthermore, there will be answers to the question whether the ECJ could be considered as a constitutional court.

Course Topical Coverage

The course comprises 5 class sessions (2 hours each),
in which the following topics will be considered:

- Welcoming / Course Plan / Historical Overview as an introduction:
The development of Constitutional Courts in Germany and Austria;
Countries affected by the German System (*Session 1*)
- The French System and Countries affected by it (*Session 2*)
- Greece/Cyprus as well as Eastern (*lato sensu* Mediterranean) Europe
after 1989/90, e.g. Romania) (*Session 3*)
- What about the European Court of Justice? (*Session 4*)
- Repetition (*Session 5*).

Reading suggestions will be given in every edition.

Text and Other Resources

There is no formal text for this intensive course, however the participants will be provided excerpts of Constitutional Law and Constitutional Case Law through the presentation of each edition.

Class Attendance

Students are expected to attend all (online) course sessions. Absences may be excused by the Administration.

Final Exam=Thematic Research Paper

Instead of a formal, written examination, students will write a research paper of ten pages to be submitted on or before ____January 10th, 2024_____. The topic, which should relate to a comparative legal issue regarding the presented constitutional courts, must be proposed by each student and agreed upon by the Professor.

The essay may be substituted by a thematic presentation of 10 minutes on November 24th, taking place within the online course session.

Course Assessment/Grade

The students' final assessment grades will be based on their respective analytical essay paper or presentation (see above), using the grading scale customary at the University of Lisbon.