



**FERENC DEÁK DOCTORAL SCHOOL OF LAW
UNIVERSITY OF MISKOLC**

H-3515 MISKOLC – EGYETEMVÁROS

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Annex 3.

for the Order of the Ferenc Deák Doctoral School of Law

COURSE PLAN AND DESCRIPTIONS

for students enrolled in the program after 1st September 2018

Modifications and new programmes, course descriptions are marked in italics.

Contact:

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Miskolc, 2022.

I. INTRODUCTION

On behalf of our Faculty and our School, I would like to welcome all enrolled PhD students. By providing the set of information below, the Deák Ferenc Faculty of Law intends to help PhD students participating in the programme with their studies.

In the course of the enrollment, all full-time and part-time first-year PhD students must sign up for all the mandatory courses on the neptun online enrollment system. In addition, they must sign up for one, elective specialised seminar in each academic term. Apart from the mandatory and the elective courses, all full-time and part-time PhD students are free to choose from the list of optional courses offered in the term. The requirement to enrol for the complex exam, in the case of students enrolled in the program after 1st September 2018, is to have completed at least 120 creditpoints including all the mandatory courses. In order to obtain the pre-degree certificate (absolutorium), students must complete 240 credit points.

The Faculty Doctoral Council have arranged a separate research area in the faculty library for all our doctoral students and candidates. A computer with Wi-Fi and a printer is at your disposal for your research work.

Miskolc, 2022. September

Prof. Dr. Erika Róth
full professor
Head of the Doctoral School

II. THE PROGRAM OF THE DOCTORAL SCHOOL

Revised academic doctoral program: The Development of the Hungarian Legal System and Hungarian Jurisprudence with Special Consideration of the Development Trends in European Law

EFFECTIVE UNTIL REVOCATION
Full-time and part-time training program

The Faculty doctoral training program includes courses (lectures and elective specialized seminars required in the respective programs) held in the four semesters, as well as optional courses beside the mandatory courses. The objective of the 5th-8th semesters is that PhD students pursue their research, work on their doctoral thesis and submit publications. However, doctoral students are still advised to complete 30-30 credit points per semester to have their term completion approved. Full-time students are expected to attend the courses, whereas part-time students are not obliged to be present, but must attend the consultation sessions assigned by the course lecturer. The examination requirements and the credit requirements are identical for both training programs and they are clarified by the course lecturers at the beginning of the term.

In order to obtain the pre-degree certificate, students must complete 240 credit points.

Courses, course types, course lecturers, allotted academic time and examination requirements per semester.

Semester I.

| Course | Name of the lecturer | Hours per semester | Exam | Credits |
|---|--|--------------------|------------|---------|
| 1. Common historical and social roots of the European law (COMPULSORY) | Prof. Dr. Sáry Pál full professor | 30 | colloquium | 6 |
| 2. Constitutional Law and Constitutional Justice (COMPULSORY) | Prof. Dr. Paulovics Anita full professor | 30 | colloquium | 6 |
| 3. Research Methods (COMPULSORY) | Dr. Vinnai Edina associate professor | 15 | colloquium | 3 |
| 4. Elective specialised seminar in line with the research programme of the given PhD Students | According to the description | 15 | colloquium | 3 |

Semester II.

| | | | | |
|--|--|----|------------|---|
| 4 Development trends in state sciences (COMPULSORY) | Prof. Dr. András Torma full professor Dr. Éva Erdős associate professor, Dr. Anikó Raisz associate professor | 30 | colloquium | 6 |
| 5. Theory of Law (COMPULSORY) | Prof. Dr. Miklós Szabó full professor | 30 | colloquium | 6 |
| 6. Philosophy of Science (COMPULSORY) | Prof. Dr. Paulovics Anita full professor | 15 | colloquium | 3 |
| Elective specialised seminar in line with the research programme of the given PhD Students | According to the description | 15 | colloquium | 3 |

Semester III.

| | | | | |
|---|--|----|------------|---|
| 7. Development trends of civil law sciences (COMPULSORY) | Prof. Dr. Barta Judit full professor Dr. Leszkoven László associate professor | 30 | colloquium | 6 |
| 8. Legal harmonisation and legal unification of the Law of European Community (COMPULSORY) | Dr. Nagy Adrienn associate professor | 30 | colloquium | 6 |
| Elective specialised seminar in line with the research programme of the given PhD Students | According to the description | 15 | colloquium | 3 |

Semester IV.

| | | | | |
|--|---|----|------------|---|
| 9. Development directions of criminal law sciences (COMPULSORY) | Prof. Dr. Farkas Ákos full professor | 30 | colloquium | 6 |
| 10. Labour law, agricultural law and environmental law in the European Union (COMPULSORY) | Prof. Dr. Prugberger Tamás full professor Prof. Dr. Jakab Nóra full professor | 30 | colloquium | 6 |
| Elective specialised seminar in line with the research programme of the given PhD Students | According to the description | 15 | colloquium | 3 |

ELECTIVE SPECIALISED SEMINAR

Title and leader of the research programme

Legal history research programme

Dr. Koncz Ibolya Katalin associate professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|--|---|-----------------|
| 11. Legal history specialization I. - special seminar | Prof. Dr. Sáry Pál full professor | I. |
| 12. Legal history specialization II. - special seminar | Prof. Dr. Sáry Pál full professor | II. |
| 13. Legal history specialization III. - special seminar | Dr. Koncz Ibolya Katalin associate professor | III. |
| 14. Legal history specialization IV. - special seminar | Dr. Koncz Ibolya Katalin associate professor | IV. |

Title and leader of the research programme

Legal theory research programme

Prof. Dr. Szabó Miklós full professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|---|-----------------|
| 15. History of legal theory - special seminar I. | Prof. Dr. Szabó Miklós full professor | I. |
| 16. Trends of modern political-philosophical thinking – special seminar II | Dr. Hegyi Szabolcs associate professor | II. |
| 17. Special sociology - special seminar III. | Dr. Vinnai Edina associate professor | III. |
| 18. Legal language – special seminar IV. | Prof. Dr. Szabó Miklós full professor Dr. Vinnai Edina associate professor | IV. |

Title and leader of the research programme
Labour law and agricultural law research programme
 Prof. Dr. Prugberger Tamás professor emeritus
 (compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|-------------------------------------|--|----------|
| 19. Labour law special seminar I. | Prof. Dr. Csák Csilla full professor | I. |
| 20. Labour law special seminar II. | Prof. Dr. Prugberger Tamás full professor Prof. Dr. Jakab Nóra full professor | II. |
| 21. Labour law special seminar III. | Prof. Dr. Csák Csilla full professor | III. |
| 22. Labour law special seminar IV. | Prof. Dr. Prugberger Tamás full professor Prof. Dr. Jakab Nóra full professor | IV. |

Title and leader of the research programme
Administrative law research programme
 Prof. Dr. Torma András full professor
 (compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|--|----------|
| 23. Administrative law special seminar I. | Dr. Czékman Zsolt associate professor | I. |
| 24. Administrative law special seminar II. | Prof. Dr. Torma András full professor | II. |
| 25. Administrative law special seminar III. | Dr. Czékman Zsolt associate professor | III. |
| 26. Administrative law special seminar | Prof. Dr. Torma András full professor | IV. |

Title and leader of the research programme
Constitutional law research programme
 Prof. Dr. Paulovics Anita full professor
 (compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|---|----------|
| 27. Constitutional law special seminar I. | Prof. Dr. Paulovics Anita full professor | I. |
| 28. Constitutional law special seminar II. | Prof. Dr. Paulovics Anita full professor | II. |
| 29. Constitutional law special seminar III. | Prof. Dr. Paulovics Anita full professor | III. |
| 30. Constitutional law special seminar IV. | Prof. Dr. Paulovics Anita full professor | IV. |

Title and leader of the research programme

Financial law research programme

Dr. Erdős Éva associate professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|--|--------------------------------------|-----------------|
| 31. Financial law special seminar I. | Dr. Erdős Éva associate professor | I. |
| 32. Financial law special seminar II. | Dr. Erdős Éva associate professor | II. |
| 33. Financial law special seminar III. | Dr. Erdős Éva associate professor | III. |
| 34. Financial law special seminar IV. | Dr. Erdős Éva associate professor | IV. |

Title and leader of the research programme

International law research programme

Dr. Raisz Anikó associate professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|--|-----------------|
| 35. International law special seminar I. | Dr. Raisz Anikó associate professor | I. |
| 36. International law special seminar II | Dr. Raisz Anikó associate professor | II. |
| 37. International institutions of human rights. | Dr. Raisz Anikó associate professor | III. |
| 38. Dispute resolution in the international law | Dr. Raisz Anikó associate professor | IV. |

Title and leader of the research programme

Criminal law and criminal procedure research programme

Prof. Dr. Farkas Ákos full professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|---|-----------------|
| 39. Criminal law special seminar I. | Prof. Dr. Görgényi Ilona full professor | I. |
| 40. Criminal law special seminar II. | Prof. Dr. Görgényi Ilona full professor | II.. |
| 41. Criminal procedure law specialization | Prof. Dr. Farkas Ákos full professor | III. |
| 42. Criminology specialization | Csemáné Dr. Váradi Erika associate professor | IV. |

Title and leader of the research programme
Civil procedural law research programme

Prof. Dr. Wopera Zsuzsa full professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|--|---|-----------------|
| 43. Historical roots of civil procedural law in Europe | Prof. Dr. Wopera Zsuzsa full professor | I. |
| 44. Development of Hungarian civil procedural law | Prof. Dr. Wopera Zsuzsa full professor | II. |
| 45. Foreign and international models of civil procedural law | Prof. Dr. Wopera Zsuzsa full professor | III. |
| 46. Civil procedural law special seminar | Prof. Dr. Wopera Zsuzsa full professor | IV. |

Title and leader of the research programme

Commercial law special seminar

Prof. Dr. Barta Judit full professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|---|-----------------|
| 47. European commercial law special seminar I. | Prof. Dr. Barta Judit full professor | I. |
| 48. European commercial law specialization II. | Prof. Dr. Barta Judit full professor | II. |
| 49. European commercial law specialization III. | Prof. Dr. Barta Judit full professor | III. |
| 50. European commercial law specialization IV. | Prof. Dr. Barta Judit full professor | IV. |

Title and leader of the research programme

Civil law research programme

Prof. Dr. Barzó Tímea full professor

(compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|------------------------------------|---|-----------------|
| 51. Civil law special seminar I. | Dr. Leszköven László associate professor | I. |
| 52. Civil law special seminar II. | Dr. Leszköven László associate professor | II. |
| 53. Civil law special seminar III. | Prof. Dr. Barzó Tímea full professor | III. |
| 54. Health law special seminar I. | Prof. Dr. Barzó Tímea full professor | IV. |

Title and leader of the research programme
Law of the European Union research programme
 Prof. Dr. Wopera Zsuzsa full professor
 (compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|---|--|----------|
| 55. Legal sources of European law – special seminar I. | Dr. Angyal Zoltán associate professor | I. |
| 56. Business law, competition law and intellectual property law in the EU special seminar II. | Prof. Dr. Barta Judit full professor | II. |
| 57. Issues of administrative law in the EU | Dr. Czékmann Zsolt associate professor | III. |
| 58. Fundamental laws and EU citizenship | Dr. Angyal Zoltán associate professor | III. |
| 59. Development trends of European private law | Prof. Dr. Barzó Tímea full professor Dr. Leszkóvén László associate professor | IV. |

Title and leader of the research programme
Central European Comparative Law
 Prof. Dr. Szilágyi János Ede full professor
 (compulsory for the students in the given research programme and optional for other research programmes' students)

| Name of the course | Responsible lecturer | Semester |
|--|--|----------|
| 60. Special seminar on Central European comparative public law I | Prof. Dr. Szilágyi János Ede full professor | I. |
| 61. Special seminar on Central European comparative public law II | Prof. Dr. Nagy Zoltán full professor | II. |
| 62. Family protection from an interdisciplinary and comparative point of view | Prof. Dr. Barzó Tímea full professor | III. |
| 63. Special seminar on environmental law and natural resources law in Central Europe | Prof. Dr. Szilágyi János Ede full professor | IV. |

OPTIONAL, ALTERNATIVE COURSES IN ENGLISH AND GERMAN LANGUAGE:

| Course | Name of the lecturer | Hours/ semester | Exam | Credits | Semester |
|---|---|------------------------|-------------|----------------|-----------------|
| Criminal enforcement in Europa | Prof. Dr. Nagy Anita full professor | 15 | colloquium | 3 | both |
| Current tendencies of environmental law | Prof. Dr. Szilágyi János Ede full professor | 15 | colloquium | 3 | winter |
| Current tendencies of agricultural and rural law | Prof. Dr. Szilágyi János Ede full professor | 15 | colloquium | 3 | spring |
| Current Tendencies of Labour Law | Prof. Dr. Jakab Nóra full professor | 15 | colloquium | 3 | both |
| Current challenges of international law – International Environmental Law I. | Dr. Raisz Anikó associate professor | 15 | colloquium | 3 | winter |
| Current challenges of international law – International Environmental Law II. | Dr. Raisz Anikó associate professor | 15 | colloquium | 3 | spring |
| Aktuelle Tendenzen des Steuerstrafrechts in Europa | Prof. Dr. Jacsó Judit full professor | 15 | colloquium | 3 | winter |
| The actual questions of youth justice in Europe | Dr. Váradi Erika associate professor | 15 | colloquium | 3 | winter |
| Finances of Pension System | Dr. Varga Zoltán associate professor | 15 | colloquium | 3 | spring |
| Contemporary Methods of Legal Research | Dr. Hegyi Szabolcs associate professor | 15 | colloquium | 3 | spring |
| Empirical Legal Studies | Dr. Vinnai Edina associate professor | 15 | colloquium | 3 | spring |
| Steuerrecht | Dr. Varga Zoltán associate professor | 15 | colloquium | 3 | winter |
| Current challenges of Human Rights I | Dr. Raisz Anikó associate professor | 15 | colloquium | 3 | both |
| Current challenges of Human Rights II | Dr. Raisz Anikó associate professor | 15 | colloquium | 3 | both |

Course description

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|--|--|
| Name of the course: Common historical and social roots of the European law | Neptun code: DFDIÁJN201N1EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Prof. Dr. Sáry Pál full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter</u> /spring | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The objective of this one-semester educational-academic program is to give an overview of a current topic, the historical prelude to European law undergoing unification. Similar courses are taught at many western universities and the topic is regarded as an independent field of study and research. In the research of national law, the exploration of the general and common characteristics receives special emphasis. In this course, we wish to help students become acquainted with the classic and contemporary achievements of our national legal history so that they can introduce them in their research. The comparative research of legal history gains full perspective in that the course allows students to pursue research on one particular topic, that of the European unification process. The lecturers' aim is to establish coherence between the perspectives of Roman law, Hungarian constitutional law, the history of Hungarian law and the aims, program and perspectives of universal political law and history of law.</p> | |
| <p>Syllabus</p> <p>I. Roman law</p> <ol style="list-style-type: none"> 1. Roman law in antiquity. Characteristics of ancient civil law. Legal development through interpretation. Characteristics of praetorian legal development. The work of law scholars. The organisation of legal texts. Characteristics of the post-classic era. Code of Justinian. 2. The rebirth of Justinian law. The work of the glossators. The relation between Roman law and canon law. Roman law in practice. The relationship between Roman law and local law. The school of Orléans. 3. Roman law and the emergence of the nation states. The work of the commentators. Roman law and Humanism. Roman law becoming legal science. The reception of Roman law. Roman law and natural law. Roman law and international law. 4. Roman law and codifications. Roman law and national law. Early codifications in Germany and Austria. The French Code Civil. The German historical school. Pandectists and the German Civil Code. The impact of German law in other countries. 5. Conclusions, end of semester. <p>II. History of Law</p> <ol style="list-style-type: none"> 6. The historical, conceptual, cultural and public legal foundations of the European integration. 7. Unifying factors of modern history, the Enlightenment concept of Europe. Rousseau's and Jeremy Bentham's interpretation of our common values and of the conditions in which the national public law of member states can interact. 8. Major 19th and 20th century views of the European integration. Historical foundations of the new European Constitution. 9. The concept and development of modern codification. 10. Codification processes in European public law in the 19th and 20th century. 11. Codification processes in European civil law in the 19th and 20th century. 12. The achievements of the codification processes of European states. 13. The chances and obstacles of a European Civil Code. 14. The achievement of European public law: the European Constitution. 15. Conclusions, semester closing. | |

Assessment: written and oral examination

For full-time students it is compulsory to attend lectures. At the end of the semester, in a written examination, students have to answer one question about Roman law and two questions about the history of law.

Part-time students submit a 20.000-40.000 character research paper on a course topic as well as a review paper on one relevant reading material from the course bibliography.

Written test exam for students who are on special seminar: "Central European Comparative Law"

Compulsory literature:

1. Coudenhove-Kalergi, Richard: Paneuropa 1922 bis 1966. Wien-München, 1966, Verlag Herold
2. Gasteyer, Curt: Europa von der Spaltung zur Einigung. Darstellung und Dokumentation 1945-2000.
3. Gabriele Clemens – Alexander Reinfeldt – Gerhard Wille: Geschichte der europäischen Integration Schöningh Verlag, Paderborn 2008.
4. Sály Pál (ed.): Lectures on East Central European Legal History, 2021, upcoming (for students who are on special seminar: "Central European Comparative Law")

Recommended literature:

1. Loth, Wilfried: Der Weg nach Europa. Geschichte der europäischen Integration 1939-1957. 3., durchgesehene Auflage. Vandenhoeck & Ruprecht in Göttingen, 1996.
2. Gerhardt Brunn: Die Europäische Einigung von 1945 bis heute. 2. Auflage. Reclam, Stuttgart 2009,
3. Anita Pretenthaler-Ziegerhofer: Europäische Integrationsgeschichte Haymon Verlag, Wien 2007.

Course description

| | |
|---|--|
| Name of the course: Constitutional Law and Constitutional Justice | Neptun code: DFDIÁJN202N1EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Paulovics Anita full professor | |
| Name of other involved lecturers: Prof. Dr. Anita Paulovics full professor | |
| Semester: <u>winter/spring</u> | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Concepts of the constitution. Introduction. 2. The political concept of the constitution. 3. The constitution as an assemblage of norms. The basis of validity of the constitution. 4. Constitution and law. The constitution as the basis of the legal system. 5. The constitution as a part of the legal system and the basis of its validity. 6. The legality of the constitution and the constitutional justice (review). 7. The priority of the constitution in the legal system. The constitution as a norm of competence. Sovereignty and constitution. 8. Taxonomy of the norms of a constitution. 9. The constitution as the legal regulation of the contents of the law. The nature of the norms on fundamental (constitutional) rights. 10. Interpretation of the constitution. Constitutional justice as the interpretation of the constitution. 11. Constitutional justice as the justification of legal norms. Constitutional equality and the principle of proportionality. 12. Constitution and democracy. Constitutional justice and democratic constitutionalism. 13. Amendment and modification of the constitution: constitutional limitations. | |
| <p>Assessment: Students will write an essay about the topic of the course. They are required to consult with the lecturers about the topic of the essay with regard to their own research topic. Written test exam for students who are on special seminar: “Central European Comparative Law”</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Traité international de droit constitutionnel 1-2. Szerk. Troper, Michel, - Chagnollaud, Dominique. Dalloz. 2012. 2. Friedrich, C.J. : Constitutional Government and Democracy. 1953. 3. Alexy Robert: Theorie der Grundrechte. Nomos (Suhrkamp) 1983, 1993. 4. Trócsányi László – Csink Lóránt (eds.): Comparative Constitutionalism in Central-Eastern Europe, 2021, upcoming (for students who are on special seminar: “Central European Comparative Law”) | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Troper, Michel: Théorie juridique de l'Etat. PUF, 198 2. Nino, Carlos Santiago: The Constitution of Deliberative Democracy. Xael University Press 1996 3. Habermas, Jürgen. Faktizität und Geltung. Suhrkamp, 1990 | |
| <p>Further literature:</p> <p>Hans Kelsen Jogtudománya. Szerk. Cs Kiss Lajos. Gondolat 2007 Carl Schmitt jogtudománya. Szerk. Cs.Kiss Lajos. Gondolat 2004</p> | |

Course description

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|---|--|
| Name of the course: Research Methods | Neptun code: DFDIÁJN265N1EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Szabó Miklós full professor | |
| Name of other involved lecturers: Dr. Hegyi Szabolcs associate professor, Dr. Vinnai Edina associate professor | |
| Semester: <u>winter</u> /spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course, situated at the beginning of doctoral studies, serves as preparation for academic research and publication in law. In order to reach their final goals, students need to be aware of the spectrum of their research, of available and applicable methods, and of the ways of justification of their theses. They also need to be competent in requirements regarding citations, publication and presentation.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Epistemology - scholarly knowledge 2. Methodology - in sciences and humanities 3. Legal doctrine, legal scholarship - specialities 4. Normative and dogmatic research in law 5. Historical methods in legal research 6. Comparative methods in legal research 7. Sociological methods in legal research 8. Statistical methods in legal research 9. Research techniques - planning 10. Research techniques - use of databases 11. Research techniques - hypotheses, conceptualization, operationalization 12. Research techniques - elaboration of results 13. Research techniques - publication of results | |
| <p>Assessment: The credit-requirement is to submit a 20.000-40.000 character essay on their dissertation as planned: contents, theses, methods.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Mark van Hoecke (ed.): Methodologies of Legal Research: Which Kind of Method for What Kind of Discipline? Oxford: Hart, 2011. ISBN 978-1-84946-170-2 2. Douglas W. Vick: 'Interdisciplinarity and the Discipline of Law.' Journal of Law and Society. Vol. 31, No. 2 (Jun., 2004), 163-193. o. ISSN 0263-323X 3. Karl Larenz: Methodenlehre der Rechtswissenschaft. (2. Aufl.) Berlin etc.: Springer, 1992. ISBN 3-540-55254-5 | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. John W. Creswell: Research Design. Qualitative, Quantitative, and Mixed Methods Approaches. Los Angeles etc.: SAGE Publications, Inc., 2013. ISBN 978-1-4522-2610-1 2. Klaus F. Röhl: Grundlagen der Methodenlehre I: Aufgaben und Kritik; II: Rechtspraxis, Auslegungsmethoden, Kontext des Rechts [Online] http://www.enzyklopaedie-rechtsphilosophie.net/neue-beitraege/19-beitraege/78-methodenlehre1; http://www.enzyklopaedie-rechtsphilosophie.net/inhaltsverzeichnis/19-beitraege/77-methodenlehre2 [Erstveröffentlichung: 04. Februar 2013] 3. John Oberdiek – Dennis Patterson: 'Moral Evaluation and Conceptual Analysis in Jurisprudential Methodology.' In: Michael D. A. Freeman – Ross Harrison (eds.): Law and Philosophy. Oxford University Press, 2007 ISBN 978-019-923-7159 | |

Course description

| | |
|---|--|
| Name of the course: Development trends in state sciences | Neptun code: DFDIAJN201N2EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Torma András full professor | |
| Name of other involved lecturers: Dr. Erdős Éva associate professor; Dr. Raisz Anikó associate professor; Prof. Dr. Nagy Zoltán full professor, | |
| Semester: winter/spring | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Introduce the conditions of the given law (Administrative Law, International Law, Financial Law) and its science and outline its evolution.</p> <p>Process possible content changes and mid- and long-term transformation processes of the given law, pointing to development trends.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Main directions and development trends of administration and public administration <ol style="list-style-type: none"> 1.1. Relationship between administrations 1.2. The formation of administration 1.3. The emergence of public administration 1.4. Formation of the administration of ancient states 1.5. The development of public administration in feudal and civic states and in Hungary 1.6. Expected tendencies in the development of public administration 2. The impact of European integration on public administration and administrative law <ol style="list-style-type: none"> 2.1. Relations between the EU and the administration 2.2. European regionalism 2.3. The European Union and local governments "3. European Union - Hungarian public administration, European and Hungarian administrative law <ol style="list-style-type: none"> 3.1. General questions of the EU - Hungarian public administration 3.2. EU - Hungarian regionalization 3.3. EU - Hungarian Local Governments "4. The detailed subject of the curriculum section of the International Development Law literature <ol style="list-style-type: none"> 4.1. The effect of the change of regime on the Hungarian doctrine of international law 4.2. The relationship between international law and Hungarian law in the light of the Hungarian Constitutional Court, governmental and parliamentary practice 4.3. The increase in the number of international courts and the problems that arise <ol style="list-style-type: none"> a) the appearance of an independent legal entity of international courts b) the legal nature of the internal rules of the courts "4.4. Efforts to broaden the categories of the legitimate use of violence 5. The detailed subject of the curriculum section of the financial development trend literature <ol style="list-style-type: none"> 5.1. Political transition and tax reform; special legal institutions of the change of regime: privatization and the privatization of the stock exchange 5.2. Development trends in tax law: the system of international tax law, its principles, the double taxation conventions, and the switching factors in international taxation 5.3. Basic institutions of international taxation: tax evasion, harmful tax competition, taxation of foreign investments 5.4. European fiscal law: legal sources of legal harmonization, harmonization of legislation in the field of indirect taxation in the European Union | |
| <p>Exam: written essay</p> <p>Written test exam for students who are on special seminar: "Central European Comparative Law"</p> | |
| <p>Compulsory literature:</p> <p>András TORMA - Balázs SZABÓ - EU Public Administration and Institutions and their Relationship with Member States ; ISBN - 978-606-581-032-7</p> <ol style="list-style-type: none"> 1. Éva ERDŐS - Law of public finance in EU : the european tax harmonization ; ISBN 978-606-581-031-0 2. Lucian CHIRIAC - European Administrative Science and Law | |

ISBN 978-963-339-022-1

3. Raisz, Anikó (editor): International Public Law in Central Europe, 2021, upcoming (for students who are on special seminar: "Central European Comparative Law")

Recommended literature:

1. Lucian CHIRIAC - Zsuzsanna SZABO - E-Government

ISBN 978-963-339-020-7

2. Dragos CHILEA - Criminal liability of the public servant in the EU law

ISBN 978-963-339-021-4

3. Didier BLANC - European Public Policies (MPEAP- E-textbook)

Course description

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| Name of the course: Theory of Law | Neptun code: DFDIÁJ202N2EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Szabó Miklós full professor | |
| Name of other involved lecturers: | |
| Semester: winter/spring | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Based on the graduate course on Jurisprudence, doctoral studies continue and deepen students' understanding of the theory of law. This course brings contemporary theories of law into focus by giving samples from leading representatives of most important theories. The main area of interest is legal positivism with an outlook on other directions.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Natural law traditions 2. Foundations, basic theses and streams of legal positivism 3. Founders of legal positivism 4. Classical theory of legal positivism: Kelsen 5. Post-war legal positivism: Hart 6. Post-Hartian legal positivism: Raz 7. Post-Hartian legal positivism: Coleman 8. Post-Hartian legal positivism: Postema 9. Critique of Hartian legal positivism: Dworkin 10. Ethics of legalism: McCormick 11. Post-war natural law: Radbruch 12. Post-war natural law: Fuller, Finnis 13. Sociological and realist theories of law | |
| <p>Assessment: The credit-requirement is to submit a 20.000-40.000 character research paper on one topic in jurisprudence, confirmed by the lecturer; and oral examination based on the essay and the course material.</p> <p>Written test exam for students who are on special seminar: "Central European Comparative Law"</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. M. D. A. Freeman: Lloyd's Introduction to Jurisprudence. London: Sweet & Maxwell, 1973. 2. H. Kelsen: Allgemeine Theorie der Normen. Wien: Manz Verlag, 1979. 3. Angolul: General Theory of Norms. (Transl.: M. Hartney) Oxford: Clarendon, 1991. 4. L. Alexander – E. Sherwin: The Rule of Rules. Morality, Rules & the Dilemmas of Law. Durham – London: Duke U. P., 2001. 5. Halász, Iván – Sáryné Gedeon, Magdolna (eds.): „The Development of Integration Theories in East Central Europe.”, 2021, upcoming (for students who are on special seminar: "Central European Comparative Law") | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. R. Dworkin: Laws's Empire. Cambridge, Mass.: Harvard U. P., 1986. 2. R. Dworkin: Justice for Hedgehogs. Cambridge, Mass.: Belknap – Harvard U. P., 1986. 3. George Christie: Jurisprudence. St. Paul: West, 1973. | |

Course description

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| Name of the course: Philosophy of Science | Neptun code: DFDIAJ266N2EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Paulovics Anita full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Philosophy of science has been a separate field of philosophy for over a hundred years. The course attempts to find, with the assistance of the philosophy of science and humanities such as hermeneutics, an acceptable answer to the question: is jurisprudence ‘science’? The first step is an analysis of the concepts of sciences, human sciences, and social sciences and their differences and methods. Having made these inquiries, one can form a preliminary assumption about the quality of the study of the intellectual activities with regard law, which claim to be ‘scientific’.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The concept of science and the philosophy of science. Legal science as science and the philosophy of science. The problem of a science of law. 2. The concepts of science. The philosophy of science as a philosophy of natural sciences. 3. Natural sciences and humanities. Science as a method of knowledge. Is truth the aim of science? 4. Social sciences and humanities: their difference from the sciences of nature. Inquiry and understanding as concurring methods of social and human sciences. 5. The place of the science of law among sciences. What is legal science? 6. The problem of normative sciences. The Is-Ought thesis. The concept of norm. 7. Legal science as a science of norms. The concept of ‘legal science’ in Kelsen and its criticism. 8. Dogmatic sciences: inquiry of concepts and their relations. 10. Legal science as the science of positive law. The legal language. 9. The scholarly analysis of positive law. The ‘scientific’ or rational system of positive law. 10. Interpretation and application of law: science or art (techné)? 11. Legal science as social science. Sciences treating law as fact: the sociology of law, the history of law, the politics of law, law and economics, legal psychology, criminology etc. 12. The question of a science of legislation. 13. Answer to the question: is the study of law science? | |
| <p>Assessment: Students will write an essay on one topic of the course. They have to consult with the lecturers about the topic of the essay with regard to their own research area.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Kirchmann: Die Wertlosigkeit der Jurisprudenz als Wissenschaft 1848 (Darmstadt 1968) 2. Das Proprium der Rechtswissenschaft. szerk. Chr. Engel – W. Schön. Mohr Siebeck 2007 3. Larenz, Karl: Methodenlehre der Rechtswissenschaft. 6. kiadás 1991(1. kiadása:1960) | |
| <p>Recommended literature</p> <ol style="list-style-type: none"> 1. Kaufmann, Felix: Theory and Method in Social Sciences, Springer 2014 (Eredetileg: Methodenlehre der Sozialwissenschaften. 1936) 2. Von Wright, Georg Henrik: Explanation and Understanding. Cornell University Press 1971. 3. Schröder, Jan: Recht als Wissenschaft. München C.H. Beck 2011. | |

Course description

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| Name of the course: Development trends of civil law sciences | Neptun code: DFDIÁJ203N3EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Prof. Dr. Barta Judit full professorés Dr. Leszkoven László associate professor | |
| Name of other involved lecturers: Prof. Dr. Veress Emőd | |
| Semester: <u>winter</u> | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course introduces the development of civil law. The aim of the course is that PhD students gain a thorough understanding of the processes and tendencies that occurred in the main areas of civil law as well as their impact on the present. When designing the syllabus, we aimed at representing all areas of civil law: civil law, commercial law, labour law, agrarian law, civil procedural law, international private law, international economic relations law. Within these areas, the lectures aim to focus on those where there have been significant conceptual changes during the development of law e.g. the development of bankruptcy law from sanctioning of the debtor, through the protection of the creditor to the rescue of the debtor. A further example is the recent content and structural changes in the accelerated process of recodification including intellectual property law or the Civil Code with hundreds of amendments regarding family law or company law. In the lectures, we do not wish to focus on the details of the regulations but rather on the changing legal concepts behind the jurisdiction.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Development of modern civil law 2. Harmonization efforts in civil law (EU influence) 3. Development in contractual law 4. Development of contract law 5. Development of specific areas of property law 6. Development of intellectual property law 7. Development of consumer law 8. Development of bankruptcy law 9. Development of specific areas of competition law 10. Development and history of labour law 11. Development and history of agricultural law 12. Development and history of Civil procedure law 13. History of modern Civil procedure law 14. Development of international property law 15. Development of international property law | |
| <p>Assesment: written examination</p> <p>The course ends with a term-paper. The term-paper is a 20.000-40.000 character essay on one topic within civil law. Students are required to consult with the lecturers about the topic of the essay. Written test exam for students who are on special seminar: “Central European Comparative Law”</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Joseph W. Little: Torts : The civil law of reparation for harm done by wrongful act, New York, Matthew Bender Publishing, 1985. 2. Veress, Emőd (ed.): Contract Law in East-Central Europe, 2021, upcoming (for students who are on special seminar: “Central European Comparative Law”) | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. S. Grundmann/ D. Mazeaud (eds.): General Clauses and Standards in European Contract Law, Comparative Law, EC Law and Contract Law Codification (Kluwer, 2006.) | |

Course description

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| Name of the course: Legal harmonisation and legal unification of the Law of European Community | Neptun code: DFDIAJ204N3EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Wopera Zsuzsa full professor | |
| Name of other involved lecturers: Dr. habil. Angyal Zoltán, Dr. Mátyás Imre, Dr. Nagy Adrienn | |
| Semester: <u>winter/spring</u> | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Based on the graduate curriculum, the goal of the course is to provide students with a general overview of EU law standardization and law harmonization processes, the development of community legislation as well as the EU legal system and its specific features.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. EU legal system 2. The division of legal sources and legislative powers 3. Legal standardization – harmonization 4. Fundamental rights and law harmonization 5. General legal principles and doctrines in community law 6. The role of the European Court of Justice in the development of community law 7. EU integration policies – levels of law harmonization 8. Characteristics of law harmonization obligations prior to accession 9. Law harmonization legislation following accession 10. The supervision and sanctioning of member states failing EU legal obligations 11. Hungary-related infringement procedures I. 12. Hungary-related infringement procedures II. 13. Hungary-related preliminary ruling proceedings I. 14. Hungary-related preliminary ruling proceedings II. 15. The institutional and legal framework of the European banking union | |
| <p>Evaluation method: written essay</p> <p>Written test exam for students who are on special seminar: “Central European Comparative Law”</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Jantera-Jareborg, Maarit: Europeanization of Law: Harmonization or Fragmentation – a Family Law Approach, Tidskrift utgiven av Juridiska föreningen i Finland 5/2010. 504-515. 2. Jayme, Erik: Party Autonomy in International Family and Inheritance Law: New Tendencies, in: Yearbook in Private International Law Vol. IX. 2009, 2010, Sellier, 1-10. o. 3. Osztoivits, András – Bóka, János (eds.): European Union Law in Central Europe, 2021, upcoming (for students who are on special seminar: “Central European Comparative Law”) | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Kennett, Wendy: The enforcement of judgments in Europe, Oxford University Press, 2000. 2. Kerameus, D. Konstantinos: Procedural harmonization in Europe, In: The American Journal of Comparative Law, 1995/43. 401-416. o. 3. Kerameus, D. Konstantinos: Political Integration and Procedural Convergence in the European Union, In: The American Journal of Comparative Law, 1997/45. 919-930. o. | |
| <p>Further literature:</p> <p>Explanatory Report on the 1996 Hague Child Protection Convention by Paul Lagarde, 1998. (Lagarde jelentés a szülői felelősséggel és a gyermekek védelmét szolgáló intézkedésekkel kapcsolatos együttműködésről, valamint az ilyen ügyekre irányadó joghatóságról, alkalmazandó jogról, elismerésről és végrehajtásról szóló, Hágában, 1996. október 19-én kelt Egyezményhez). http://hcch.e-vision.nl/upload/exp134.pdf</p> <p>Forum on Judicial Cooperation in Civil Matters, Brussels, 2 December 2008. Session IV Family Law and the Law of Inheritance, Document of the Bar Council of England and Wales, http://www.europarl.europa.eu/document/activities/cont/200811/20081125ATT43039/20081125ATT43039EN.pdf</p> | |

Course description

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|---|--|
| Name of the course: Development directions of criminal law sciences | Neptun code: DFDIÁJ203N4EN |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Dr. Farkas Ákos full professor | |
| Name of other involved lecturers: Prof. Dr. Görgényi Ilona full professor, Prof. Dr. Róth Erika full professor, Dr. Jacsó Judit full professor, Dr. Sántha Ferenc associate professor | |
| Semester: spring | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>I. Course objectives</p> <p>The goal of this one-semester course is to introduce students the major international and national achievements in areas of criminalistics including: criminal law and criminal procedural law. Throughout the course, students will also be introduced to significant tendencies in international and national criminal policies as well as to criminal substantive law, procedural legislative efforts, solutions and to crime prevention approaches and programs.</p> | |
| <p>II. Course requirements</p> <p>As course requirement, students will write a 40.000-character essay. They have to consult with the lecturers about the topic of the essay. The deadline for the submission is the end of the term. The evaluation follows the five-scale grading scheme - excellent (5), good (4), satisfactory (3), pass (2), fail (1). Written test exam for students who are on special seminar: “Central European Comparative Law”</p> | |
| <p>III. Compulsory and recommended literature</p> <p>C. Wells: Corporations and Criminal Responsibility (Oxford: Clarendon Press, 1994)</p> <p>Csonka Péter: Reversal of the burden of proof – compatible with the European Convention of Human Rights? In: Tanulmányok Szabó András 70. születésnapjára. Bp. Magyar Kriminológiai Társaság, 1998. 65-73.o.</p> <p>Delmas-Marty, Mireille (ed.): Corpus Juris Economica 1997.</p> <p>Mediation in Panel Matters – Recommendation No. R (99) 19, adopted by the Committee of Ministers of the council of Europe on 15 September 1999.</p> <p>N. Lacey, C. Wells and D. Menre: Reconstructing Criminal Law (London: Butterworth, 1994)</p> <p>Pieth, Mark: The Harmonization of Law Against Economic Crime. In: European Journal of Law Reform 1998/1999. Vol. 1. 527-545- p.</p> <p>Roach, Kent: Four Models of the Criminal Process. In: The Journal of Criminal Law and Criminology, 1999. Vol. 89. 671-716. p.</p> <p>Roger Hood: The Penalty (Oxford: Clarendon Press, 1996)</p> <p>Stephens, Gene (ed.): The Future of Criminal Justice. Criminal Justice Studies Anderson Publishing Co., 1982. 1-22.p.</p> <p>Walker, Samuel: Taming the System. The control of Discretion in Criminal Justice 1950-1990. Oxford University Press, 1993.</p> <p>Csemáné Váradi, Erika (ed.): European Challenges and Central and Eastern European Responses in 21st Century Criminal Science, 2021, upcoming (for students who are on special seminar: “Central European Comparative Law”)</p> | |

Course description

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| Name of the course: Labour law, agricultural law and environmental law in the European Union | Neptun code: DFDIÁJ204N4EN Type of the course: mandatory, core course |
| Name of the lecturer: Prof. Dr. Prugberger Tamás prof. emeritus | |
| Name of other involved lecturers: Prof. Dr. Jakab Nóra full professor, Dr. Kenderes György associate professor, Dr. Rácz Zoltán associate professor; Prof. Dr. Csák Csilla full professor, Prof. Dr. Szilágyi Ede full professor | |
| Semester: spring | Hours/semester: 30 |
| Creditpoints: 6 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course mainly focuses on employment, employment relationships, and employment policies, and it aims to provide students with both theoretical and practical expertise reaching beyond their university training. Students are offered an insight into questions of employment sociology, employment psychology, employment ergonomics as well as employment-related economic issues - based on the basic, recent and the latest literature of the field. In connection to the above topics, the course also focuses on employment and entrepreneurial legal relations in the agricultural and environment sector.</p> | |
| <p>Syllabus:</p> <ol style="list-style-type: none"> 1. The world of work in the totalistic and rule of law systems as well as in the liberal-mono capitalistic and welfare market economy. The liberal-capitalistic and social market economy systems of globalization. 2. Employment-related social and legal conditions, and the major crossroads in the development of the system of employment law. 3. Employment contract and its three dimensions (individual and collective employment contract as well as work agreement) within the system of a specific part (specific contracts) of civil contractual law. The distinction between individual or collective employment contracts and entrepreneurial or temporary employment contracts. Transitional forms: full-time and part-time, individual and permanent contractor/temporary employment in analogy with case-by-case purchases and permanent, scheduled delivery contracts. 4. The structure of employment and public service: employment law relations-public service: the confidential and constrained character of the relations. Analogy/similarity between employment and public service. A new tendency: the approximation of the two. 5. Employment contract and the terms of public service employment: contract in the case of private employment and appointment in public service. Employer's duty to provide information. All of the above in relation to EU norms. Two areas of specification: <ol style="list-style-type: none"> a. The subjects of the contract/appointment, the conditions of the subjects (capacity to act etc.), as well as the form and content of the contract/appointment; b. Probation period, trial work, fixed-term and part-time clause c. Employment contract and its connection to consumer contracts and contract form. 6. Modifying and modification of employment contracts and four main topics of both: <ol style="list-style-type: none"> a. Ex lege amendment and alteration b. Relocation – termination of employment offering another job or job title c. Temporary modification of employment upon employer instruction (relocation, assignment/substitution, secondment and transfer, including the collision between the related Hungarian legislation and EU directive norms 7. Employment duration and its four areas: <ol style="list-style-type: none"> a. Legal rights and duties of employer and employee in the case of full-time employment and free service. b. Working time, rest periods, holidays, regular working time, special work duty, special holiday, annual working time, regular and special holiday forms. c. Remuneration and public sector payment forms: minimum wage, guaranteed minimum wage, hourly wage, piece rate, basic wage, wage benefits (wage supplement, bonus, reward, fringe benefits, income protection, the ratio of salary to benefits in kind) as well as accounting period. | |

8. Atypical employment forms: general characteristics, employment forms listed in the Labour Code and those outside the Labour Code especially in the agriculture and environment sectors as well in self-employment.

9. Separate agreements and contracts linked to employment: competitor exclusion contract, apprenticeship contract, special employment agreement.

10. Employment and public service responsibilities:

a. Three main forms of responsibility: responsibility pertaining to discipline, liability for damages, safe-keeping, the burden of proof, responsibility of objectivity, and damage mitigation

b. Disciplinary responsibility in public service and eventually in employment law

c. Employee liability for damages, safe-keeping/deposit, money-handling and inventory shortage

d. Employer liability for damages and safe-keeping as well as restitution duties and compensation for detriments breaching legal norms.

11. End of employment, termination of employment and related issues:

a. End of employment as a legal fact from the employee's or the employer's perspective and the consequent legal impact.

b. Termination causes: on the employee's side (imputable and non-imputable objective causes). On the employer's side: economic reasons and resulting collective redundancies as a particular form of collective termination of employment. Reason for resignation can be loss of confidence and hence more casual or, on the contrary legally specific.

c. Regular and special cases of termination of employment on both the employee's and the employer's side and consequent legal impact.

d. Illegal termination of employment and its legal impact.

12. The development and history of employment relations law, the system and objectives of safeguarding interests. Two main areas: between legal organisations of reconciling interests and those of collective contracts, another with the works constitutional law, the collective council and the collective agreement. Both are emerging issues in the public service sector as well.

13. The reconciliation of interests, the enforcement of interests and five areas of the collective agreement:

a. the case of the subjects of the reconciliation of interests, the tariff capability/ the ability to form a coalition and the representativity condition

b. The form a forum of the reconciliation of interest: bi- and tri-party agreements and their different levels

c. Collective and tariff agreement. Formal restrictions of their establishment, their content, normative and binding character, legal and illegal clauses, possibilities of extension, their bi- and tri-party character, as well as the tariff company and the connection of the collective agreement to the Civil Code, and to the specific and general parts of contract law.

d. Collective employment conflicts of interests: mediation, coordination, arbitration and their coordinating-judicial system within the continental European Commission and the Anglo-Saxon context.

e. Employment conflict and its two forms: strike and discharge

14. Collective constitutional law. Including:

a. Collective council and its organisation, objectives, establishment, and termination, as well as its unique and dual form and system of competences.

b. Collective agreement applicable only in the unique form. The content of the collective agreement and its substitutive character with regards general works council agreement v collective agreement

c. The European Works Council

15. Conclusions

Requirements: essay/oral exam – up to negotiation

Written test exam for students who are on special seminar: “Central European Comparative Law”

Compulsory literature:

1.Zöllner-Loriz-Hergenröder: Arbeitsrecht, C.H. Beck Verlag, München

2.Blaupain, Roger: European Labour Law, Kluwer,

3. Kovács, Erika: Das Spannungsverhältniss zwischen Koalitionsfreiheit und Tariffähigkeit. Verlag Dr. Kovac, Hamburg, 2008.

4. Jakab, Nóra (ed.): The Regulation of Employment Contracts and Collective Bargaining in Central and Eastern Europe, 2021, upcoming (for students who are on special seminar: "Central European Comparative Law")

Recommended literature:

1. Krimphove, Dieter: Europaisches Arbeitsrecht, C.H. Beck Verlag, München, 2009.

2. Birk, Rolf: Internationales und europaisches Arbeitsrecht. In: Münchener Handbuch des Arrbeitsrecht (Hrsg.: Richardi-Wentche. 2. Aufl. Verlag C.H. Beck, München.

3. Deakin-Wilkinson: The Law of the labour Market Industrialisation, Employment and legal Evolution. University Press, New-York, 2006.

4. Deakin-Morris: Labour Law, Oxford and Portland/Oregon, 2012.

5. Richardi, Reinhard: Das Arbeitsrecht als Teil der sozialen Ordnung. In münchener Handbuch Arbeitsrecht, C.H. Beck Verlag.

6. Hennisler-Braun (Hrsg.): Arbeitsrecht in Europa. Dr. Otto Schmidt Verlag, Köln, 2011.

Course description

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| Name of the course: Legal history specialization I. - special seminar | Neptun code: DFDIAJ205N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Sáry Pál full professor | |
| Name of other involved lecturers: - | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The objective of the course is to provide PhD students with a foundation and a deeper understanding of Roman Law, and its academic-methodological and research-theoretical aspects. The course offers an introduction to the sources of Roman Law and gives students an insight into the major trends in Roman Law research.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. General methodological questions of the research of Roman Law 2. Written historical documents of Roman Law: pre-Justinian legal literature 3. The Code of Justinian 4. Non-legal literature: Roman historians, orators, linguists, poets, Paleo-Christian authors 5. Historical documents 6. Historical inscriptions 7. The most significant books, series, journals, and scholarly manuals of Roman Law 8. Digital databases, Roman Law and the internet 9. Main research tendencies in modern studies of Roman Law: interpolation-research 10. Legal paperwork and epigraphy 11. Comparative ancient legal history 12. Research of philosophical and religious factors within the history of ideas 13. Research of factors in economic history and sociology 14. Research of vulgar law 15. The legacy of Roman Law | |
| <p>Requirements: Written test exam for students who are on special seminar: "Central European Comparative Law"</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Wenger, Leopold: Die Quellen des römischen Rechts. Wien, 1953. 2. Schiller, A. Arthur: Roman Law. Mechanism of Development. New York, 1978. 3. Crawford, Michael H. (ed.): Roman Statutes I-II. London, 1996. | |
| <p>Recommended literature:</p> <p>idegen nyelvű</p> <ol style="list-style-type: none"> 1. Camodeca, Giuseppe: Tabulae Pompeianae Sulpiciorum I-II. Roma, 1999. 2. Biondi, Biondo: Diritto romano cristiano I-III. Milano, 1952-1954. 3. Hardy, Ernest George: Roman Laws and Charters. Oxford, 1912. | |
| <p>Further literature:</p> <p>Lamberti, Francesca: „Tabulae Irnitanae”. Municipalità e „ius Romanorum”. Napoli, 1993.</p> | |

Course description

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|---|------------------------|--|
| Name of the course: Legal history special seminar II. | | Neptun kód: DFDIÁJ205N2EN |
| | | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Sály Pál full professor | | |
| Name of other involved lecturers: - | | |
| Semester: spring | Hours/semester: 15 | |
| Creditpoints: 3 | Evaluation: colloquium | |
| <p>Course objectives</p> <p>PhD students will be introduced to the sources of medieval legal history and its literature. In addition, students will be offered the foundation and a deeper insight into related academic-methodological and research-theoretical aspects.</p> | | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. General methodological aspects of the research of medieval legal history. 2. Major research tendencies and the most significant representatives of medieval Hungarian legal history. 3. Major research tendencies and the most significant representatives of medieval universal legal history. 4. Sources of medieval Hungarian law. 5. Sources of medieval German law. 6. Sources of medieval French law. 7. Sources of medieval English law. 8. Written historical documents of medieval west-Slavic law. 9. Sources of Byzantine law. 10. Written historical documents of medieval east-Slavic law. 11. Sources of Islamic law 12. Sources of medieval canon law 13. Major publications of legal history, book series, journals and manuals 14. Using digital databases in the research of medieval legal history 15. The research of medieval legal history and the internet | | |
| Course requirements: written essay | | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Warnkönig, L. A. – Warnkönig, Th. A.: Geschichte der Rechtsquellen und des Privatrechts. Basel, 1875. 2. Coing, H. (hg.): Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte I. (Mittelalter 1100–1500). München, 1973. 3. Musson, Anthony: Medieval Law in Context. The Growth of Legal Consciousness from Magna Carta to the Peasants' Revolt. Manchester, 2001. | | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Feldbrugge, Ferdinand: Law in Medieval Russia. Leiden, 2009. 2. Szuromi, Szabolcs Anzelm: Pre-Gratian Medieval Canonical Collections. Berlin, 2014. 3. Rosenthal, Joel T.: Understanding Medieval Primary Sources. Using Historical Sources to Discover Medieval Europe. New York, 2012. | | |

Course description

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| Name of the course: Legal history special seminar III. | Neptun code: DFDIÁJ206N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Koncz Ibolya Katalin associate professor | |
| Name of other involved lecturers: Dr. Koncz Ibolya Katalin associate professor | |
| Semester: <u>winter</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course provides PhD students with the foundation and a deeper understanding of research theories and academic-methodology in the study of legal history. The course can also serve as potential assistance with students' doctoral thesis.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Introduction and course requirements 2. Research methodology of legal history 3. Content and methodological requirements of PhD dissertations on legal history 4. System of references of research documents in printed and digital bibliographies 5. Conditions of the use of outside sources 6. Development of legal historiography in Europe 7. Development of legal historiography in Hungary 8. The encounter of statutory law and the history of law and their chronological distinction 9. Social background of witch trials, their legal implications in German-speaking territories, and their specific characteristics in Hungary 10. Overview of theories of criminal law as regards the consideration of the suspect's age 11. Development of regulations in juvenile criminal law in Europe and Hungary 12. Development of civil law codification in Hungary from the emergence of bourgeois society to the present 13. Civil law cases in the 18th-20th centuries 14. Codification efforts and achievements in domestic public law from the emergence of civil society to the present 15. Conclusions and closing | |
| Course requirements: written essay (at least 40.000 characters) | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Oestmann, Peter: Hexenprozesse am Reichskammergericht, Köln, 1997. 2. Koncz Ibolya Katalin: THE COLLECTIVELY ACQUIRED PROPERTY RIGHTS OF MATRIMONY FROM HISTORICAL WIEW IN HUNGARY IN THE LATE 19TH CENTURY In: Erik Štenpien (szerk.) Kúpna Zmluva - História a Súčasnosť I. Konferencia helye, ideje: Kosice; Uzhgorod, Szlovákia Kosice: Univerzita Pavla Jozefa Safárika v Kosiciach, 2013. pp. 213-223 3. Oestmann, Peter: Geistliche und weltliche Gerichte im Alten Reich Köln/Weimar/Wien, 2012. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Schormann, Gerhard: Hexenprozesse in Deutschland Göttingen, 1986. 2. Koncz Ibolya Katalin: Community Property as one of the Special Institutions of Hungarian Matrimonial Property Law of thge 19., Century JOURNAL ON EUROPEAN HISTORY OF LAW 2:(2013/4) pp. 129-133. 3. Koncz Ibolya Katalin: The Institution of dos ('Fidelity Reward') and its practical regulation in Bourgeois Hungary In: Erik Štenpien (szerk.) Historický vývoj súkromného práva v Európe: zborník príspevkov z medzinárodnej vedeckej konferencie konanej v dňoch 27.-28. mája 2011 na Právnickej fakulte UPJŠ v Košiciach. 354 p. Konferencia helye, ideje: Kassa, Szlovákia, 2011.05.27-2011.05.28. Kosice: Univerzita Pavla Jozefa Safárika v Kosiciach, 2011. pp. 175-194. | |

Course description

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| Name of the course: Legal history special seminar IV. | Neptun code: DFDIAJ206N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Koncz Ibolya Katalin associate professor | |
| Name of other involved lecturers: Dr. Koncz Ibolya Katalin associate professor | |
| Semester: spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The objective of the course is to provide PhD students with a foundation and a deeper understanding of the history of law, academic methodologies as well as research theories. The course also serves as a potential assistance with students' dissertations.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Introduction, course objectives, requirements 2. Content and methodological requirements of PhD dissertations on legal history 3. System of references of research documents in printed or digital bibliographies, guidelines of the use of outside sources 4. Development of legal historiography in Europe and Hungary. The encounter of statutory law and the history of law, and their chronological distinction. 5. The development of local organisations and their authority under dualism in Hungary. 6. Development of regulations in juvenile criminal law in Europe and Hungary 7. Criminal law codification in Hungary in the period of bourgeois society 8. Development of public law codification in Hungary from the age of bourgeois society to the present 9. Development and operation of the judicial system in Hungary under dualism 10. Development and history of trial by jury procedure in HungaryThe foundation of special courts and their operation in Hungary under dualism 11. Development of the right to education, the foundation of public education in Hungary 12. Special laws regarding agricultural products in Hungary under dualism 13. Special laws regarding industrial products, patent and trade mark regulations in Hungary under dualism 14. Conclusions, closing | |
| <p>Course requirements: essay at least 40.000 characters</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. KONCZ Ibolya Katalin: The Standpoint of József Eötvös on Education JOURNAL ON EUROPEAN HISTORY OF LAW 2014/5:(1) pp. 151-155. (2014) 2. STIPTA, István: The process order of the court of financial administrative jurisdiction (1884-1896) EUROPEAN INTEGRATION STUDIES 9:(1) pp. 121-135. (2011) 3. TURKOVICS, István: Efforts to Simplify Authority Procedures in Hungary in the Period between 1901 and 1944 (Regulating Authority Procedures in Hungary until the Adoption of the First Relevant Law, Act 4 of 1957) JOURNAL ON EUROPEAN HISTORY OF LAW 5:(1) pp. 136-142. (2014) | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. HATTENHAUER, Hans: Europäische Rechtsgeschichte 3. Auflage Heidelberg, 1999. 2. MENNEL, R. M: Thorns and thistles: Juvenile delinquents in the United States 1825-1940., ed: University Press of New England, Hanover, 1973. 3. WADLE, Elmar: Fabrikzeichenschutz und Markenrecht. Geschichte und Gestalt des deutschen Markenschutzes im 19. Jahrhundert Berlin, 1977. | |

Course description

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| Name of the course: History of legal theory - special seminar I. | Neptun code: DFDIÁJ207N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Szabó Miklós full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>An essential part of legal culture is to know the main periods of Hungarian jurisprudence as well as its major figures. The goal of the course is to introduce PhD students to this tradition integrated within the European system of ideas in legal philosophy and law. The lectures will take the opportunity to introduce significant tendencies in European legal philosophy which inspired Hungarian philosophy of law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The birth of Hungarian jurisprudence 2. Social positivism in legal theory 3. Legal interpretations of Pulszky and Pikler 4. The first career period of Somló Bódog 5. The advance of neo-Kantian jurisprudence 6. The second career period of Somló Bódog 7. Moór Gyula 8. Horváth Barna 9. The "Szeged-School" 10. Bourgeois jurisprudence at the turning point of the Second World War 11. 'Change of regime' in legal theory 12. Marxist legal theory in Hungary: Szabó Imre 13. Mediatory legal theory: Peschka Vilmos 14. Figures of legal theory influenced by social theory 15. Tendencies in contemporary jurisprudence | |
| <p>Assessment:</p> <p>PhD students can choose from two forms of assessment: a) a 20.000 character 'research paper' relating to our topics and 'defending' the research paper in the form of an oral examination, b) oral examination based on the compulsory readings assigned by the lecturer.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Felix Somló: Schriften zur Rechtsphilosophie. (Hrsg. Cs. Varga) Budapest: Akadémiai Kiadó, 1999. 2. Julius Moór: Schriften zur Rechtsphilosophie. (Hrsg. Cs. Varga) Budapest: Szt. István Társulat, 2006. 3. Barna Horváth: The Bases of Law. A jog alapjai. (Ed. Cs. Varga) Budapest: Szt. István Társulat, 2006. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Die Schule von Szeged. (Hrsg. Cs. Varga) Budapest: Szt. István Társulat, 2006 2. István Losonczy: Abriss eines realistischen rechtsphilosophischen Systems. (Hrsg. Cs. Varga) Budapest: Szt. István Társulat, 2002. 3. Felix Somló: Juristische Grundlehre. Leipzig: Meiner, 1917; Aalen: Scientia, 1973. | |

Course description

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|---|----------------------------|
| Name of the course: Trends of modern political-philosophical thinking | Neptun code: DFDIÁJ270N2EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Dr. Hegyi Szabolcs, associate professor | |
| Name of other involved lecturers: | |
| Semester: spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Based on the overview of the history of theory covered in the graduate course 'Theory of State', this course aims to provide PhD students the opportunity to gain a deeper insight into the main contemporary tendencies, figures and issues of contemporary political philosophy. Through the selection of the course material, the lecturer intends to focus on post-World War II. figures of political philosophy and at the same time, the selected authors should represent clearly distinct perspectives within the theory of ideas. The range of course topics provides an enquiry into the major changes in political thought and political ideologies, followed by the analysis of the works of influential, post-WW II. authors including their criticism and identifying possible ways forward.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The history of ideas of the moderate state, its principles and institutions – overview 2. Changes of the institutions of the conservative state in the second half of the 20th century. 3. Changes of political ideologies in the second half of the 20th century 4. A Theory of Social Justice (Rawls) 5. Moral Virtue and the Limits of the Political Community (Dworkin) 6. Political Liberalism (Rawls) 7. Constitutional patriotism (Habermas) 8. Right-wing liberalism, libertarianism (Hayek, Nozick) 9. Neo-conservatism (Strauss, Oakeshott) 10. Communitarianism (Taylor, Sandel) 11. Nationalism and multiculturalism 12. Republicanism (Arendt) 13. Communist ideology in the 20th century 14. Social democracy in the 20th century 15. Political ideologies in Hungary | |
| <p>Assessment: written and oral examination</p> <p>Assessment and course requirements include a 20.000-40.000 character term-paper on a topic of political philosophy. The topic of the research paper should be agreed on with the lecturer at the start of the semester. The assignment should also include ideas and theories acquired in the course. The oral examination will consist of the 'defence' of the research paper.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Will Kymlicka: Contemporary Political Philosophy: An Introduction. Oxford University Press, 2002. 2. John Rawls: 'Lecture VI. The Idea of Public Reason'. In: uő: Political Liberalism. New York, Columbia University Press, 1996. 3. Ronald Dworkin: 'What is Equality? Part 1: Equality of Welfare; Part 2: Equality of Resources; 'Liberal Community''. In: uő: Sovereign Virtue. The Theory and Practice of Equality. Cambridge: Harvard University Press 2000. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Friedrich A. von Hayek: The Constitution of Liberty. University of Chicago Press, 2011. 2. Ronald Dworkin: Freedom's Law. The Moral Reading of the American Constitution. Oxford: Oxford University Press, 1986. 3. Stephen Mulhall & Adam Swift: Liberals & Communitarians. Blackwell Publishing, 1996. | |
| <p>Further literature:</p> <ol style="list-style-type: none"> 1. Michael J. Sandel: Liberalism and the Limits of Justice. Cambridge University Press, 1998, p. 175-219. | |

Course description

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| Name of the course: Special sociology | Neptun code: DFDIÁJ271N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Vinnai Edina associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The specialized seminar will prove especially beneficial for those PhD students who conduct their research in the topic of jurisprudence and a relevant field of sociology (political and/or legal sociology). The seminar will assist PhD students with the following issues: specification of a research area, qualitative and quantitative research methods, fieldwork, researching documents, designing questionnaires and processing incoming data. In addition, students will be offered a thorough insight into the most significant research works in the field of the sociology of law and political sociology, in particular into Hungarian research methods and their results.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The methodology of sociology 2. Methods of microsociology 3. Methods of macrosociology 4. Sociological methods in the study of the application of law 5. Research in the sociology of law 1.: The study of understanding and awareness of law in the latest national researches 6. Research in the sociology of law 2.: The prevalence of basic legal principles in the judicial application of law 7. Research in the sociology of law 3.: The sociological study of the transposition of international legal obligations into domestic law 8. Research in the sociology of law 4.: The legal-sociological analysis of the court-appointed defence system 9. On the border of legal and political sociology: the study of confidence in institutions 10. Micro- and macro-sociological methods in political sociology 11. Political sociology 1.: The role of political parties in the 21st century 12. Political sociology 2.: The assessment of the elite in the light of political changes 13. Political sociology 3.: Extreme political ideologies and new types of autocracy 14. Political sociology 4.: Changes of electoral campaigns in the light of the new media of mass communication 15. Political sociology 5.: The study of voter participation | |
| <p>Course requirements: <u>essay</u>, oral, essay and oral</p> | |
| <p>Compulsory literature</p> <ol style="list-style-type: none"> 1. Levitsky, Steven – Way, Lucan A.: Competitive Authoritarianism. Hybrid Regimes After the Cold War. Cambridge Univ. Press., 2010. 2. Rác Attila – Schäffer, Heinz: Quantitative analyses of law. A comparative empirical study. Sources of law in Eastern and Western Europe. Budapest: Akadémiai Kiadó, 1990. 3. Orum, Anthony – Dale, John G.: Political sociology: Power and participation in the modern world. (5th ed.) New York: Oxford Univ. Press, 2009. | |
| <p>Recommended literature</p> <ol style="list-style-type: none"> 1. D. Silverman (ed.): Qualitative Research. Theory, Method and Practice. London: Thousand Oaks – New Delhi: Sage Publications, 1997. 2. Sharlene Nagy Hesse-Biber: The Practice of Qualitative Research. Engaging Students in the Research Process. (Third Edition) SAGE Publishing, 2016. 3. Janet Buttolph Johnson, H. T. Reynolds, Jason D. Mycoff: Political Science Research Methods. (Eight Edition) SAGE Publishing, 2016. | |

Course description

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| Name of the course: Legal language | Neptun code: DFDIÁJ208N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Szabó Miklós full professor | |
| Name of other involved lecturers: Dr. Vinnai Edina associate professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to analyse one aspect of the law in particular: the fact that the law, being a social institution, always functions through language both in jurisdiction and in the application of law. In order to better understand this aspect, one must gain a deeper insight into two sets of issues: it is essential to become acquainted with the fundamentals, concepts and tendencies of linguistics and recognize how the findings of linguistics and the philosophy of language surface in legal thinking. The objective of the course is to make students aware of how the dimension of language determines the way law operates.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The development of modern linguistics: F. de Saussure; N. Chomsky 2. Semiotics and its branches: syntaxis, semantics, pragmatics 3. Borderlines of linguistics: judicial linguistics 4. The development and problems of the philosophy of language: L. Wittgenstein 5. The development of legal languages 6. Characteristics of 'legal languages' 7. The nature of legal concepts 8. Meaning and interpretation in law: legal hermeneutics 9. Legal discourses 10. Legal rhetorics 11. Legal discourse-analysis 12. Legal text – refinement 13. Linguistic dimensions of the application of law 14. Linguistic rights 15. Multilingualism – Multilingual legal services | |
| <p>Assessment</p> <p>Students are free to choose from two options: (a) writing and discussing a 20.000-40.000 char. research paper relevant to the course topics; or (b) pass an oral examination based on the assigned course material.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. P. M. Tiersma – L. M. Solan (eds.): The Oxford Handbook of Language and Law. Oxford U. P., 2012. 2. B. Bix: Law, Language, and Legal Determinacy. Oxford: Clarendon, 1994. 3. A. Marmor – S. Soames (eds.): Language in the Law. Oxford U. P. 2011. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. P. Goodrich: 'Law and Language: An Historical and Critical Introduction.' 11 Journal of Law & Society (1984) 173. o. 2. D. Busse: Juristische Semantik: Grundfragen der juristischen Interpretationstheorie in sprachwissenschaftlicher Sinn. Berlin: Duncker & Humblot, 1993. 3. F. Schauer (ed.): Law and Language. Aldershot: Dartmouth, 1993. | |
| <p>Further literature:</p> <p>AMSELEK, P.: 'Philosophy of Law and the Theory of Speech Acts.' 1 Ratio Juris (1988) 187.</p> <p>ATKINSON, J. M. - DREW, P.: Order in Court: The Organization of Verbal Interaction in Judicial Settings. London: Macmillan, 1979.</p> <p>AUSTIN, J. L.: Philosophical Papers. (Ed. by Urmson, J. O. and Warnock, G. J.) London - Oxford - New York: Oxford U. P., 1961.</p> | |

- AUSTIN, J. L.: Tettek ért szavak. (Ford.: Pléh Cs.) Budapest: Akadémiai Kiadó, 1990.
- BANKOWSKI, Y. K. – MAHER, G.: 'Ordinary Language and Judicial Discretion.' 12 *Rechtstheorie* (1981) 1.
- BARFUß, W. (Hrsg.): Sprache und Recht. Aufsätze und Vorträge von Fritz Schönherr. Wien: Manzsche Verlags- und Universitätsbuchhandlung, 1985.
- BECK, A.: 'The Semiology of Law.' 7 *Oxford Journal of Legal Studies* (1987) 475.
- BLACK, M.: A nyelv labirintusa. (Ford.: Ábrahám Z.) Budapest: Holnap Kiadó, 1998.
- CLAUSS, K.: 'Semantik im Dienste des Rechts.' 49 *ARSP* (1963) 376.
- EDGEWORTH, B.: 'Legal Positivism and the Philosophy of Language: A Critique of H. L. A. Hart's »Descriptive Sociology.«' 6 *Legal Studies* (1986) 115.
- GIBBONS, J. (ed.): *Language and the Law*. London – New York: Longman, 1994.
- GLANVILLE, L. W.: 'Language and the Law.' 61 *The Law Quarterly Review* (1945) 71; 179; 293; 384; (1946) 387.
- JACKSON, B. S.: *Making Sense in Law: Linguistic, Psychological and Semiotic Perspectives*. Liverpool: Deborah Charles, 1995.
- JORI, M. – PINTORE, A. (eds.): *Law and Language: The Italian Analytical School*. Roby: Deborah Charles, 1997.
- LAMPE, E.-J.: *Juristische Semantik*. Bad Homburg v. d. H. – Berlin – Zürich: Verlag Gehlen, 1970.
- PARKER, G. F. (ed.): *What is Meaning in a Legal Text?* Northwestern University/Washington University Law and Linguistics Conference. *Washington University Law Quarterly* (Special Issue, Vol. 73. No. 3.) 1995.

Course description

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| Name of the course: Labour law special seminar I. | Neptun code: DFDIAJ211N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Csák Csilla full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to offer PhD students a deeper insight into environmental and agricultural law. The course may assist students with their doctoral thesis.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Economic instruments of environmental protection, environmental funds, environmental aid and the emergence, place and role of environmental protection in the legal system. 2. Economic instruments of environmental protection, environmental funds, environmental aid and the emergence, place and role of environmental protection in the legal system. 3. Instruments of environmental responsibility, the emergence, place and role of environmental liability insurance in the legal system, the anomalies of introducing the mandatory system of securities. 4. Instruments of environmental responsibility, the emergence, place and role of environmental liability insurance in the legal system, the anomalies of introducing the mandatory system of securities. 5. Effects of waste management and cross-border shipments of waste, and the legal instruments of illegal shipments. 6. Conflicts of environmental interests and economic interests, case law analyses and theoretical conclusions. 7. Conflicts of environmental interests and economic interests, case law analyses and theoretical conclusions. 8. Agro-environmental measures in force, the enforcement of environmental aspects in the delivery of agricultural grants, cross compliance. 9. Agro-environmental measures in force, the enforcement of environmental aspects in the delivery of agricultural grants, cross compliance 10. The role of environmental principles in legislation and legal implementation 11. The role of environmental principles in legislation and legal implementation. 12. Cross-border elements of the environmental licensing system and issues of its demarcation, with regard to the economic, self-regulatory and consensual regulatory systems. 13. Cross-border elements of the environmental licensing system and issues of its demarcation, with regard to the economic, self-regulatory and consensual regulatory systems. 14. The pillars and synergy of sustainable development. 15. The pillars and synergy of sustainable development. | |
| <p>Assessment</p> <p>Beside attending the lectures and seminars, full-time PhD students are required to either submit a 20.000-40.000-character research paper on a previously agreed topic or give an in-class presentation on the course topic. Part-time students are not required to attend the lectures and seminars. They are required to submit a 40.000-character research paper and to give evidence of their thorough understanding of one compulsory reading. Assessment is given on a five-scale system.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. KISS, Alexandre - SHELTON, Dinah: International environmental law. Transnational Publishers, New York, 2004 | |

2. Shristoph PALME – Anke u. Jochen SCHUMACHER – Matthias SCHLEE: Die europäische Umwelthaftungsrichtlinie, EurUP 5/2004. 260-267.o.
3. Rolf SCHWARTMANN: Umweltrecht. C.F.Müller Verlag Heidelberg 2006.

Recommended literature:

1. Itzhak E. KORNFELD: Of dead pelicans, turtles, and marshes: Natural Resources damage in the wake of the BP deepwater horizon spill, Heinonline 38 B.C. Envtl. Aff. L. Rev. 317 2011
2. Maria LEE: 'New' Environmental Liabilities: The Purpose and Scope of the Contaminated Land Regime and the Environmental Liability Directive, Heinonline 11 Envtl. L. Rev. 264 2008-2009
3. David TERRY: Burlington Northern and Santa Fe Railway Co. v. United States: Receding the Scope of CERCLA Liability, Heinonline 5 Envtl. and Energy L. and Pol'y J. 158 2010.

Course description

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| Name of the course: Labour law special seminar II. | Neptun code: DFDIÁJ211N2EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Prugberger Tamás prof. emeritus, Prof. Dr. Jakab Nóra full professor | |
| Name of other involved lecturers: Dr. Jakab Nóra full professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the seminar Employment Policies and Employment Law is to make students aware of the social significance of employment and the fact that unemployment results in social unrest, psychological strain, an increase in criminal cases and economic decline. To resolve the issue of unemployment, a complex set of tools must be applied combining employment policies, employment services law and administration, social policies, and economic and financial policies.</p> <p>Thus, the seminar aims to draw a parallel between the employment policies and the law of Western-Europe and their Hungarian counterparts, offering a critical analysis of the positive and negative aspects of both systems as well as suggesting potential corrective measures.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Definition of the legal and economic aspects of employment policies and a presentation of their instruments. 2. Introduction and analysis of the positive and negative aspects of employment policies, total employment and excessive unemployment as regards their impact on macro- and micro-economy, macro- and family-social circumstances and social ethics. 3. Analysis of the interaction and complementary nature of employment policies, social policies, legal and economic institutions. 4. Introduction of the system and development of foreign and Hungarian legal and administrative instruments of employment promotion policies, in the light of an active and passive set of measures. 5. The system and operation of labour recruitment in the developed Western-European countries and in Hungary. 6. The connection of labour recruitment with education, retraining, specialized trainings and grants to enhance entrepreneurial employment opportunities. 7. The problem of integrating theoretical and practical trainings in domestic and foreign contexts. 8. Educating employees to prepare for the job application process and the importance of related trainings including writing CVs, professional introduction and succeeding in job interviews. 9. The system of unemployment benefits, conditions of eligibility, cooperation with employment agencies, and the extent of benefits, the distribution of payments in Western-European countries and in Hungary. 10. The promotion of employees of reduced work capacity and the resulting macro- and micro-economic problems as well as the system of measures and resources to solve this problem. 11. Labour recruitment and issues of special education of employees of reduced work capacity 12. Active and passive measures of promoting employment of early stage and elderly job seekers in Western-European countries, and in Hungary 13. State and local government subventions offered to employers and employment providing organisations in Western-European countries, and in Hungary, as well as the neo-corporate system of agreements 14. The resources and management of funds operating the employment administration system in Western-European countries, and in Hungary. 15. The development of a system of employment promotion in Western-European countries, and in Hungary and its critical analysis. | |
| Course requirements: written essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Brion Bercusson: The European Community's Charter of Fundamental Social Rights of Workers. The Modern Law Review, Vol 53. 6224 etc. | |

2. Heinz Berndt: Worldwide Solidarity-the Activities of the Global Union sin the Era of Globalidsation. Edition Friedrich Ebert Stiftung.
3. Schafer, Helmuth: Die Hartz Konzept: Arbeitsmarktreform ohne Biss. Deutsche Industreverlag, Köln

Recommended literature:

1. Anne Ames: Hartz IV. in Baden Württemberg, Hrsg. Hans Böckler Stifftung, 2008.
2. Weiland –Düwel: Das neue Arbeitsrecht. Hartz Gesets und AGENDA 2010 in der Arbeits und der Sozialrechtliche Praxis. Nomos Verlag, 2007.
3. Gaby Wunderlich: Die Hartz Gesetze I-IV. In: Hagen – Spermann (Htsg.)

Course description

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| Name of the course: Labour law special seminar III. | Neptun code: DFDIAJ212N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Csák Csilla full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provide PhD students with a thorough understanding of environmental law and agricultural law. The course can assist students with their doctoral thesis.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The protection of the surface and the interior of the Earth. Environmental protection relating to mining, geological research, the preservation of the countryside and protection of nonliving factors of the Earth's surface and protection standards regarding caves in foreign and domestic contexts. 2. The protection of the surface and the interior of the Earth. Environmental protection relating to mining, geological research, the preservation of the countryside and protection of nonliving factors of the Earth's surface and protection standards regarding caves in foreign and domestic contexts. 3. The protection of the Earth's natural habitat, the protection of the Earth's vegetation, forest protection, air quality protection, forest and wild animal protection, preservation of other living plant and animal communities, game and bird populations. 4. The protection of the Earth's natural habitat, the protection of the Earth's vegetation, forest protection, air quality protection, forest and wild animal protection, preservation of other living plant and animal populations, game and bird populations. 5. . Domestic and foreign legislation on the protection of water plant and animal populations 6. Domestic and foreign legislation on the protection of water plant and animal populations 7. Preservation and constitutional protection of biodiversity, the analysis of community regulations, the overview of ecological and economic analyses. 8. Agri-environmental protection, in particular, in view of the use of plant protection products, the protection of pastures and pasture surfaces, and protective activities for the preservation of agricultural land fertility. Relevant agro-minimum regulations 9. Agri-environmental protection, in particular, in view of the use of plant protection products, the protection of pastures and pasture surfaces, and protective activities for the preservation of agricultural land fertility. Relevant agro-minimum regulations. 10. Air quality and water quality protection in relation to industrial and transport activity. 11. The protection of human settlements including the protection of constructions, building plots, unique monuments and the preservation of historical sites. 12. Land, nature, settlement and real estate protection with regard to the use of hazardous substances, airspace, land and water protection. 13. The definition of and a dogmatic approach to natural resources legislation and a taxonomic approach to environment regulations. 14. The definition of and a dogmatic approach to natural resources legislation, and a taxonomic approach to environment regulations. 15. Legal aspects of issues in genetic engineering, a comprehensive analysis of a non-GMO agriculture based on international experience. | |
| <p>Assessment</p> <p>Beside attending the lectures and seminars, full-time PhD students are required to either submit a 40.000-character research paper on a previously agreed topic or give an in-class presentation on the course topic. Part-time students are not required to attend the lectures and seminars. They are required to submit a 40.000-character research paper and to give evidence of their thorough understanding of one compulsory reading. Assesment is given on a five-scale system.</p> | |
| <p>Compulsory literature:</p> | |

1. Ludwig KRÁMER (fordította: Horváth Zsuzsanna): Az Európai Unió környezeti joga. Dialóg Campus Kiadó Budapest-Pécs 2012. EU Environmental Law, Seventh Edition Sweet and Maxwell, London 2011. alapján
2. Nancy K. KUBASEK - Gary S. SILVERMAN: Environmental Law, Pearson Prentice Hall, Upper Saddle River, New Jersey 2008, 6th ed.
3. Nicolas de SADELEER: EU Environmental Law and the Internal Market. Oxford University Press 2014

Recommended literature:

1. Geert Van Calster: EU Waste Law, Oxford University Press 2015.
2. Kim Talus: EU Energy Law and Policy: A Critical Account, Oxford University Press 2013
3. Olajos István-CSÁK Csilla-Bobvos Pál-Szilágyi János Ede-Horváth Szilvia-Prugberger Tamás: The polluter pays principle in the agriculture, Journal of Agricultural and Environmental Law 2006/1. 29-55.o.

Course description

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| Name of the course: Labour law special seminar IV. | Neptun code: DFDIAJ212N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Prugberger Tamás prof. emeritus, Prof. Dr. Jakab Nóra full professor | |
| Name of other involved lecturers: Dr. Kenderes György Ph.D., associate professor és Dr. Rác Zoltán Ph.D. associate professor. Prof. Dr. Jakab Nóra full professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students to a practical evaluation of the main intersections of the legal-doctrinal and principal characteristics of individual and collective employment law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Practical issues of differentiating employment contracts from service contracts, from subcontracts and assignment contracts, practical issues of their relationship, a contractual non-contractual employment in practice. 2. Legal relationships between contractor and subcontractor and similarities in employment; the social and financial protection of subcontractors. 3. Legal conditions of employment and relevant assignment and service contracts with the employee from the point of view of the employer. Relevant practical issues. 4. Ensuring equality between employer and employee; the employer's obligation to seek equal treatment and avoid discrimination in the legal practice of Court of Justice, and in Hungary. 5. Practical problems of the reporting obligation on the part of the employer, future employer, successor employer in the case of the contract process, relocation, secondment- transfer, substitution and assignment, employer succession, collective redundancy, employer insolvency; wages guarantee fund and its operation. 6. Problems in the practice of employment law and practical aspects of termination of employment. 7. Aspects of employment law and capacity on the part of the employer and employee with an outlook on disadvantaged and disabled employees. 8. The operation of unilateral, bilateral and multilateral reconciliation of interests in practical employment law and its relationship with other economic and social interests. 9. The conditions of eligibility for collective contract and negotiation on the part of employer and employee interest groups; the ability to form a coalition and conditions of representativity. 10. Practical problems of collective contracts and reconciliation of interest within companies, and on a national and local levels including general and sectorial levels; the success of <i>Günstigkeitsprinzip</i> in Western-European countries and Hungary. 11. The power system of the works council, its election and recall in Western-European countries and Hungary. 12. The establishment of the European Works Council, and the European dimensions of social dialogue between employer and employee. 13. Employment efforts and its practical application opportunities and its legal limitations. 14. The importance and practice of special employment jurisdiction and problems of its questioning. 15. Social and economic significance of atypical employment forms and their practical application. | |
| Course requirements: written essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Brian: European Labour Law, Cambridge, University Press, 2009. 2. Krmpove , Dieter: Europaisches Arbeitsrecht, Verlag Vahlen, Studentenreihe, München 3. Zöllner-Loriz-Hergenrörer: Arbeitsrecht, 6. Aufl. C.H. Beck Verlag, München, 2008. | |
| Recommended literature: | |

1. Freedland, M. – Counturis N.: The Legal Characterisation of Personal Work Relations and the Idea of Labour Law. In: Guy Davidov – Brian Langille (red.): The Idea of Labour Law, Cambridge, University Press, 2009.
2. Birk, Rolf: Internationales und europäisches Arbeitsrecht. In: Münchener Handbuch zum Arbeitsrecht (Hrsg. R. Richardi—Wildzkle) 2. Aufl. C.H. Beck Verlag, München, 2000.
3. W. Portzmann – J.F. Stöckle: Schweizerisches Arbeitsrecht. Dike Verlag, Zürich-St. Gallen. 2013.

Course description

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|---|--|
| Name of the course: Administrative law special seminar I. | Neptun code: DFDIAJ213N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Czékmann Zsolt associate professor | |
| Name of other involved lecturers: | |
| Semester: winter | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students the historical circumstances of the development of administration and public administration, and the initial development of the perception of public administration. Students are required to study historical administrative documents and relics of the pre-nationstate period, and the development of administrative institutions and their operation of the first states (Sumer, Akkad, Egypt, Athens, Rome). In parallel, students are required to study the evolution of perspectives regarding administration in the Feudal period. Finally, students will become acquainted with the initial elements of the science of administration: security and cameralistics.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The prehistoric development of administration 2. Characteristics of prestate administration 3. Public administration of the Mesopotamian states 4. Public administration of the Egyptian state I. 5. Public administration of the Egyptian state II. 6. Major periods of the development of Athenian public administration 7. Public administration of the Roman Empire I. 8. Public administration of the Roman Empire II. 9. Public administration of the Roman Empire 10. First representatives of views on public administration 11. The transformation of views on public administration in the feudal state 12. The beginnings of the science of public administration in Europe I. 13. The beginnings of the science of public administration in Europe II. 14. The beginnings of the science of public administration in Hungary I. 15. The beginnings of the science of public administration in Hungary II. | |
| <p>Course requirements: written and oral</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Frederick W. Taylor: Scientific Management. Testimony before the U. S. 1912. 2. L. Hilberath: Grundlagen und Methoden einer neues Verwaltungswissenschaft Heidelberg, 1939. 3. O. Mayer: Theorie des französischen Verwaltungsrechts Strassburg, 1886. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Robert von Mohl: Enzyklopädie der Staatswissenschaften (1859) 2. Lorenz von Stein: Handbuch der Verwaltungslehre und des Verwaltungsrechts (1870) 3. Joseph Sonnenfels: Grundsätze der Polizey München, 2003. (Facsimile) | |

Course description

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| Name of the course: Administrative law special seminar II. | Neptun code: DFDIÁJ213N2EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Torma András full professor | |
| Name of other involved lecturers: | |
| Semester: spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Having become acquainted with the classics and major tendencies of Hungarian public administration in semester 1, in this semester, PhD students will study its most important representative figures and their scientific activities. Thus, the goal of the course is to introduce students to the main figures of Hungarian public administration as well as their scientific achievements.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Public administrative law and its representative figures 2. Public administrative law and its representative figures 3. Public administrative law and its representative figures 4. Public administrative school and its representative figures 5. Public administrative school and its representative figures 6. Administrative management school and its representative figures 7. Administrative management school and its representative figures 8. Administrative management school and its representative figures 9. Administrative management school and its representative figures 10. Administrative management school and its representative figures 11. Public administrative informatics and its representative figures 12. Public administrative informatics and its representative figures 13. Public administrative informatics and its representative figures 14. Public administrative informatics and its representative figures 15. Public administrative informatics and its representative figures | |
| Course requirements: written and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. András TORMA – Balázs SZABÓ - EU Public Administration and Institutions and their Relationship with Member States; ISBN - 978-606-581-032-7 2. Patrick HASSENTEUFEL - The Sociology of the European Administrative System; MPEAP E-textbook 3. Giovanni POGGESCHI - EU Integration of Territorial and Local Communities; MPEAP E-textbook | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Susanna CAFARO - The History of the European Institutions and the European Integration; MPEAP E-Textbook 2. Giovanni PELLERINO, Marco MANCARELLA - E-Government Practice and Law; MPEAP E-Textbook 3. Lucian CHIRIAC - Zsuzsanna SZABO - E-Government; ISBN 978-963-339-020-7 | |

Course description

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| Name of the course: Administrative law special seminar III. | Neptun code: DFDIAJ214N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Czékmann Zsolt associate professor | |
| Name of other involved lecturers: | |
| Semester: páratlan | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>In the course of the first and second semesters, PhD students could become acquainted with the development of public administration, the relevant views around it, the emergence of the science of public administration and its major representative figures. In the third semester, students will continue to study the major tendencies of the science of public administration, and particularly representative figures of its foreign tendencies. In this semester, students will gain a thorough insight into the foreign schools of the science of public administration and its major figures, and they will analyse their major works.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Representative of German public administrative law: Ottó Mayer 2. Representatives of French public administrative law: Leon Duguit 3. Representatives of French public administrative law: Gaston Jéze 4. The continuation of public administration management in German science of public administration 5. American tendencies of public administration management I. 6. American tendencies of public administration management II. 7. Founder of decision theory: Herbert A. Simon 8. Fundamentals of Taylorism 9. The continuation of public administration management in France 10. The role of public administrative policies in German science of public administration 11. The role of public administrative policies in American science of public administration I 12. The role of public administrative policies in American science of public administration II. 13. The situation of public administrative sociology in French science of public administration 14. The situation of public administrative sociology in German science of public administration 15. "European" science of public administration | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Henry Fayol: La doctrine administrative dans l'État (1923) 2. Henry Fayol: L'Administration industrielle et générale (1916) 3. Luther Gulick: Notes on the Theory of Organisation (1937) | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. W. Wiloughby: Principles of Public Administration (1927) 2. Luther Gulick – Lyndall Urwick: Papers on the Science of Administration (1937) 3. R. Legeais: Grands systèmes de droit contemporains Paris, 2008. | |

Course description

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| Name of the course: Administrative law special seminar IV. | Neptun code: DFDIÁJ214N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Torma András full professor | |
| Name of other involved lecturers: | |
| Semester: spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Having studied the initial development of public administration and that of the science of public administration in the first semester, the major tendencies of Hungarian science of public administration in the second semester, and foreign tendencies of the science of public administration in the third semester, in this semester, students will be introduced to the relationship of the European Union and its public administration. Students will become acquainted with the central institutions of European public administration, their characteristics and operation. As a next step, students will study regional and local governments as well as the relationship between central institutions and the public administration of member states. The final area of study will be the relationship between the European Union and Hungarian public administration.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Central institutions of EU public administration 2. Central institutions of EU public administration 3. Characteristics of the central institutions of EU public administration 4. Characteristics of the central institutions of EU public administration 5. The operation of the central institutions of EU public administration: targeting, information processing, planning, decision making, executing, coordination and evaluation 6. The operation of the central institutions of EU public administration: targeting, information processing, planning, decision making, executing, coordination and evaluation 7. Europe of different regions 8. Europe of different regions 9. Europe of local governments 10. Europe of local governments 11. The relationship between the EU and the public administration of member states 12. The relationship between the EU and the public administration of member states 13. The EU and Hungarian public administration: the coordination of EU affairs and the Hungarian government 14. The EU and Hungarian public administration: the coordination of EU affairs and the Hungarian government 15. The European Economic Area | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. András TORMA – Balázs SZABÓ - EU Public Administration and Institutions and their Relationship with Member States; ISBN - 978-606-581-032-7 2. Andras TORMA - Regional Policies in EU; MPEAP E-Textbook 3. Judit FAZEKAS - EU Legal System and its Implementation in Member States; MPEAP E-Textbook | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Liviu MARIAN (ROMANIA) - Project Management in EU Administration ISBN - 978-963-339-019-1 2. Luigi MELICA (ITALY) - Constitutional process and human rights protection in EU ISBN 978-606-581-045-7 3. Lucian CHIRIAC (ROMANIA) - European Administrative Science and Law ISBN 978-963-339-022-1 | |

Course description

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| Name of the course: Constitutional Law special seminar I. | Neptun code: DFDIAJ215N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Paulovics Anita full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The definition of the constitution. The constitution as a political norm. The constitution as the basis for the legal system. National and constitutional law. 2. The constitution and constitutional law. The constitution and the legal system. The constitution as part of the legal system: the meaning and conditions of its legality. 3. The constitution and its legal validity. 4. Concepts of the constitution. The basis of the validity of the constitution. The binding force of the constitution. Constitutional power. Changes in the constitution. 5. Constitutional amendment and its limitations: are there unchangeable constitutional norms? 6. Constitutional amendment and the legal definition of revolution. Political transition as constitutional amendment. 7. The definition of constitutional protection and its institutions. 8. The interpretation of the constitution. Problems of the constitution. Methods of interpretation of the constitution. Legal interpretation of the constitution. Legal interpretation and constitutional interpretation. The legal interpretation of 'constitutional conformity'. 9. The interpretation and application of the constitution. 10. Constitution and democracy. Popular sovereignty and the constitutional state: constitutional democracy. Does the constitutional state limit democracy? 11. Representative democracy, direct democracy and constitutional law. 12. The content of the constitution. The constitutional state as the content of the constitution. 13. Constitutional freedom and constitutional equality. 14. The constitutional state and the rule of law. 15. The division of powers as the content of the constitution. | |
| <p>Literature:</p> <p>Kis János: Alkotmányos demokrácia. Három tanulmány,. Budapest, INDOK 2001</p> <p>Sajó András: Az önkorlátozó hatalom. Budapest MTA JTI/KJK 1996</p> <p>Bragyova András: Az alkotmánybíráskodás elmélete. Budapest MTA JTI/KJK 994.</p> <p>Bragyova András: Alkotmány és szabadság. FUNDAMENTUM 2004 1.</p> | |
| Requirements: colloquium or essay | |

Course description

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| Name of the course: Constitutional law special seminar II. | Neptun code: DFDIAJ215N2EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Paulovics Anita full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| Syllabus | |
| <p>1. Constitutional institutions. General questions. The division of powers in the Constitution. Parliamentary form of government.</p> <p>2. Legislative power and its proceedings. The commencement of Parliament, its organisation and dissolution. The legislative procedure. The legal status of the members of Parliament.</p> <p>3. Executive power. Constitutional pillars of public administration. The institutions of public administration. Central and local public administration.</p> <p>4. Constitutional status of the Government. The formation, composition and dissolution of the Government. The Prime Minister's role in the Government. Government functions. The responsibility of the Government and of its members.</p> <p>5. Constitutional pillars of local governments. Self-government as an organisational principle. Regional and local governments. Local government autonomy. The guarantee system of local government autonomy. Types of local governments. Equality of local governments.</p> <p>6. The president's constitutional status. The election, term of office and end of office of the president. The president's authority and responsibilities. The legal instrument of ministerial endorsement. Presidential veto: constitutional veto and political veto.</p> <p>7. Courts and prosecutor's offices. The organisation and functions of the courts. The independence of the courts and of the judge. The organisation of the prosecutor's offices. The status of the Chief Public Prosecutor.</p> <p>8. The status of the Constitutional Court. The significance of the Constitutional Court in constitutional democracies. Authority and procedures of the Constitutional Court. The organisation of the Constitutional Court. The legal status of the Justices of the Constitutional Court.</p> | |
| <p>Literature:</p> <p>Ádám Antal: A köztársasági elnök, az Országgyűlés és a Kormány viszonyáról. Magyar Közigazgatás, 1991. 11.</p> <p>Bragyova András: Az új Alkotmány egy koncepciója. KJK-MTA ÁJI, Budapest, 1995.</p> <p>Bragyova András: Az Alkotmánybíráskodás elmélete. Budapest, KJK-MTA ÁJI, 1994.</p> <p>Dezső Márta – Bragyova András: A második kamarák. Budapest 1989.</p> <p>Halmi Gábor: Az alkotmányvédelem: az állami hatalom korlátozása. Társadalmi Szemle, 1991. 5.</p> <p>Kilényi Géza: Az Alkotmánybíróság és a közigazgatási bíráskodás. Jogtudományi Közlöny, 1991. 5-6.</p> <p>Kis János: Alkotmányos demokrácia. Budapest, Indok, 2000.</p> <p>Kukorelli István: Alkotmánytan I. Osiris Kiadó, Budapest, 2007.</p> <p>Sólyom László: Az alkotmánybíráskodás kezdetei Magyarországon. Budapest, Osiris, 2001.</p> <p>Verebélyi Imre: A kormányzás és a közigazgatás reformjának tervezete. Magyar Közigazgatás, 1996. 4.</p> | |
| Requirements: colloquium or essay. | |

Course description

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| Name of the course: Constitutional law special seminarIII. | Neptun code: DFDIAJ216N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Paulovics Anita full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| Syllabus <ol style="list-style-type: none">1. Theory and practice of fundamental rights. Fundamental rights.2. The definition of constitutional freedom. Political freedom and individual freedom. Freedom and constitutional rights. Basic freedoms.3. Constitutional equality. The constitutional definition of equality. The application of the rule of equality in constitutional justice.4. Religious freedom and freedom of conscience. The relationship of the state and the church in the constitutional state.5. Freedom of expression. Communication rights. The importance and justification of communication rights. The public and the constitution; the discursive notion of democracy and constitutional rights. | |
| Requirements: colloquium or essay | |

Course description

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| Name of the course: Constitutional law special seminar IV. | Neptun code: DFDIAJ216N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Paulovics Anita full professor | |
| Name of other involved lecturers: | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Syllabus</p> <p>1. The state's objective obligation of the protection of institutions. The distinction of fundamental rights requiring active or passive involvement of the state. Fundamental rights, state objectives, state functions.</p> <p>2. Social rights. The right to social protection and social security. The mixed system of social security: acquired rights and solidarity. The minimum right to social protection. The protection of entitlements and acquired rights.</p> <p>3. The right to work. The main pillar of the right to work: the freedom to choose one's profession and the limitations of this freedom in Constitutional Court practices. Constitutional perceptions of the right to pursue professions.</p> <p>4. The autonomy of higher education and the principle and academic freedom. The right to higher education. Limitations of the autonomy of higher education. Higher education and science. The principle and academic and artistic freedom.</p> <p>5. Environmental rights. The interpretation of the right to a healthy environment in Constitutional Court decisions. The protection of natural and built environment. Limitations of environmental rights and their relationship with other fundamental rights. The protection of acquired rights and environmental rights</p> <p>6. Patients' rights. General patients' rights in public health legislation. Specific regulatory area: the right of psychiatric patients and its limitations. Emergence of bioethic rights.</p> <p>7. Children's rights. Children's rights and regulations on youth protection in the Constitution. The rights and obligations of children and parents. The role of the state in children's rights. Protection against jeopardising and the infringement of children's rights. State institutions and measures.</p> | |
| <p>Literature:</p> <p>Balogh – Holló – Kukorelli – Sári: Az Alkotmány magyarázata. KJK, Budapest, 2003.</p> <p>Bragyova András: Az új Alkotmány egy koncepciója. KJK-MTA ÁJI, Budapest, 1995.</p> <p>Halmi Gábor – Tóth Gábor Attila: Emberi jogok. Osiris, Budapest, 2008.</p> <p>Kardos Gábor: Emberi jogok egy új korszak határán. T-Twins, Budapest, 1995.</p> <p>Kovács József: Bioetikai kérdések a pszichiátriában és a pszichoterápiában. Medicina, Budapest, 2007.</p> <p>Sári János – Somody Bernadette: Alapjogok. Alkotmánytan II. Osiris, Budapest, 2008.</p> | |
| Requirements: colloquium or essay | |

Course description

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|---|--|
| Name of the course: Pénzügyi jogi szakszeminárium I. | Neptun code: DFDIÁJ217N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Erdős Éva associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>In this course, PhD students can gain deeper insight into the fields of financial law, scientific methodology and research theory and they will compile, research and study the relevant literature. The course also serves as potential assistance in students' doctoral thesis. In this semester, the course will focus on financial law as a distinct legal branch, macro-economic correlations, regulations of both public spending and its subdivisions, with regard to the tendencies in financial law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The methodology of compiling and researching the literature of financial law, the referencing system of academic research work, content requirements of doctoral dissertation 2. The place of financial law among the branches of law, aspects of the distinction of financial law 3. Development and tendencies of financial law, its comparison with other foreign solutions, comparative legal analysis 4. The history of financial law 5. The history of the law of public finance 6. Theoretical questions of public finance management 7. The organisation and areas of public spending supervision 8. The relationship between public finance and its subdivisions 9. Financial management of extra-budgetary state funds 10. The system of financing local governments 11. Management reforms of local government public finances 12. Constitutional Court rulings on local government public finances 13. The organisation and areas of public spending supervision 14. The impact of EU integration legal harmonization obligations on financial law 15. Researching, compiling and overview of the literature of financial law, bibliography | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Tipke-Lang: Steuerrecht Verlag Dr. Otto Schmidt KG, Köln, 1989. 2. Peacock, Alan: Is there a Public Debt Problem in Developed Countries- In: Public Finance and Public Debt, Detriot, 1986. 3. WATT, Peter: Local Government Finance in England and Current Reforms, INLOGOV, Birmingham, 2012 | |

Course description

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| Name of the course: Financial Law special seminar II. | Neptun code: DFDIAJ217N2EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Erdős Éva associate professor | |
| Name of other involved lecturers: | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students enrolled in the program Academic Foundations of Financial Law to a thorough study of this branch of law and its specific areas and tendencies in its development as a legal discipline. Students will gain deeper insight into relevant research theories and the course may serve as potential assistance with students' doctoral thesis. In this semester, the course will overview the discipline of tax law, particularly international taxation, EU taxation, and the harmonization of law. Within these topics, the course aims to offer a review of changes in the content of financial law, as well as its transition processes.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Tendencies of tax legislation: fundamentals of international taxation. Principles, associated principles, legal distinctions. 2. The main general provisions of double taxation treaties. Target applications of the treaties – the problem a tax evasion, methods of avoiding double taxation. 3. The OECD Model Tax Convention with regard to income and capital taxation. 4. The study of exemption and tax credit, in double taxation treaties. 5. The study and analysis of a particular taxation treaty on the subject of avoiding double taxation. 6. Development tendencies of tax law: international taxation policies, tendencies in EU taxation law. 7. Principles of detrimental tax competition and foreign investment taxation 8. Domestic taxation regulations applying to foreign nationals and EU regulations 9. EU taxation law: legal sources of law harmonization, the legal harmonization process, obligations and results 10. The system of indirect taxes and direct taxes and their legal sources on EU law 11. Legal harmonization results in Hungary 12. VAT harmonization 13. Corporate tax harmonization 14. Income tax harmonization 15. European Court of Justice rulings in taxation law cases | |
| <p>Course requirements: written (essay) and oral</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Eva Erdős: Studies in European tax and financial law, University of Miskolc, 2010. pp.1- 114. 2. Eva Erdős: Law of Public Finances in the EU – The European Tax Harmonization , 2011. (MPEAP project no. 510222-LLP-1-RO-ERASMUS-ECDSP,) Editura Universitatii „Petru Maior”, Targu - Mures, („Petru-Maior” University, Targu Mures), Romania, 2011. ISBN 978-606-581-031-0. pp.1-166. 3. Eva Erdős: Tax policy in the European Union. Harmonization of taxes. In: Public Policies of the European Union Series: „European Education for Public Servants” (EUPA) 4. Editura Universitatii „Petru Maior” Targu –Mures 2008. 39-54.p. 5. Eva Erdős: Some question about the harmonization of local taxes in Hungary , ICELM Konferencia 2008. június 4-7. „ International Conference on Economics, Law and Management” 3rd edition, „ Petru- Maior „, University, Faculty of Economics, Law and Administrative Sciences, Targu Mures, 2008. | |

6. Eva Erdős: The local taxation in the European Union- the Hungarian local business tax (HIPA) case, *Curentul Juridic* 2/2009., Editura Universitatii „Petru Maior” Tirgu- Mures p. ISSN. 1224-9173. 47- 60. P
7. Eva Erdős: Conflicts in the International Tax Law and Answers of European Tax Law, *Curentul Juridic (Juridical Current)*, year: XIV, No. 4 (47), 4/ 2011. Editura Universitatii Petru- Maior , “Petru Maior” University’s Publishing House, Tirgu-Mures, Romania, ISSN 1224-9173, 2011. pp.159-175.
8. Éva Erdős: About tax competition – its advantages and disadvantages, arguments in favour of it and against it *Journal of Agricultural and Environmental Law* című folyóirat 2012/13. számában, 29.- 42.o.
9. Éva Erdős: Regulation of tax preferences and state aids in the European tax law – a case study, in: *Curentul Juridic (Juridical Current)* year XVI., No.2. (53), 2013. Editura Universitatii Petru- Maior , (“Petru Maior” University’s Publishing House,) Tirgu-Mures, Romania,2013.(ISSN 1224-9173), pp. 13-25.

Recommended literature:

1. Ben J. M. Terra – Peter J. Wattel: *European Tax Law*, Wolters Kluwer Law and Business, 2012.

Course description

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| Name of the course: Financial Law special seminar III. | Neptun code: DFDIAJ218N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Erdős Éva associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students enrolled in the program Academic Foundations of Financial Law to a thorough study of this branch of law and its specific areas and tendencies in its development as a legal discipline. Students will gain deeper insight into relevant research theories and the course may serve as potential assistance with students' doctoral thesis. In this semester, students will continue their research in tax law in order to gain a thorough understanding of the practical aspects of the discipline. In the third semester, the course will focus on the research and analysis of the financial and procedural -legal aspect of domestic taxation including the analysis of particular regulations.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The system of tax law and its status within financial law, its relationship with other legal branches and its distinction from public administrative law and civil law 2. Characteristics of the continental and anglo-saxon tax systems, tax policies 3. The system of income taxes 4. Particular regulations of individual income taxes from the perspective of domestic and foreign taxpayers 5. Domestic tax regulations applying to foreign nationals 6. Comparative legal analysis of income types, EU regulations 7. Problems of taxation: tax evasion, tax avoidance, tax fraud 8. Taxation of capital income and securities income 9. Special rules of tax procedural law and its differences 10. The system status of double taxation treaties and their analysis 11. Taxpayers in corporate taxation 12. Principles and major rules of business taxation 13. Overview of Constitutional Court rulings relating to tax allowance 14. The development of tax regulations 15. Overview of the national and international literature of Hungarian tax law | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Eva Erdős: Studies in European Tax and Financial Law, University of Miskolc, 2010. pp.1-114. 2. Eva Erdős: Law of Public Finances in the EU – The European Tax Harmonization , 2011. (MPEAP project no. 510222-LLP-1-RO-ERASMUS-ECDSP.) Editura Universitatii „Petru Maior”, Targu - Mures, („Petru-Maior” University, Tirgu Mures), Romania, 2011. ISBN 978-606-581-031-0. pp.1-166. 3. Éva Erdős: Tax Optimization, Tax Avoidance or Tax Evasion? Contributions to the Offshore Companies' Legal Background, Curentul Juridic (Juridical Current), year 3/2010. (volume 42) Editura Universitatii Petru-Maior , “Petru Maior” University's Publishing House, Tirgu-Mures, Romania, ISSN. 1224-9173, pp. 47-56. | |
| <p>Recommended literature:</p> <p>Ben J. M. Terra – Peter J. Wattel: European Tax Law, Wolters Kluwer Law and Business, Netherland 2012.</p> <ol style="list-style-type: none"> 1. Eva Erdős: Some Thoughts about about the Delimitation of the Law of Public Finances in the Light of the Hungarian Legislation, Curentul Juridic 2015/4. Year XVIII, No. 4.(63), 2015. Pp. 116.-126. | |

Course description

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|---|--|
| Name of the course: Financial Law special seminar IV. | Neptun code: DFDIÁJ218N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Erdős Éva associate professor | |
| Name of other involved lecturers: - | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Based on their graduate studies, PhD students enrolled in the program have become acquainted with the core literature and special areas of financial law: international taxation, tax law applying to foreign nationals, and tendencies in EU tax law. In the fourth semester, students will pursue an overview of the developing tendencies of banking law and stock market law including relevant specific areas: the relationship between the stock market and privatisation, tendencies in international financial integration or directions and issues in the development of EU financial law, in light of Hungary's accession to the European Union and the consequent legal harmonization obligations in particular.</p> <p>The goal of the course is that students gain deeper insight into the financial legal aspects of the stock market, research the relevant specialised literature and national legislation so as to make informed comparisons with international legislative solutions.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. International financial integration. The development of EU financial markets. 2. Monetary Union: Treaty of Maastricht, the Economic and Monetary Union 3. The autonomy of the European Central Bank. Framework and instruments of single monetary management. 4. The macro-prudential supervisory authority. 5. EU regulations applying to credit institutions. 6. Implementation of EU regulations in Hungarian Law. 7. Major directions in the battle against money-laundering, EU regulations. 8. The emergence of the Stock Market in Hungary. 9. Models of privatisation, a peculiar mode of privatisation: stock exchange privatisation. 10. Regulation of stock exchange activities. 11. The organisation of the stock market, the regulation of its foundation and operation. 12. The introduction process of securities in the stock market. 13. Securities law harmonization. 14. Supervision of capital-market services. 15. Stock market development tendencies in particular as regards the globalisation process. | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Armand, BANDE: Banking Integration in the EU: a process marked by a battle between systems, University of Twente, Netherland, 2012. https://www.utwente.nl/bms/pa/staff/donnelly/Thesis%20-%20A%20Bande%20%2008%2012.pdf | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Van Rompuy, Herman: Towards a Genuine Economic and Monetary Union, report by President of the European Council, 2102. Június 26. http://consilium.europa.eu/6eudocs6cms_data/docs/pressdata/en/ec/131201.pdf. | |

Course description

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| Name of the course: International law special seminar I. | Neptun code: DFDIÁJ219N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Raisz Anikó associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Following the relevant graduate courses, the goal of the seminar is to offer PhD students a deeper insight into international law and to encourage students to become acquainted with the relevant national and international literature and international jurisdiction. In addition, the course aims to enhance students' critical thinking with regard to international legal institutions and their operation.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. History of international law 2. The nature and legal characteristics of international law, the binding nature of international law. The relationship between international and national law 3. Legal resources of international law, the definition and typology of international treaties, ratification of international treaties 4. Reservations and objections to international treaties 5. International treaties and invalidity, the interpretation of international treaties 6. International treaties coming into effect, guarantees of their implementation and the conflict of norms. Amendments, additions, suspension and termination of treaties 7. Customary law as legal source 8. General legal principles recognised by civilised nations. National unilateral legal acts as legal sources 9. Decisions of international organisations, equity as a legal source, judicial practice, the role of jurisprudence in legal decisions, ex aequo et bono jurisdiction 10. The definition of the state, central power and subordination to international law, freedom of movement within limits 11. State border, land acquisition rights 12. State land management authority beyond its own border 13. International legal principles of inter-state relationships 14. The formation, disappearance of states, state succession 15. State recognition, government recognition and other forms of recognition, particular status | |
| Course requirements: essay | |
| <p>Compulsory literature:</p> <p>idegen nyelvű</p> <ol style="list-style-type: none"> 1. Ian Brownlie, Principles of Public International Law, Oxford University Press, 2003, 323-552. o. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Oppenheim, L.F.L., Oppenheim's International Law, 9th ed., London : Longman, 1992-1996. | |

Course description

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| Name of the course: International law special seminar II. | Neptun code: DFDIAJ219N2EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Raisz Anikó associate professor | |
| Name of other involved lecturers: | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Following the relevant graduate courses, the goal of the seminar is to offer PhD students a deeper insight into international law and to encourage students to become acquainted with the relevant national and international literature and international jurisdiction. The course aims to enhance students' critical thinking with regard to international legal institutions and their operation.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. International organisations as the subjects of international law 2. The individual in international law, the protection of human rights at a universal level 3. The protection of human rights at a regional level 4. Minority protection, international refugee law, particular rights in the world of work 5. The individual's international legal responsibility for international crimes, prosecution before ad hoc courts 6. The individual's international legal responsibility for international crimes, prosecution before the International Criminal Court of Justice 7. The law of diplomacy, functions of diplomatic representation, diplomatic assignment 8. The law of consular relations, consular duties, assignment, prerogatives and exemptions 9. International legal responsibility of states 10. Peaceful settlement of disputes, the definition of international legal dispute and resolution, non-judicial resolutions, arbitration and dispute settlement 11. The role of the International Criminal Court of Justice in the peaceful settlement of disputes 12. Use of force and its consequences in international law 13. International legal rules of warfare 14. International maritime law, essential elements of international legal regulation applying to fresh waters, international legal regulation relating to space, international space law 15. Major international legal regulations applying to the environment | |
| Course requirements: essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Ian Brownlie, Principles of Public International Law, Oxford University Press, 2003, 553-729. o. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. : 1. Koskenniemi, M., The Politics of International Law, Oxford etc. : Hart, 2011 | |

Course description

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| Name of the course: International institutions of human rights special seminar III. | Neptun code: DFDIÁJ220N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Raisz Anikó associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provide PhD students with a thorough understanding of international standards and institutions of the protection of human rights. The course focuses on both universal and regional mechanisms of human rights protection and on the legal proceedings of the European Court of Human Rights.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Concept of human rights and state responsibility 2. Protection of human rights in the UN I.: organisations in charge of human rights protection 3. Protection of human rights in the UN II.: control mechanisms, the efficacy of complaint procedures 4. Regional human rights protection mechanisms 5. Human rights protection and the Council of Europe 6. The right to life 7. Torture and prohibition of inhuman treatment 8. The right to freedom and security 9. The right to a fair trial 10. Freedom of thought, conscience and religion 11. Freedom of expression 12. Freedom of assembly and association 13. The right to an effective remedy 14. The principle of non-discrimination 15. Conclusion | |
| Course requirements: essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Harris , O'Boyle, Warbrick, Law of the European Convention on Human Rights, Oxford University Press, 2009 2. Tomuschat, Christian: Human Rights. Between Idealism and Realism. Oxford University Press, New York, 2003. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Buergenthal, Thomas – Shelton, Dinah – Stewart, David P.: International Human Rights in a Nutshell. West Group, St. Paul, MN, 2002. 2. Janis, Mark – Kay, Richard – Bradley, Anthony: European Human Rights Law. Oxford University Press, Oxford, 2000. 3. Harris, David J. – Livingstone, Stephen (ed.): The Inter-American System of Human Rights. Calendron Press, Oxford, 1998. 4. Clayton, Richard – Tomlinson, Hugh: The Law of Human Rights. Oxford University Press, Oxford, 2000. 5. Frowein, Jochen A. – Peukert, Wolfgang: Europäische Menschenrechtskonvention. EMRK-Kommentar, Engel, Kehl, 3. kiadás, 2009. 6. Cohen-Jonathan, Gérard – Flauss, Jean-François (eds.): Le rayonnement international de la jurisprudence de la Cour européenne des droits de l'homme, Nemesis-Bruylant, Brüssel, 2005. 7. Shelton, Dinah: Remedies in International Human Rights Law. Oxford, Oxford University Press, 2005. | |

Course description

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| Name of the course: Dispute resolution in the international law special seminar IV. | Neptun code:DFDIAJ263N4EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Dr. Raisz Anikó associate professor | |
| Name of other involved lecturers: | |
| Semester:winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provides PhD students with a comprehensive analysis of the means of dispute settlement in internaional law, of diplomatic and judicial dispute settlements and of the relevant developments of the last decades in particular.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Introduction. International dispute settlements in history. 2. Consolidation of international dispute settlements in the 20th century. 3. International dispute settlements and their economic aspects. 4. Nonjudicial dispute settlements. 5. International arbitrators. 6. International arbitrators and their operation. 7. Hungary and international arbitrators. 8. The role of the International Criminal Court of Justice in international law 9. Border disputes of the International Criminal Court of Justice 10. International Criminal Court of Justice and Hungary 11. Regional dispute settlement systems 12. Role of international courts in international legal development 13. International dispute settlements in the 21st century 14. Hungary's alternatives of domestic interest validation within the framework of 21st-century international dispute settlements 15. Conclusion | |
| Course requirements: essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. TRINDADE, Antonio Augusto Cançado: General Course on Public International Law, in: Recueil des cours, Académie de droit international, La Haye, 2005, Tome 316. Martinus Nijhoff, Leiden-Boston, 2006. pp. 37-60. 2. KUPFER SCHNEIDER, Andrea: Not quite a World without Trials: Why International Dispute Resolution is Increasingly Judicialized. <i>Journal of Dispute Resolution</i>, 2006., pp. 119-127. 3. KOVÁCS Péter: Developments and Limits in International Jurisprudence. <i>Denver Journal of International Law and Policy</i>, Summer 2003, Vol. 31., pp. 461-487. 4. KINGSBURY, Benedict: Foreword: Is the Proliferation of International Courts and Tribunals a Systematic Problem? <i>N.Y.U. Journal of International Law and Politics</i>, Vol. 31., 1998-1999., pp. 679-697. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. SEGOVIA, Alexander: The Reparations Proposals of the Truth Commissions in El Salvador and Haiti: A History of Noncompliance. In: De Greiff, Pablo (ed.): <i>The Handbook of Reparations</i>. Oxford, Oxford University Press, 2006, pp. 154-175. 2. SOHN, Louis B.: The New International Law: Protection of Individuals Rather than States. In: Shelton, Dinah: <i>Regional Protection of Human Rights</i>. Oxford University Press, New York, 2008, pp. 1-15. 4. SULLIVAN, Scott M.: Changing the Premise of International Legal Remedies: The Unfounded Adoption of Assurances and Guarantees of Non-Repetition. <i>UCLA Journal of International Law and Foreign Affairs</i>, Fall/Winter 2002-2003, Vol. 7., pp. 265-292. 5. SUTTON, Ingrid Nifosi: Compliance with Decisions on Reparations. In: Grossman, Dean Claudio et al.: <i>Reparations in the Inter-American System: A Comparative Approach</i>. American University Law Review, August 2007, Vol. 56., pp. 1375-1466. | |

6. TREVES, Tullio: Conflicts between the International Tribunal for the Law of the Sea and the International Court of Justice. *N.Y.U. Journal of International Law and Politics*, Vol. 31., 1998-1999., pp. 809-822.
7. KOLB, Robert: Note on New International Case-law Concerning the Binding Character of Provisional Measures. *Nordic Journal of International Law*, 2005/74. pp. 117-129.

Course description

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|---|----------------------------|
| Name of the course: Criminal law special seminar I. | Neptun code: DFDIÁJ221N1EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Prof. Dr. Görgényi Ilona full professor | |
| Name of other involved lecturers: - | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provide PhD students with a deeper insight into the academic-methodology and research-theories of criminal law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Development trends in criminal law 2. Development periods of Hungarian criminal law; main features of its periods 3. International dimensions of criminal law 4. Double-track criminal policy 5. The consolidation of a victim-oriented regulation in criminal law 6. Child-friendly justice 7. Restorative approach in criminal law 8. Mediation in criminal law 9. New forms of restorative jurisdiction 10. The impact of 'law and order' ideology on criminal legislation 11. UN criminal law 12. Council of Europe criminal law 13. The impact of EU prerequisites on the development of criminal law (criminal cooperation) 14. Consolidation of the principle of mutual recognition 15. Development trends in criminal law following the Lisbon Treaty | |
| <p>Course requirements: essay</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Lévay Miklós: Penal Policy, Crime and Political Change. In: Alenka Selih, Ales Zavrsnik (Eds.): Crime and Transition in Central and Eastern Europe. New York: Springer Science + Business Media BV, 2012. pp. 117-153. 2. Ilona Görgényi, Judit Jacsó: Restorative Justice Strategy in Hungary. In: A Pitsela, E. Symeonidou-Kastanidou (Eds.): Research in 11 European Countries. Sakkoulas Publications. Athens-Thessaloniki, 2013. pp. 125-155. 3. Jacon Öberg: Union Regulatory Criminal Law Competence after Lisbon Treaty. European Journal of Crime, Criminal Law and Criminal Justice 19(2011) 289-318. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Gellér, Balázs: Legality on Trial: A Theoretical Analysis of the Legality of Substantive Criminal Norms. Budapest: Elte Eötvös Kiadó, 2012. 301. p. 2. Domokos Andrea: 134 years – Criminal legislation in Hungary in the 19th-21 th centuries In: Smuk Péter (szerk.) Transformation of the Hungarian Legal System 2010-2013. Budapest: Complex Kiadó, 2013. pp. 383-388. 3. Matthias J. Borgers: Mutual Recognition and the European Court of Justice: The Meaning of Consistent Interpretation and Autonomous and Uniform Interpretation of Union Law for the Development of the Principle of Mutual Recognition in Criminal Matters. European Journal of Crime, Criminal Law and Criminal Justice 18 (2010) 99-114. | |

Course description

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| Name of the course: Criminal law special seminar II. | Neptun code: DFDIÁJ222N2EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Prof. Dr. Görgényi Ilona full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provide PhD students enrolled in the Ferenc Deák Doctoral School, with a deeper insight into the academic-methodology and research-theories of criminal law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Development of Hungarian criminal law in the light of Constitutional Court decisions I. 2. Development of Hungarian criminal law in the light of Constitutional Court decisions II. 3. Development of Hungarian criminal law in the light of Constitutional Court decisions III. 4. Research tendencies in Hungarian criminal law, in particular as regards Article 83 (1) TFEU on specific criminal acts 5. Instruments of criminal law in the fight against corruption I. 6. Instruments of criminal law in the fight against corruption II. 7. Current issues in criminal law on terrorist acts 8. Current issues in criminal law on human trafficking 9. Current issues in criminal law on human smuggling 10. State border protection under criminal law 11. Freedom of expression (hate speech) and criminal law 12. Offences against nature and the environment in particular as regards EU criminal law tendencies 13. Environmental criminal law practices of the Court of Justice of the European Union as institutionalised in the Lisbon Treaty 14. Criminal law sanctions in the framework of double-track criminal policies I. 15. Criminal law sanctions in the framework of double-track criminal policies II. | |
| <p>Course requirements: essay</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Görgényi, Ilona: Development of environmental criminal law in the new millenium. In: Tanulmányok Polt Péter 60. születésnapja tiszteletére. (szerk. Vókó György) HVG-ORAC Lap- és Könyvkiadó Kft. Budapest, 2015. 76-88. o. 2. MManacorda, Stefano, Centonze, Francesco, Forti, Gabrio (Eds.): Preventing Corporate Corruption, The Anti-Bribery Compliance Model. Springer International Publishing, 2014. 3. Matthias J. Borgers, Tijs Kooijmans: The Scope of the Community's Competence in the Field of Criminal Law. European Journal of Crime, Criminal Law and Criminal Justice 16 (2008) 379-395. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Lévay Miklós: Human Rights and Penalization in Central and Eastern Europe: the case of Hungary In: Sonja Snacken, Eis Dumortier (szerk.) Resisting Punitiveness in Europe: Welfare, Human Rights and Democracy. London: Routledge, 2012. pp. 133-155. 2. M. Kaiafa-Ghandi: Punishing Corruption in the Public and the Private Sector: The Legal Framework of the European Union in the International Scene and the Greek Legal Order. European Journal of Crime, Criminal Law and Criminal Justice 18 (2010) 139-184. 3. Elanore Mullier, 'The Emergence of Criminal Competence to Enforce EC Environmental Law: Directive 2008/99/ in the Context of the Case-Law of the European Court of Justice', (2010) Cambridge Student Law Review, 94-116. | |

Course description

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| Name of the course: Criminology special seminar | Neptun code: DFDIÁJ222N4EN Type of the course: elective specialised seminar |
| Name of the lecturer: Csemáné Dr. Váradi Erika associate professor | |
| Name of other involved lecturers: | |
| Semester:winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provide PhD students enrolled in the program with a deeper insight into the research-methodology of criminology. The course offers students assistance in the research of the literature of criminology required for their doctoral dissertation.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Reflection tendencies in criminology 2. Research methods in criminology 3. Trends of criminality in the early 21st century 4. Globalisation and criminality 5. Old and new aspects of criminality: terrorism and organised crime in modern societies 6. Social changes and criminality 7. Drug-related criminality 8. Accounting for criminality – traditional frameworks and interdisciplinary responses 9. Gender and criminality 10. Age and criminality 11. Cultural differences and criminality 12. Social and personal psychological aspects of criminality 13. Criminal policies 14. EU responses to criminality 15. Recent endeavours in crime prevention | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Ilona Görgényi, Judit Jacsó: Experiences and challenges of the restorative justice in Hungary. In: Restorative Justice in Criminal Matters: Towards a new European Perspective Sakkoulas Publications, 2013, pp. 293-302 2. S. Walklate: Understanding Criminology. Current theoretical debates. Open University Press, Berkshire, England & New York, 2007. On-line: http://galilee.0catch.com/books/spring2009/Understanding.Criminology.3rd.Edition.Jun.2007.pdf 3. S. Body-Gendrot-M. Hough-K. Kerezsi-R. Lévy-S. Snacken (eds.): The Routledge Handbook of European Criminology. Routledge, 2014. eBook publication date: August 2013. eBook ISBN: 9780203083505 | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Lévay Miklós: Of Hungarian Criminology and Development of Criminal Policy in Hungary since Changing the Regime in 1989-1990. In: Kerezsi Klára, Kiss Valéria (szerk.): Challenges of Criminality in Hungary: Anything New Under the Sun? Budapest: Magyar Kriminológiai Társaság, 2014, pp. 31-48 2. An Introduction to Criminological Theory. Criminal Justice: Contemporary Literature in Theory and Practice Routledge, 1997. On-line: http://www.alamoacademy.com/e-books/download/ | |

Course description

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| Name of the course: Historical roots of civil procedural law in Europe | Neptun code: DFDIÁJ223N1EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Wopera Zsuzsa full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students to the historical roots of European civil procedural law and its main development trends. The course provides students with a deeper understanding of historical procedural law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Development of modern civil procedure in the 18th century 2. Precursor of liberal civil procedure – German civil procedure of 1877 3. Model of liberal civil procedure - German civil procedure of 1877 4. Force majeure in common law systems – English civil procedure 5. Model of social civil procedure – Austrian civil procedure of 1895 6. Reform of German civil procedure 1909-2000 7. Article I. of 1911, the preparatory period of the Plósz civil procedure 8. Article I. of 1911, the evidentiary period of the Plósz civil procedure 9. Reforms in European civil procedure: Slovenian civil procedure 10. Reforms in European civil procedure: Slovenian civil procedure 11. Reforms in European civil procedure: Latvian and Lithuanian civil procedure 12. Reforms in European civil procedure: Swiss civil procedure 13. Reforms in European civil procedure: Romanian and Bulgarian civil procedure 14. Legal concentration in particular European civil procedure codes 15. The parties' procedure support obligations, in particular European civil procedure codes | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. European Traditions in Civil Procedure, (Ed. C. H. van Rhee), Intersentia, 2005. Antwerpen 2. Varga István: Identification of Civil Procedure Regulatory Needs with a Comparative View, http://eltelawjournal.hu/wp-content/uploads/2014/10/9_Istvan_Varga.pdf | |
| <p>Recommended literature:</p> <p>idegen nyelvű</p> <ol style="list-style-type: none"> 1. Briggs, Adrian: The impact of recent judgments of the European Court on English Procedural Law and Practice, Oxford 2005. | |
| <p>Further literature:</p> <p>Peter Gilles: Civil Justice Systems and Civil Procedures in a Changing World: Main Problems, Fundamental Reforms and Perspectives – A European View, in: www.russianlawjournal.org/index.php/jour/article</p> <p>Gyekiczky Tamás (szerk.): Ami a múltból elkísér, Gondolat Kiadó, Budapest, 2005. https://dea.lib.unideb.hu/dea/bitstream/handle/2437/122070/file_up_GyekiczkyT-AmiAMultbol.pdf?sequence=1&isAllowed=y</p> | |

Course description

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| Name of the course: Development of Hungarian civil procedural law | Neptun code: DFDIÁJ223N2EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Wopera Zsuzsa full professor | |
| Name of other involved lecturers:-- | |
| Semester:winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students to the history of 20th century Hungarian procedural law and provide students with a deeper understanding of this branch of law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. General evaluation of Article I. of 1911 in particular with regard to the system of principles of modern procedure law 2. Procedure law solutions of Article I. of 1911: preparatory period 3. Procedure law solutions of Article I. of 1911: procedure cessation 4. Procedure law solutions of Article I. of 1911: evidentiary procedure 5. Procedure law solutions of Article I. of 1911: appeals 6. Procedure law solutions of Article I. of 1911: specific provisions 7. The creation and preparation of the 1952 Code of Civil Procedure and the Civil Procedure Code Novella I. 8. Analysis of Civil Procedure Code Novellas (Novella II.-IV.) preceding the political transition 9. Impact of post-transition novella amendments on the principles, structure, and legal solutions of the Code of Civil Procedure 10. Impact of the novella amendments on principles 11. Impact of the novella amendments on the evidentiary procedure 12. Impact of the novella amendments on ordinary appeals 13. Impact of the novella amendments on extraordinary appeals 14. Impact of constitutional jurisdiction on procedural law I. 15. Impact of constitutional jurisdiction on procedural law II. | |
| <p>Course requirements: essay</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. European Traditions in Civil Procedure, (Ed. C. H. van Rhee), Intersentia, 2005. Antwerpen 2. Briggs, Adrian: The impact of recent judgments of the European Court on English Procedural Law and Practice, Oxford 2005. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Kerameus, D. Konstantinos: Political Integration and Procedural Convergence in the European Union, In: The American Journal of Comparative Law, 1997/45. 919-930. o. 2. Kerameus, D. Konstantinos: Quelques limites a l'harmonisabilité de la procedure civile In: Magister artis boni et aequi, Studia in honorem Németh János, (szerk: Kiss daisy – Varga István) ELTE Bp. 2003. 439-453. o. | |

Course description

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| Name of the course: Foreign and international modells of civil procedural law | Neptun code: DFDIAJ224N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Wopera Zsuzsa full professor | |
| Name of other involved lecturers: Dr. Nagy Adrienn, Dr. Kormos Erzsébet | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>In the course, we will look at the procedural legal aspects of judicial cooperation in civil cases that gained significance with the Amsterdam Treaty. We will examine in depth and evaluate all EU norms established since the Amsterdam Treaty came into force, in particular related European Court of Justice case law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Development and achievements of EU civil procedural law 2. Regulation (EU) No 1215/2012 of the European Parliament and of the Council on jurisdiction, the recognition and execution of decisions in civil and commercial cases I. (Jurisdictional rules; lis pendens and related actions) 3. Regulation (EU) No 1215/2012 of the European Parliament and of the Council on jurisdiction, the recognition and execution of decisions in civil and commercial cases II. (decisions on the recognition and enforcement of the resulting provisions) 4. Council regulation (EC) No 2201/2003 on jurisdiction, the recognition and execution of decisions in cases of marriage and child custody (new Brussels II Regulation) 5. Analysis of major sources of EU family law: Rome III Regulation and the Hague Conventions 6. Council regulation (EC) No 4/2009 in cases of maintenance obligations on jurisdiction, on the law applicable, the recognition and execution of decisions, and on the cooperation in this area of the law 7. Council regulation (EC) No 1346/2000 on insolvency proceedings 8. Illegal child removal cases and their EU jurisdiction 9. EU jurisdiction in connection with family law regulations 10. Regulation (EU) No 650/2012 on inheritance case jurisdiction, on the applicable law, and on the recognition and execution of related decisions. 11. Impact of EU civil jurisdiction on Hungarian civil jurisdiction I. 12. Impact of EU civil jurisdiction on Hungarian civil jurisdiction II. 13. Special rules of national courts in procedures involving common financial law application 14. Latest developments in EU civil jurisdiction: regulations of universal authority 15. Obstacles in the further development of EU civil jurisdiction | |
| Course requirements: essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Borrás, Alegria: Lights and shadows of Communitarisation of Private International Law: Jurisdiction and Enforcement in Family Matters with regard to relations with third States, in: The External Dimension of EC Private International Law in Family and Inheritance Matters, eds: Alberto Malatesta, Stefania Bariatti, Fausto Pocar, Cedam, 2008. Padova. 2. Máire Ní Shúilleabháin: Cross-Border Divorce Law, Brussels II. bis, Oxford University Press, 2010. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Patricia Orejudo Prieto de los Mozos: Private International Law problems relating to the celebration of same-sex marriages: DGRN of 29 July 2005. In: Yearbook in Private International Law, Vol. VIII. 2006. Sellier, 299-306. o. 2. Ricci, Carola: Habitual Residence as a ground of Jurisdiction in Matrimonial Disputes: From Brussels II-bis to Rome III. In: The External Dimension of EC Private International Law in Family and Inheritance Matters, eds: Alberto Malatesta, Stefania Bariatti, Fausto Pocar, Cedam, 2008. Padova, 207-221. o. | |
| <p>Further literature:</p> <p>Study JLS/C4/2005/03 - Report on the Application of Regulation Brussels I in the Member States</p> | |

presented by Prof. Dr. Burkhard Hess, Prof. Dr. Thomas Pfeiffer and Prof. Dr. Peter Schlosser (Munich) Final Version September 2007.

http://ec.europa.eu/civiljustice/news/docs/study_application_brussels_1_en.pdf

Study in comparative law on the rules governing conflicts of jurisdiction and laws on matrimonial property regimes and the implementation for property issues of the separation of unmarried couples in the Member States, 30 April 2003, ASSER-UCL Consortium commissioned by the Commission, pp. 206.

http://ec.europa.eu/justice_home/doc_centre/civil/studies/doc_civil_studies_en.htm

Rauscher, Thomas: Jurisdiction in Matrimonial Matters,

http://www.era.int/web/en/resources/5_2341_2726_file_en.3727.pdf

Course description

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| Name of the course: Civil procedural law special seminar | Neptun code: DFDIÁJ224N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Wopera Zsuzsa full professor | |
| Name of other involved lecturers: Dr. Nagy Adrienn associate professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce PhD students to the recodification process of the code of civil procedure, the areas under codification, the structural and content innovations and legislative objectives.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Preliminary theoretical issues of codification 2. Procedural solutions in the service of pre-trial diversion 3. Significance and system of legal principles 4. Principle of concentration of proceedings as main legislative objective 5. Court financial proceedings, the need for a new notion of the judicial role 6. The parties' financial duties of procedure assistance 7. Solutions of the divided trial system 8. Preparatory phase of the case, the claims phase, procedure cessation 9. Evidentiary phase 10. Changing rules of the appeal 11. Changing rules of special procedures 12. Role of the notary in legal disputes 13. Issues of representation in the new civil procedure 14. Litigation costs 15. Institutional issues and legal status | |
| Course requirements: essay | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. European Traditions in Civil Procedure, (Ed. C. H. van Rhee), Intersentia, 2005. Antwerpen 2. Varga István: Identification of Civil Procedure Regulatory Needs with a Comparative View, http://eltelawjournal.hu/wp-content/uploads/2014/10/9_Istvan_Varga.pdf 3. Peter Gilles: Civil Justice Systems and Civil Procedures in a Changing World: Main Problems, Fundamental Reforms and Perspectives – A European View, in: www.russianlawjournal.org/index.php/jour/article | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. European Traditions in Civil Procedure, (Ed. C. H. van Rhee), Intersentia, 2005. Antwerpen 2. Briggs, Adrian: The impact of recent judgments of the European Court on English Procedural Law and Practice, Oxford 2005. | |

Course description

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| Name of the course: European commercial law specialization I. | Neptun code: DFDIÁJ272N1EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Prof. Dr. Barta Judit full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The European Agreement came into force on January 1 1994 and required Hungary to ensure the approximation of its laws including company law. Since its accession to the EU, Hungary has achieved legislative harmonization.</p> <p>The goal of the course is to introduce PhD students to the areas of company law in which EU legislation has further developed and overview the legal means by which these changes have been implemented in Hungarian law. It is equally important for students to understand the motivations behind the evolvement of company law and to recognize the emerging case-law and legal implementation problems.</p> <p>Students will gain insight into the processes and tendencies that have occurred in company law and whose impact is apparent even in our times They will also come to understand what is meant by community and national company law. Doctoral students are required to come to master the relevant EU legislation, to study thoroughly at least one member state's company law legislation and case-law. (European Court of Justice, national laws). As a result of the course work, PhD students are expected to be able to compare Hungarian company law with at least one other member's relevant law and assess these differences.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Company types charactersitic of EU member countries <ul style="list-style-type: none"> - Partnership - Private limited companies: GmbH, SL, SARL, BVBA/SPRL, BV, Private limited company) - Public limited liability companies, mixed types (Limited partnership with shares, AG., Kommanditgesellschaft auf Aktien /Betéti Rt./) 2. EU legislation <ul style="list-style-type: none"> -Priority and direct effect of community law -Levels of legislation (primary, secondary law, regulation, directive) -Bases of EU company law in the Treaty of Rome, Daily Mail, Centros cases 3. First directive on providing precontractual information (Council Directive 68/151/EEC) <ul style="list-style-type: none"> -Publicity, pre-registration obligations, former rules connected to directive on invalidity <ol style="list-style-type: none"> 1. Seat transfer. Regulation relating to branches. <ul style="list-style-type: none"> - Judgment of the Court (Grand Chamber) of 16 December 2008. Cartesio Oktató és Szolgáltató bt case C-210/06 - VALE Építési kft. Reference for a preliminary ruling; Hungarian Supreme Court Articles 49 and 54 of TFEU- Freedom of establishment - The principles of equivalence and effectiveness – International transition – Refusal of company registration. Case C-378/10 -European private company and company law European Parliament resolution of 25 October 2007 on European private companies and on the 14th directive on company law (Company seat transfer) 5.Publicity of branches based on the 14th company directive (Council Directive 89/666/EEC) 6.Publicity obligations in ohtter directives – publicity in connection with accounts (4), consolidated accounts (7) and auditors (8) 7. Company representaion 8.Invalidity of company contract 9. Directives on public limited liability companies <ul style="list-style-type: none"> - 2nd directive on company assets (Council Directive 77/91/EEC) - Directive 2006/68/EC of the European Parliament and of the Council on the amendment of the 77/91/EEC directive on the foundation of public limited liability companies and the maintenance and alteration of their capital; | |

- Directive 2004/25/EC of the European Parliament and of the Council of April 21 2004 on takeover bids

- Directive 2007/36/EC of the European Parliament and of the Council of July 11 2007 on the exercise of certain rights of shareholders in listed companies

- Advocate General Trstenjak's opinion, presentation day: June 30 2009
 Audiolux SAe.a v Groupe Bruxelles Lambert SA (GBL) and Others and Bertelsmann AG and others
 Reference for a preliminary ruling: Cour de cassation - Luxembourg. 77/91/EEC, Directives 79/279/EEC and 2004/25/EC - General principle of Community law on the protection of minority shareholders – Deficit – Company law - Acquisition of control - mandatory bid - 77/534/EEC recommendation - Code of Conduct. Case C-101/08

10. 12th company law directive (89/667/EEC) on one-man Ltd

- Directive 2009/102/EC of the European Parliament and of the Council of September 16 2009 on one-man Ltds;

11. Directive 2009/101/EC of the European Parliament and of the Council of September 16 2009 on the coordination of safeguards for the protection of the interests of members and third parties within the meaning of the second paragraph of Article 48 of the Treaty with a view to making such safeguards equivalent throughout the Community.

- Directive 2012/30/EC of the European Parliament and of the Council of October 25 2012 on the coordination of safeguards which, for the protection of the interests of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 54 of the Treaty, in respect of the formation of public limited liability companies and the maintenance and alteration of their capital.

12. Company merger and division

- 3rd company law directive (78/855/EEC) on company merger within one and the same Member State;
- 82/891/EEC Council directive of December 17 1982 on the division of public limited liability companies on the basis of Article 54(3)(g) of the Treaty.
- Directives on the amendment of 2007/63/EC of the European Parliament and of the Council of November 13 2007 and 82/891/EEC as regards the requirement of an independent expert's report on the occasion of merger or division of public limited liability companies;
- Directive 2005/56/EC of the European Parliament and of the Council of October 26 2005 on cross-border mergers of limited liability companies;

- Court judgment of 20 June 2013. European Commission v Kingdom of the Netherlands. Infringement proceedings against member states - Directive 2005/56/EC - Cross-border mergers of limited liability companies - Articles 16(2) (a, b) - Company resulting from the cross-border merger – Employees employed in the investment company's home member state or other states- employees' participation rights – Laws are not identical.
 C-635/11 case.

- Directive 2009/109/EC of the European Parliament and of the Council of September 16 2009 on the amendment of Council Directive 77/91/EEC and Council Directive 82/891/EEC on the reporting and documentation requirements in the case of mergers and divisions;

- Directive 2011/35/EC of the European Parliament and of the Council of April 25 2011 on mergers of public limited liability companies

1. Directives on accounting

- Fourth Company Law Council Directive (78/660/EEC) on annual accounts of public limited liability companies and Council Directive (90/605/EEC) on the amendment of the same directive
- Amending Council Directive (90/604/EEC) on small and medium-sized enterprises
- Seventh Company Law Council Directive (83/349/EEC) on consolidated balance sheet
- Eighth Company Law Council Directive (84/253/EEC) on auditing activities
- Amending Directive 2006/46/EC of the European Parliament and of the Council of June 14 2006 on Council Directive (78/660/EEC) on the annual accounts of certain types of companies, Council Directive (83/349/EEC) on consolidated accounts, Council Directive (86/635/EEC) on the annual accounts and consolidated accounts of banks and other financial institutions and Council Directive (91/674/EEC) on the annual accounts and consolidated accounts of insurance undertakings;

- Amending Directive 2006/43/EC of the European Parliament and of the Council of May 17 2006 on statutory audits of annual accounts and consolidated accounts on Council Directive (78/660/EEC) and repealing Council Directive (84/253/EEC) ((Text with EEA relevance
- Directive 2013/34/EU of the European Parliament and of the Council of June 26 2013 on the annual financial statements, consolidated financial statements and related reports of certain types of undertakings, amending Directive 2006/43/EC of the European Parliament and of the Council and repealing Council Directives (78/660/EEC) and Council Directive (83/349/EEC)
- Communication from the Commission on a simplified business environment for companies in the areas of company law accounting and auditing – COM (2007) 394

European companies

14. Regulation (EC) No 2157/2001 and directive (EC) No 86/2001 on the European Company (SE)
 - Report from the Commission to the European Parliament and the Council on the application of Council Directive (2001/2157/EC) of October 8 2001 on the status of the European Company (SE) (Brussels, November 17 2010)

15. Resolution of the European Parliament with recommendations to the Commission on the statute for a European Private Company

Assessment: written and oral examination

- A 20.000-40.000 character research paper on a relevant topic and its defence OR
- Oral examination on the required course material

Compulsory literature:

1. Verse, Dirck A.: Die Entwicklung des europäischen Gesellschaftsrecht im Jahr 2012 (Europäische Zeitschrift für Wirtschaftsrecht; 9/2013.)
2. Kort, Michael: „Standardization of Company Law” (European Company and Financial Law Review; 4/2008.)
3. Marcus Gyulai-Schmidt: Modernisierung des deutschen GmbH-Rechts. (Ungarisches Jahrbuch für Handelsrecht Band I. Herausgeber: Zoltán Csehi, Gondolat Kiadó, Budapest, 2008.)

Recommended literature:

- Metzinger Péter: A társaságok és a szabad letelepedés a Cartesio ügyben közzétett főtanácsnoki
1. van Gerven, Dirk: „Provisions of Community law applicable to the Societas Europea” (van Gerven, Dirk Storm, Paul: „The European Company”; Cambridge UP; New York; 2006; Volume I.)
 2. Kalss, Susanne, Winner, Martin: Ausgewählte gesellschaftsrechtliche Judikatur in Österreich und Deutschland im vergangenen Arbeitsjahr Der Gesellschafter (GesRZ) 2013.

Course description

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| Name of the course: European commercial law specialization ii | Neptun code: DFDIAJ273N2EN Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Barta Judit full professor | |
| Name of other involved lecturers: Prof. Dr. Barta Judit full professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The sustainability of pension schemes, the increased employment of senior citizens, and their guaranteed security are central issues within the pension policy of European social policy ensuring at the same time that public spending does not overload the national budget.</p> <p>Providing adequate and sustainable retirement income for EU citizens now and in the future is a priority for the EU. This priority foregrounds supplementary pension schemes. The role of supplementary pension schemes is expected to change in the future.</p> <p>The goal of the course is to introduce PhD students to EU financial resources, pension policy and consultation as regards supplementary pension schemes. The course also aims to shed light on the future role of supplementary pension schemes, on the consequent risks of financing these and on relevant EU prerequisites and standards.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Main characteristics of EU pension policy 2. Role and place of supplementary pension schemes in EU pension policy 3. Finance schemes of supplementary pension institutions 4. The Green Paper, published June 2010 on "Towards an adequate, sustainable and safe European pension systems" 5. The White Paper, published by the European Commission February 2012, on "The strategy towards an adequate, sustainable and safe European pension systems" 6. The directive 2004/113/EC of 13 December 2004 on implementing the principle of equal treatment for men and women, the access to and supply of goods and services 7. IORP I. Foundation, operation of Institutions for occupational retirement provision; the investment and protection of pensions savings 8. IORP I. Institutions for occupational retirement provision services 9. IORP I. Protection of pension scheme members, the obligation to provide informatio 10. IORP I. Major modification issues (Directives 2009/138/EC, 2010/78/EU, 2011/61/EU, 2013/14/EU) 11. Directive 2008/94/EC of 22 October 2008 relating to the protection of employees in the event of employer insolvency 12. The directives 2003/71/EC and 2009/138/EC, regulations 1060/2009/EC, 1094/2010/EU and 1095/2010/EU the European Parliament and Council of Europe directive 2014/51/EU of April 16 2014 on the amendment of the authority of the European supervisory authority (European Securities and Markets Authority) and the authority of the European supervisory authority (European Insurance and Occupational Pensions Authority) 13. The stress test of the European Insurance and Occupational Pensions Authority (EIOPA), occupational pensions institutions and pension schemes 14. The Portability of supplementary pension rights in the EU 15. National supplementary pension schemes (the Scandinavian, German, French and the Anglo-Saxon models) | |
| <p>Assessment</p> <ul style="list-style-type: none"> - A 20.000-40.000 character research paper on a relevant topic and its defense, OR - oral examination on the required learning material | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Prof. D. sc. Prugberger Tamás - Dr. Barta Judit: Die Organisation und Finanzierung der betrieblichen ergänzenden Altersvorsorge in Ungarn und in den EWG-Mitgliedstaaten | |

2. Ralf Kreikebohm (Hrsg.): Sozialgesetzbuch. Gesetzliche Rentenversicherung - SGB VI. C.H.Beck Verlag (München) 2013. 4. Auflage. ISBN 978-3-406-63628-8.
3. Hrsg. v. Helmut Reinhardt: Sozialgesetzbuch VI (SGB VI), Kommentar 2014, 3. Aufl., Verlag: Nomos, ISBN-10: 3832977775

Recommended literature:

1. Barta Judit: Die Veränderungen des ungarischen Rentensystems (Das drei-Säulen System und das zwei- Säulen System) In.: Collected Papers TOM II XLV 3 (2011.) NOVI SAD FACULTY OF LAW (SERBIA) 817-829. pp.
2. Barta Judit: The Role And Function of the PAY-AS-YOU-EARN pension system int the hungarian pension system In.: European Integration Studies, Miskolc University Press, Volume 9., Number 1 (2011) 5-15 pp.

Course description

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| Name of the course: European commercial law specialization III | Neptun code: DFDIÁJ274N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Barta Judit full professor | |
| Name of other involved lecturers: Prof. Dr. Barta Judit full professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course aims to introduce national and EU regulations on civil liability insurance which is a popular area due to compulsory motor vehicle insurance. The core of EU liability insurance legislation deals with compulsory motor vehicle insurance and it applies to other liability insurances only in conjunction with targeted legal cases.</p> <p>The course also presents other liability insurance systems, and interprets occurring legislative theoretical questions against these systems. By taking a deeper look at the relevant EU legislation can we best shed light on the sore points and common issues of these systems.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Legal foundations: fundamental question of civil liability, the distinction between delict and contractual liabilities. 2. Civil liability in respect of non-contractual damage. Liability for damages in general, the system of obligation to pay compensation, the conditions of delict liability. Damage and injury prevention, compensation, injury and damage elimination. Equity and legal obligation. Limitations or exemptions of liability. The extent of the obligation to pay compensation. Damage compensation and indemnity. 3. Liability (Contractual and delict insurability, liability insurance). 4. Compulsory motor vehicle insurance in general. 5. Council Directive 72/166/EEC of 24 April 1972 on the approximation of the legislation applying to the enforcement of compulsory motor vehicle insurance and civil liability obligations in Member States. Council Directive 72/430/EEC of 19 December 1972 on the amendment of the Council Directive 72/166/EEC of 24 April 1972 on the approximation of the legislation applying to compulsory motor vehicle insurance and civil liability obligations in Member States. 6. Second Council Directive 83/5/EEC of 30 December 1983 on the approximation of the legislation applying to compulsory motor vehicle insurance in Member States. 7. Third Council Directive 90/232/EEC of 14 May 1990 on the approximation of the laws of the Member States relating to insurance against civil liability in respect of the use of motor vehicles. 8. Directive 2000/26/EC of the European Parliament and of the Council of 16 May 2000 concerning the approximation of the laws of the Member States relating to insurance against civil liability in respect of the use of motor vehicles and the amendment of the Council Directives 73/239/EEC and 88/357/EEC (Fourth motor insurance Directive). 9. Directive 2005/14/EC of the European Parliament and of the Council of 11 May 2005 concerning the amendment of the Council Directives 72/166/EEC, 84/5/EEC, 88/357/EEC and 90/232/EEC as well as of the Directive 2000/26/EC of the European Parliament and of the Council in respect of the insurance against civil liability in respect of the use of motor vehicles. 10. Directive 2009/13/EC of the European Parliament and of the Council of 16 September 2009 on the enforcement of compulsory motor vehicle insurance and civil liability. 11. Legal case analysis: Cases C-277/12 (Case Drozdovs), C-96/12. 12. Legal case analysis: Cases C-362/11, C-22/12 (Case Haasová), C-371/12 (Enrico Petillo Carlo Petillo and Unipol Assicurazioni Spa). 13. EU relevances of professional liability insurance in particular with regard to capital market. 14. EU relevances of professional liability insurance in particular with regard to public procurement. 15. Principles of European Tort Law and its impact on liability insurance. | |
| <p>Assessment</p> <ul style="list-style-type: none"> - A 20.000-40.000 character research paper on a relevant topic and its defense, OR - oral examination on the required learning material | |
| <p>Compulsory literature:</p> | |

- Robert Merkin and Angus Rodger: EC Insurance Law, European Law Series, Longman London and New York, 1997.

Recommended literature:

1. Katharina Sophie Hedderich: Pflichtversicherung. Verlag: Mohr Siebeck, Tübingen, 2011.
2. Florian Dallwig: Deckungsbegrenzungen in der Pflichtversicherung Verlag: Versicherungswirtschaft GmbH Karlsruhe, 2011.

Course description

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|---|--|
| Name of the course: European commercial law specialization iv. | Neptun code: DFDIAJ275N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Barta Judit full professor | |
| Name of other involved lecturers: Prof. Dr. Barta Judit full professor | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>In its Communication of 2003, the European Commission proposed greater coherence in the area of the Member States' contract legislation, especially as regards commercial contracts. The goal of the course is to assess the EU's progress in issuing a European contract law and to introduce the areas where directives on commercial contracts have been issued, and finally to outline the steps the Hungarian legislation has made to transpose and implement these directives within national law. It is essential for PhD students to become acquainted with the processes and tendencies that have occurred in the area of commercial contracts and understand the impact they currently have. Students are required to gain a thorough understanding of the relevant legislation (European Commission, national laws) as well as the objectives and results of harmonization.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The European Commission's objective to create a European contract law, Communication of 2001. 2. The European Commission's objective to create a European contract law, Communication of 2003. 3. The impact of divergent national rules on contract law on the internal market. <p>The Community acquis in the area of contract law. Expectations with as to the development of a European contract law:</p> <ol style="list-style-type: none"> 4. Standard contractual clauses and their assessment by the Commission. 5. Major public procurement directives. 6. Major Community case-law results governing public procurement. 7. E-commerce and certain operations directives. 8. Self-employed commercial agents directive. 9. Commission payment due to long-term intermediaries. 10. Insurance intermediaries directive. 11. Life assurance and non-life insurance activities directives 12. Civil liability insurance in respect of the use of motor vehicles directives. 13. Financial services directives. 14. Package travel (package travel contract) directive. <p>Community directives on the execution of contract obligations</p> <ol style="list-style-type: none"> 15. Directive 2011/7/EC of the European Parliament and of the Council of 16 February 2011 on combating late payment in commercial transactions. | |
| <p>Assessment</p> <ul style="list-style-type: none"> - A 20.000-40.000-character research paper on a relevant topic and its defense, OR - oral examination on the prescribed learning material | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Filomena Chirico: The Function of European Contract Law – An Economic Analysis. European Review of Contract Law, 2009. 4. 399-426. 2. Gian Antonio Benacchio – Barbara Pasa: A Common Law for Europe – A Guide to European Private Law. Budapest – New York, CEU Press, 2005. | |

3. Kisfaludi András: The Influence of Harmonization of Private Law on the Development of the Civil Law in Hungary. *Juridica International*, 1/2008, pp. 130-136.
<http://www.juridicainternational.eu/index/2008/vol-xiv/the-influence-of-harmonization-of-private-law-on-the-the-development-of-the-civil-law-in-hungary>

Recommended literature:

1. Martijn W. Hesselink: "The European Commission's Action Plan: Towards a More Coherent European Contract Law?" *European Review of Private Law* 12.4 (2004), 397-419.
2. Stefan Vogenauer: Common Frame of Reference and UNIDROIT Principles of International Commercial Contracts: Coexistence, Competition or Overhill Soft Law. *European Review of Contract Law*, 2010. 2. 143-183.

Course description

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| Name of the course: Civil law special seminar I. | Neptun code: DFDIÁJ227N1EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Dr. Leszkoven László associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce the recodification process. PhD students, will conduct a critical analysis of this process that emerged with a ministerial decree based on the concept of the new Civil Code (June 2008 T/5949). We will examine the uncommon fate and anticipated results of the recodification process and apply the same critical view of the new Civil Code.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Preparation of the new Civil Code and the institutional issues of its creation. 2. Legal models to be followed in the codification, the importance of a comparative analysis with foreign laws. 3. The analysis of the interrelations between Civil Code and international legislation. 4. The significance of European legal harmonization. 5. The uniform and dual regulation of commercial and other financial relationships. The codification process. 6. The principles of Civil Law and their role in the codification process: general guiding function, supplementary and interpretative function. 7. The analysis of the change of perspectives in judicial practice on the basis of actual legal cases. 8 Natural persons' legal status in particular as regards Civil Code modification regulations on legal capacity and incapacitation. 9. Family law: a relatively independant part of civil law, an integral part of the Civil Code. 10. The implementation of the general regulation on legal persons. 11. Legal persons in the Civil Code with no practical significance and legal persons excluded from the Civil Code. 12. Intersections of legal persons and company legislations. 13. Legal status of other entities without legal personality. (The protection of legal personalities: natural and legal persons, other entities). 14. Civil law statics; the interrelation between right in rem and codification. 15. The anachronistic institutions of our inheritance law in need of reforms. | |
| <p>Requirements: wirtten and oral examination</p> <p>Full-time PhD students are required to take an oral examination. Part-time PhD students can choose between the oral examination or a 20.000-40.000-character research paper that can be published, on a previously agreed topic.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Council of the European Union: Civil law : European Juridical Cooperation, Luxembourg, Off. for. Official Publ. of EC, 2005. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Gavin Barrett: Towards a European civil code : Reflections on the codification of civil law in Europe, Trier, Europäische Rechtsakad, 2002 | |

Course description

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|---|----------------------------|
| Name of the course: Civil law special seminar II. | Neptun code: DFDIAJ227N2EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Dr. Leszkoven László associate professor | |
| Name of other involved lecturers: | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course will introduce the birth of the entire (new) Civil Code and will focus on contractual law, in particular on contract law, with special attention to the assessment of the ongoing relevant codifications, the very process of codification and international private law harmonization efforts. (The course attempts to assist PhD students with their doctoral thesis even if it does not concern private law.)</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The role of contractual law and its position in the Civil Code. 2. Does it make sense to think in terms of national legislation in an area of law becoming more and more international? Is there a need for a separate commercial private law? 3. Introduction of common contractual rules and the general rules of contracts in the new Hungarian Civil Code. 4. Fundamental principles of contract law and the contractual legal relevance of the general principles of civil law. 5. The principle of good faith. The role of the principle of fairness and equity. 6. General clauses and other general principles in European contract law. 7. Subdivisions of contract law important for theoretical reasons I.: the conclusion of contracts and its development phases. 8. Important subdivisions of contract law for theoretical reasons II.: the validity and effect of contracts in the Hungarian Civil Code, in the Lando's Principles of European Contract Law and in the Draft Common Frame of Reference. 9. Enforcement of in rem and contractual claims, sanctions for invalidity (including judicial practice). 10. Breach of contract legislation in particular as regards defective performance in the current Civil Code in force and in the new Civil Code. Penalties for failure to abide by the terms of the contract in Lando's Principles of European Contract Law and in EU recommendations. 11. Specific parts of contract law, types of contracts. 12. Problems of typifying contracts. Are there new contract types in the Civil Code? 13. Recent notions of mortgage regulation. 14. Further contractual guarantees, especially individual and bank guarantee, assignments and call option right for collateral purposes. 15. Legal instruments of actions performed without due authority and unjustified enrichment as well as their position in the new Civil Code, and relevant EU legislation efforts (Study Group on a European Civil Code). | |
| <p>Assessment: written and oral examination</p> <p>Full-time PhD students are required to take an oral examination. Part-time PhD students can choose between the oral examination or a 20.000-40.000 character research paper that can be published, on a previously agreed topic.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Martin Vranken: Fundamentals of European civil law and impact of the European Community, Leichhardt, Federation Press, 1997. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Christian von Bar (ed.): Benevolent Intervention in Another's Affairs, Principles of European | |

Course description

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| Name of the course: Civil law special seminar III. | Neptun code: DFDIÁJ268N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Barzó Tímea full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 óra |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to examine and discuss previous and recent legislative notions and changes in the 2013 law (5) on the new Civil Code coming into force in the civil law codification process.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Codification efforts pertaining to the new Civil Code rights of persons, prelude, and preparatory work for the new legislation. 2. Legal models of civil law codification, international comparison. 3. Problems of legal subjectivity. Legal status of persons as legal entities, in particular with regard to important amendments on legal capacity. 4. The past, present and future of previous legal statements. Assisted decision-making, a legal solution to avoid limiting legal capacity, and its efficacy and pitfalls. 5. The analysis of the change of perspectives in judicial practice based on actual legal cases. 6. The implementation of the general regulation on legal persons. The significance of general regulations and their intersections with the provisions on particular legal persons within and beyond the Civil Code. 7. The complexity of the regulation of foundations and associations (connection to the strict 2011 Law (175) on the right of association, the legal status of public interest, and the support and operation of NGOs). Major characteristics of electronic procedures. 8. Protection individual rights in a new form. Emergence of general individual rights. Exclusion of illegality in individual rights. Particular judgement of public personalities. Defined and undefined individual rights in the Civil Code and judicial practice (case analysis). 9. Objective and subjective methods of the protection of individual rights. Correlations of compensation for non-material damage and grievance. Codification processes and models prior to the introduction of grievance fee, and its dual nature. The relationship of grievance fee and non-economic loss. The analysis of the change of perspectives in judicial practice based on actual legal cases. 10. News media rectification. The implementation of individual rights. 11. The development of the principles of family law and its connection to other principles of the Civil Code. 12. The development of legally recognized forms of relationship implemented in family law, models of recognition and constitutional concerns. The priority of marriage and family in theory and practice. 13. Matrimonial property regimes in the new Civil Code. Characteristics of the legal property regime. Past, present and future of common property. Creditor protection and liability issues in matrimonial property law from a theoretical perspective and in judicial practice. 14. New aspects of family relationship (issues of maternity and paternity, legal procedures, adoption). 15. Legal settlement of parental control as a new alternative to "child custody". The efficacy of alternate custody and the limitations of its application. | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature</p> <ol style="list-style-type: none"> 1. BARZÓ Tímea: Matrimonial Property Issues in Business. In: Sándor István (szerk): Business Law in Hungary, Patrocínium Kiadó, Budapest, 2016. pp 148-167. 2. BARZÓ Tímea: Parental guidance and maintenance of relatives in the new Hungarian Civil Code. In: Current questions and european answers ont he field of law and justice in Romania and Hungary. | |

Erika Váradi-Csema (chief editor) The volume was published by the University of Miskolc, Faculty of Law and the State University of Oradea, Faculty of Law. Miskolc 2015. 16-27.

3. Juxtaposing Legal Systems and the Principles of European Family Law on Parental Responsibilities. (Eds E. ÖRÜCÜ - J. MAIR) European Family Law series 27. Intersentia Antwerp-Oxford-Portland 2010. 3-15. 269-299.

Recommended literature:

1. BARZÓ Tímea: Deliberating the Role and Place of the Engagement as one of the institutions of Family Law: Should Parties Who Intend to Get Married be Considered as Engaged at the Same Time? In: European Integration Studies, 2011. (Vol. 9) No.1, pp. 17-25.

2. The Future of Family property in Europe. (eds K. BOELE-WOELKI; J. K. MILES; J. M. SCHERPE) European Family Law series 29. Intersentia Antwerp-Oxford-Portland 2011.

3. Family Forms and Parenthood. (eds A. BÜCHLER; H. KELLER) European Family Law series 40. Intersentia Antwerp-Oxford-Portland 2016.

Course description

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| Name of the course: Health law special seminar | Neptun code: DFDIAJ269N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Barzó Tímea full professor | |
| Name of other involved lecturers: | |
| Semester: winter/spring | Hours/semester: 15 óra |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to give a comprehensive overview of the structure and basic institutions of the health care system. The course will focus on constitutional aspects of health care and fundamental questions of the public health care system. PhD students will become acquainted not only with the system of patients' rights but also with relevant aspects of data protection and medical confidentiality. The seminar will highlight issues of liability and particular health care procedures in the form of legal comparative analysis.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Constitutional aspects of health care and its relationship with patients' rights. Legal sources of health care. 2. Structure of the health care system. Health care system: primary and specialised healthcare. 3. The role of local governments. Healthcare schemes, the National Public Health and Medical Officer Service (Office of the Chief Medical Officer - public health administrative bodies). 4. Medical praxis law. 5. Change of praxis (praxis transfer, praxis value, legal issues of change of praxis) 6. Development of patient law and its international documents. Categories of patient law. 7. The right to have access to an adequate level of healthcare. The denial of health care. Quality requirements of health care. Free choice of medical doctors. The right to human dignity. 8. The right to medical contact and the right to leave a medical institution. The obligation to provide information. The right to self-determination. Refusal of medical care. Living wills. 9. Medical data, medical confidentiality. Cases of exemption from the obligation of data protection and confidentiality. 10. The right to be informed of medical documentation (general rules, following the death of the person concerned, under the authority of the person concerned etc). 11. Liability in health care I. (Ethical, employment law and criminal liabilities of health care employees). 12. Liability in health care II. (Fundamental questions of the civil liability of healthcare providers, grievance fee in health care etc) International legal comparative analysis. 13. Specific medical procedures I. The right to organ and tissue transplantation. 14. Specific medical procedures II. Human reproduction procedures. 15. Specific medical procedures III. Principles of research on humans and procedure rules. | |
| <p>Course requirements: written (essay) and oral</p> | |
| <p>Compulsory literature</p> <ol style="list-style-type: none"> 1. B. A. KOCH: Medical Liability in Europe: Comparative Analysis. In: Medical Liability in Europe. A Comparison of Selected Jurisdictions. Bernard A Koch (ed) In: Tort and Insurance Law Vol 29 Boston, De Gruyter 2011. 611-693. 2. T. BAJANOWSKI, W. RABL, T. FRACASSO: Medical Responsibility and Liability in German-Speaking Countries: Austria, Germany and Switzerland. In: Malpractice and Medical Liability European State of the Art and Guidelines. Santo Davide Ferrara (ed) Rafael Boscolo-Berto – Guido Viel (Co-ed) Springer – Verlag Berlin Heidelberg 2013. 111-129. 3. A. HENDRIKS: The Council of Europe and Health and Human Rights. In: Health and Human Rights in Europe. B. Toebe, M. Hartlev, A. Hendriks, J. Rothmar Herrmann (eds) Intersentia Publishing Ltd. Cambridge – Antwerp – Portland 2012. 23-51. | |
| <p>Recommended literature</p> <ol style="list-style-type: none"> 1. H. ROGERS: Medical Liability in England. In: Medical Liability in Europe. A Comparison of Selected Jurisdictions. Bernard A Koch (ed) In: Tort and Insurance Law Vol 29 Boston, De Gruyter 2011. 165-204. | |

2. P. FRATI, M. GULINO: European Legislative and Juridical Overview. In: *Malpractice and Medical Liability European State of the Art and Guidelines*. Santo Davide Ferrara (ed) Rafael Boscolo-Berto – Guido Viel (Co-ed) Springer – Verlag Berlin Heidelberg 2013. 69-93.
3. M. HARTLEV: Patients' Rights. In: *Health and Human Rights in Europe*. B. Toebe, M. Hartlev, A. Hendriks, J. Rothmar Herrmann (eds) Intersentia Publishing Ltd. Cambridge – Antwerp – Portland 2012. 111-145.

Course description

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| Name of the course: Legal sources of European law – special seminar I. | Neptun code: DFDIÁJ229N1EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Dr. Angyal Zoltán associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to provide PhD students in the program with a thorough understanding of the system of EU legal acts, its decision-making procedures, the fundamental principles behind the relationship of member states and EU legislation as well as the relevant jurisprudence of the Court of Justice.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Primary sources of EU law 2. Amendment procedures of primary sources of EU law 3. Common regulation of secondary EU legal measures 4. The regulatory system of secondary EU legal measures, legislative acts and non-legislative acts 5. Other sources of EU law 6. Ordinary and special legislative procedures 7. The role of national parliaments in legislative procedures and non-legislative procedures 8. The relationship between EU law and national law 9. The priority of EU law: the position of the European Court of Justice 10. The priority of EU law: the position of the Constitutional Courts of the member states 11. The principle of direct effect of EU law: the direct effect of Treaties 12. The principle of direct effect of EU law: the direct effect of legal acts 13. Liability of member states in the case of infringement to EU rules 14. The principle of the obligation to interpret national law in the case law of the European Court of Justice 15. The principle of loyal cooperation in theory and practice | |
| Course requirements: written (essay) and oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Craig, P., De Búrca, G.: EU Law, OUP, Oxford 2003 2. Márton Varju, Ernő Várnay (szerk.), The law of the European Union in Hungary: Institutions, processes and the law, Budapest: HVG-ORAC, 2014. 372 p. 3. Varju Márton, European Union human rights law, Cheltenham: Edward Elgar Publishing, 2014. 265 p. 4. | |
| <p>Recommended literature:</p> <p>Jürgen Meyer, Kommentar zur Charta der Grundrechte der Europäischen Union, Baden-Baden: Nomos Verlagsgesellschaft, 2003</p> <ol style="list-style-type: none"> 1. Lenaerts, Koen and Nuffel, Piet Van (editor: Robert Bray): Constitutional Law of the European Union, Sweet & Maxwell Ltd, Second Edition, London, 2005 2. Giacomo dr Federica (ed.), The EU Charter of Fundamental Rights, Springer, 2011 | |

Course description

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| Name of the course: Business law, competition law and intellectual property law in the EU special seminar II. | Neptun code: DFDIÁJ276N3EN Type of the course: mandatory, core course |
| Name of the lecturer: Prof. Dr. Barta Judit full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Company law, competition law and intellectual property rights have an important place in EU legislation. Legal regulations created in this particular area form a substantial part of the principles declared in the four freedoms by the EC. The main goal of the course is to introduce relevant legislative objectives and methods as well as specific additional rules.</p> | |
| <p>Syllabus</p> <p>EC Competition Law</p> <ol style="list-style-type: none"> 1. The economic role of competition law and its branches 2. Main characteristics of EC competition law 3. Prohibition of cartel practices based on Section 85 of the Treaty of Rome and on case-law <ul style="list-style-type: none"> - Cartel types - Specific details of EC cartel law 4. Exemptions from the prohibition of cartel practices <ul style="list-style-type: none"> - Individual and group exemption - Procedures - Section 87 of the Treaty of Rome 5. Council regulations 19/65, 2821/71, 3975/87, 1534/91, 479/92 defining the general guidelines of group exemption <p>Specific regulations of group exemption</p> <ol style="list-style-type: none"> 6. Abuse of economic power based on Section 86 of the Treaty of Rome <p>Definition of economic power and its criteria based on the cases of United Brands, Michelin, Commercial Solvent, Tetra Pak, Suiker Uni, Hilti and Continental Can. Practices constituting abuse. The de minimis rule.</p> <p>Supervising mergers between companies</p> <p>The distinction between cartels and company mergers, merger and obtaining control, penalties based on the regulation 4064/89 and on on case-law</p> <ol style="list-style-type: none"> 1. Concentration <p>EC company law</p> <ol style="list-style-type: none"> 2. Legislative results, overview of legislation and drafts in force <ul style="list-style-type: none"> - First directive on providing information (68/151/EEC) - The public, obligations prior to registration, invalidation - Publicity of branches - Company representation and the invalidity of company contract based on the first directive 3. Directives on company assets 4. Directives on single-member Ltd 5. Company merger and division 6. Directives on accounting 7. Regulations <p>The European economic interest grouping (EEIG) 2137/85/EEC directive 2157/2001/EC and the 2001/86/EC directives on the European Company (SE)</p> <p>Intellectual property rights</p> | |

8. Definition of intellectual property
Application of the obligation of free movement of goods to intellectual property
Community normative industrial property regulation
The abuse of dominant position and intellectual property
9. Community normative regulation concerning copyright and rights related

Course requirements: írásbeli, vagy szóbeli:

- 1 szerzői ív terjedelmű a témakörhöz kapcsolódó tanulmány elkészítése és annak megvédése, vagy
- a kötelező anyagból szóbeli colloquium.

Compulsory literature:

1. Verse, Dirck A.: Die Entwicklung des europäischen Gesellschaftsrecht im Jahr 2012 (Europäische Zeitschrift für Wirtschaftsrecht; 9/2013.)
2. Kort, Michael: „Standardization of Company Law” (European Company and Financial Law Review; 4/2008.)
3. Marcus Gyulai-Schmidt: Modernisierung des deutschen GmbH-Rechts. (Ungarisches Jahrbuch für Handelsrecht Band I. Herausgeber: Zoltán Csehi, Gondolat Kiadó, Budapest, 2008.)

Recommended literature:

idegen nyelvű

1. van Gerven, Dirk: „Provisions of Community law applicable to the Societas Europea” (van Gerven, Dirk Storm, Paul: „The European Company”; Cambridge UP; New York; 2006; Volume I.)
2. Kalss, Susanne, Winner, Martin: Ausgewählte gesellschaftsrechtliche Judikatur in Österreich und Deutschland im vergangenen Arbeitsjahr Der Gesellschafter (GesRZ) 2013.
3. Kort, Michael: „Standardization of Company Law” (European Company and Financial Law Review; 4/2008.)

Course description

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| Name of the course: Issues of administrative law in the EU | Neptun code: DFDIÁJ233N3EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Dr. Czékman Zsolt associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to introduce the public legal basis of the European integration, the development and characteristics of the EU administrative region, and the particularities of the relationship between EU institutions and national public administration.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Public law foundations of EU integration I. 2. Public law foundations of EU integration II. 3. Development of the European Administrative Space 4. Characteristics of the European Administrative Space 5. Community institutions I. 6. Community institutions II. 7. The relationship between EU institutions and the public administration of member states I. 8. The relationship between EU institutions and the public administration of member states II. 9. Hungarian model of the handling of EU affairs I. 10. Hungarian model of the handling of EU affairs II. 11. Recommendation of the Committee of Ministers of the Council of Europe to Member States on "Good public administration" I. 12. Recommendation of the Committee of Ministers of the Council of Europe to Member States on "Good public administration" II. 13. The measurability of a good state 14. Ways to modernize public administration. The way forward I. 15. Ways to modernize public administration. The way forward II | |
| Course requirements: essay or oral | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. John Bell: Administrative Law in a Comparative Perspective Oxford – Portland, 2007. 2. Jürgen Schwarze (szerk.): Europäisches Verwaltungsrecht Baden Baden 2005. 3. Holtmann Everhard – Peter Haensch: Die öffentliche Verwaltung der EU-Staaten Wiesbaden, 2008. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Christopher Pollitt – Gert Bouckaert: Public Management Reform. A Comparative Analysis Oxford University Press 2000. 2. Oscar Gabriel – Sabine Kropp: Die EU-Staaten im Vergleich Wiesbaden, 2008. 3. Stephan Schwarzer: Verwaltungsreform von innen Wien, 2007. | |

Course description

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|--|----------------------------|
| Name of the course: Fundamental laws and EU citizenship | Neptun code: DFDIÁJ234N3EN |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Dr. Angyal Zoltán associate professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter/spring</u> | Hours/semester: 15 |
| Creditpoints:3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Based on the relevant courses at gradual level, the goal of this course is to give PhD students an overall view of the system of EU fundamental rights, the rights attached to citizenship of the European Union, the institutional terms of the protection of these rights, the relevant case-law of the European Court of Justice and the role of the European Ombudsman.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Fundamental rights provisions of the TFEU and TEU 2. The EU Charter of Fundamental Rights – creation, authority, and general provisions 3. Correlation between the Charter of Fundamental Rights and the European Convention of Human Rights 4. Correlation between the Charter of Fundamental Rights and the constitutional fundamental rights legislation of member states 5. The right to human dignity 6. Fundamental freedoms 7. Equality rights 8. Solidarity rights 9. Citizens' rights in the light of the Charter of Fundamental Rights, and the Treaties of Maastricht, Amsterdam, and Lisbon 10. Judicial rights 11. Sanctions for the violation of fundamental rights 12. The European Ombudsman 13. The role of the European Court of Justice in legal development 14. The case law of the European Court of Justice I. 15. The case law of the European Court of Justice II. | |
| <p>Course requirements: essay</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Craig, P., De Búrca, G.: EU Law, OUP, Oxford 2003 2. Márton Varju, Ernő Várnay (szerk.), The law of the European Union in Hungary: Institutions, processes and the law, Budapest: HVG-ORAC, 2014. 372 p. 3. Varju Márton, European Union human rights law, Cheltenham: Edward Elgar Publishing, 2014. 265 p. | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Jürgen Meyer, Kommentar zur Charta der Grundrechte der Europäischen Union, Baden-Baden: Nomos Verlagsgesellschaft, 2003 2. Lenaerts, Koen and Nuffel, Piet Van (editor: Robert Bray): Constitutional Law of the European Union, Sweet & Maxwell Ltd, Second Edition, London, 2005 3. Giacomo dr Federica (ed.), The EU Charter of Fundamental Rights, Springer, 2011 | |

Course description

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| Name of the course: Development trends of European private law | Neptun code: DFDIÁJ233N4EN |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Barzó Tímea full professor, Dr. Leszkoven László associate professor | |
| Name of other involved lecturers: - | |
| Semester: winter/spring | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The goal of the course is to involve PhD students in the study of EU codification in private law, with regard to EU legislative procedures, and private law harmonization efforts. In addition, the course offers an outlook on EU members' relevant state legislation. (The course attempts to assist PhD students with their doctoral thesis even if it does not concern private law)</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Definition of the concept of private law in Europe 2. Analysis of the international system of civil law codification 3. Significance of EU law harmonization 4. Significance of comparative law 5. Role of comparative approach in the development of EU private law 6. Role of international agreements and EU legal sources (recommendations) in EU legal harmonization I. 7. Role of international agreements and EU legal sources (recommendations) in EU legal harmonization II. 1. Study groups in EU private law harmonization 2. Attempts to create a common European civil code (Lando Commission, Dutch, Italian and German initiatives) and other partial codifications I. 3. Attempts to create a common European civil code (Study Group on a European Civil Code) and other partial codifications II. 4. Influence of EU private law on the development of Hungarian civil law and the codification of the new Civil Code 12. Interface between EU private law and the new Civil Code I. (the rights of persons) 13. Interface between EU private law and the new Civil Code II. (right in rem) 14. Interface between EU private law and the new Civil Code III. (contract law) 15. Interface between EU private law and the new Civil Code I. (family law, inheritance law) | |
| <p>Assessment</p> <p>The course ends with a written examination. A 20.000-40.000 character research paper on a topic in EU private law. The topic of the paper should be discussed with the lecturer.</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. A. S. Hartkamp and others (eds.): Towards a European Civil Code (Martinus Nijhoff Publishers, 1998.) 2. O. Lando/ E. Clive/ A. Prüm/ R. Zimmermann (eds.): Principles of European Contract Law, Part III (The Hague, London, New York, Kluwer, 2003.)D. Busch, E. Hondius, H. van Kooten, H. Schelhaas (eds.): The Principles of European Contract Law (Part III) and Dutch Law, A Commentary II, (Kluwer, 2006) | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Konrad Zweigert/ Hein Kötz: Einführung in die Rechtsvergleichung auf dem Gebiete des Privatrechts (J.C.B. Mohr Tübingen, 1996.) translated into English by Tony Weir, (Oxford Clarendon Press, 1998.) | |

Course description

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| Name of the course: Special seminar on Central European comparative public law I | Neptun code: DFDIÁJ |
| | Type of the course: elective specialised seminar |
| Name of the lecturer: Prof. Dr. Szilágyi János Ede full professor | |
| Name of other involved lecturers: | |
| Semester: <u>winter</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>Following the relevant graduate courses, the goal of the seminar is to offer PhD students a deeper insight into comparative public law and to encourage students to become acquainted with the relevant national and international literature. The course focuses on the Central European states' legislation, primarily on the constitutional development of Poland, Czech Republic, Slovakia, Hungary, Romania, Slovenia, Croatia, Serbia. In addition, the course aims to enhance students' critical thinking with regard to national legal institutions, their operation and the role of the European Court fora (especially European Court of Human Rights) to their development.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. The impact of the Habsburg Empire on the constitutional culture and legal system of the successor states 2. The constitutional culture of Hungary in the light of the constitutional history of the 20th century and challenges of the 21st century 3. The constitutional culture of Poland in the light of the constitutional history of the 20th century and challenges of the 21st century 4. The constitutional culture of Czech Republic in the light of the constitutional history of the 20th century and challenges of the 21st century 5. The constitutional culture of Slovakia in the light of the constitutional history of the 20th century and challenges of the 21st century 6. The constitutional culture of Romania in the light of the constitutional history of the 20th century and challenges of the 21st century 7. The constitutional culture of Slovenia in the light of the constitutional history of the 20th century and challenges of the 21st century 8. The constitutional culture of Croatia in the light of the constitutional history of the 20th century and challenges of the 21st century 9. The constitutional culture of Serbia in the light of the constitutional history of the 20th century and challenges of the 21st century 10. The conclusions oo the constitutional culture of Central European countries I 11. The conclusions oo the constitutional culture of Central European countries II 12. The methods of judicial interpretation 13. Interaction between ECHR/CJEU and Constitutional Courts in Central-Eastern Europe I 14. Interaction between ECHR/CJEU and Constitutional Courts in Central-Eastern Europe II 15. Interaction between ECHR/CJEU and Constitutional Courts in Central-Eastern Europe III | |
| <p>Course requirements:</p> <p>Written test exam for students who are on special seminar: "Central European Comparative Law"</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Trócsányi László – Csink Lóránt (eds.): Comparative Constitutionalism in Central-Eastern Europe, 2021, upcoming 2. Tóth J Zoltán (eds.): The judicial interpretation in Europe, especially taking into account the interaction between ECHR and given Constitutional Courts in Central-Eastern Europe, 2021, upcoming | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Marcien Wielec (eds.): Freedom of expression and social media in Central-Eastern Europe, 2021, upcoming 2. Pawel Sobczyk (eds.): Freedom of conscience and religion in Central and Eastern Europe 2021, upcoming | |

Course description

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| Name of the course: Special seminar on Central European comparative public law II | Neptun code: |
| | Type of the course: mandatory, core course |
| Name of the lecturer: Prof. Dr. Zoltán Nagy full professor | |
| Name of other involved lecturers: Prof. Dr. Zoltán Nagy, full professor | |
| Semester: spring | Hours/semester: |
| Creditpoints: 6 | Evaluation: colloquium |
| Syllabus <ol style="list-style-type: none"> 1. A theoretical approach to finance 2. Theory of financial law in Central European countries I. 3. Theory of financial law in Central European countries II. 4. Theory of financial law in Central European countries III. 5. Theory of financial law in Central European countries IV. 6. Theory of financial law in Central European countries V. 7. Theory of financial law in Central European countries VI. 8. Theory of financial law in Central European countries VII. 9. Theory of financial law in Central European countries VIII. 10. Theoretical issues of financial constitutionality 11. Public finances in the constitutions of Central European countries I. 12. Public finances in the constitutions of Central European countries II. 13. Public finances in the constitutions of Central European countries III. 14. Public finances in the constitutions of Central European countries IV. 15. Public finances in the constitutions of Central European countries V. 16. Public finances in the constitutions of Central European countries VI. 17. Public finances in the constitutions of Central European countries VII. 18. Public finances in the constitutions of Central European countries VIII. 19. Comparison and analysis of legislation in Central European financial matters | |
| Assessment: Written test exam for students who are on special seminar: “Central European Comparative Law” | |
| Compulsory literature: Zoltán Nagy (eds.): Constitutional Regulation of Financial Law in Central and Eastern Europe, 2021, upcoming (for students who are on special seminar: “Central European Comparative Law”) | |
| Recommended literature: <ol style="list-style-type: none"> 1. Michael J. Allan : Cases and Materials on Constitutional and Administrative Law, Oxford University Press, Oxford, New York, 2002. 2. Raymond Muzellec : Finances publiques, Dalloz, Paris, 2004. 3. Joseph Isenberg : International Taxation, Foundation Press, New York, 2005. 4. V. Gerard Comizio: International Banking Law, West Academic Publishing, USA, St. Paul, 2016. | |
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Course description

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| Course title: Family protection from an interdisciplinary and comparative point of view. | Neptun code: |
| | Type of course: special seminar |
| Name and position of responsible lecturer: Dr. habil. Tímea Barzó associate professor, head of Department | |
| Name and position of other teaching lecturer(s): Dr. Kriston Edit | |
| Semester: <u>autumn</u> /spring | Hours per week/semester: 15 |
| Number of credits: 3 | Requirements: oral and/or written exam |
| <p>Course objectives:</p> <p>The main objective of the course is to give an overall picture to students about family protection in the whole legal system. The course deals with this topic from an interdisciplinary and comparative point of view. In line with this approach the course will outline the issues of family protection not just from a classical family law viewpoint. Furthermore students can dive deep in the practical issues of family protection in a comparative nature.</p> | |
| <p>Course structure:</p> <ol style="list-style-type: none"> 1. Determination of the notion of „family”, the separate normative levels of „family-definition” in the Central-European countries’ national law with regard to historical development. Comparison to the definition of “family” in the sense of sociology. 2. Definition of marriage. Legal policy on same-sex marriage. Connection between marriage and family in the constitution, in the private law and other areas of social science, such as social policy, sociology, system of family allowances (only peripheral). 3. Protection of marriage and family on the level of family law principles: can the principle of family protection be interpreted more broadly than just the protection of relationship between spouses and their descendants? 4. Marriage, as the smallest basic unit of the family. 5. Other legally recognized forms of partnership I.: The legally institutionalized form of same-sex relationship in the Central-European countries. The personal and property legal effects of the legal institution in a narrower (only in family law) and broader (e.g. in inheritance law, social law) sense. Examination of the recognition of same-sex marriages concluded in another EU Member State or in another country outside the European Union. 6. Other legally recognized forms of partnership II.: The de facto partnership. The conceptual elements of de facto partnership (the community of life between same-sex and heterogenous couples, emotional and economic community, the possible minimum duration of the cohabitation, joint management, solidarity, having children). 7. The personal and property legal effects of the legal institution in a narrower (only in family law) and broader (e.g. in inheritance law, social law) sense. 8. The relation and connection of extramarital relationships to family and marriage I.: Similarities and differences between the legally regulated personal and property relations of the spouses and couples in a legally recognized and regulated partnership. 9. The relation and connection of extramarital relationships to family and marriage II.: Accidental differences between the rights (status) of children born from marriage and from extramarital relationship. 10. Legally recognized forms of kin family relationships I.: Presumptions determining paternity status. Paternity in marriage and in other relationships’ forms. Presumption based on a reproductive procedure. Subject range of reproduction procedures: single person or couples (only married or other relationship forms?) | |

11. Legally recognized forms of kin family relationships II.: Mother's status. Motherhood is a matter of fact or not. Who is the mother of the child: the woman who gave birth or the biological mother? Legal framework of surrogacy or nursing pregnancy in the given country.
12. Legally recognized forms of kin family relationships III. Adoption – who can be an adoptive parent? Single person – cases of jointly adoption (spouses, heterogenous or same-sex persons in other relationships)
13. Legal framework of parent-children relationship I.: Content of parental control: rights and obligations to promote the physical, moral, mental and intellectual development of the child – the related parental rights and obligations. The rights and obligations of the blood parent's new spouse (stepparent) and the new de facto partner (foster parent). Rights and obligations of parents living together and separately.
14. Legal framework of parent-children relationship II.: The child's right to freedom of conscience and religion, the child's right to the own national identity (religion, language, culture, homeland, home).
15. Summary of the topic, discussion about the topics of the essays.

Evaluation method: (presentation, test, essay etc.)

Written test exam for students who are on special seminar: "Central European Comparative Law"

Compulsory literature:

1. Barzó Tímea – Lenkovics Barnabás (eds.): Family protection from an interdisciplinary and Central-European comparative point of view, 2021, upcoming
2. Barzó, Tímea: Special provisions on spouses' assets required for entrepreneurial and business purposes. In: A V, Lazura; O A, Rogana; M V, Mendzsul (szerk.) Transcarpathian Legal Readings: Materials of the 10th International Scholarly Conference (April 19-21, 2018, Uzhhorod) : Zakarpatszkij pravovi citania. Materiali h Miznarodnoj Naukovo-Prakticnoi Konferencii (19-21 kvitnja 2018, r. m. Uzsgorod), Uzsgorod, Ukrajna : RIK-U Kiadó, (2018) pp. 244-250. , 7 p.

Recommended literature:

1. Barzó, Tímea: Matrimonial Property Issues in Business, In: Sándor, István (ed.) Business Law in Hungary, Budapest, Magyarország : Patrocinium Kiadó (2016) 774 p. pp. 148-167. , 20 p.
2. Barzó, Tímea: Deliberating the Role and Place of the Engagement as one of the institutions of Family Law: Should Parties Who Intend to Get Married be Considered as Engaged at the Same Time? EUROPEAN INTEGRATION STUDIES 9 : 1 pp. 17-25. , 9 p. (2011)
3. Barzó, Tímea: Matrimonial property issues in the new Hungarian Civil Code, In: Užgoordskij, nacional'nyj universitet Transcarpathian Legal Readings. Materials of the 8-th International Scholarly Conference (April 21-23, 2016, Uzhhorod) Chapter 2, Uzhhorod, Ukrajna : Užgoordskij nacional'nyj universitet, (2016) pp. 216-219. , 4 p.
4. Barzó, Tímea: The paternal and maternal status as well as adoption in the new Hungarian Civil Code In: Diana, Cirmaciu (ed.) Current questions and european answers on the field of law and justice in Romania and Hungary. Bucuresti, Románia : Editura Pro Universitaria, (2016) pp. 78-85. , 8 p.
5. Kriston, Edit: Forms of relationships in hungarian civil law. In: Róth, Erika (ed.) Via scientiae iuris : International Conference of PhD Students in Law, Miskolc; Gazdász Elasztik Kft. (2015) 476 p. pp. 215-222. 8 p.
6. Kriston, Edit: Thoughts about the Regulation of Matrimonial Property Rights in EU and in Hungary In: Hurdík, Jan; Dobrovolná, Eva; Valdhans, Jirí (szerk.) Dny Práva 2015 = Days of Law 2015 Část VIII. Systémové otázky soukromého práva, Brno, Csehország : Masaryk University, 2016, pp. 157-163. , 7 p.
7. Kriston, Edit - Sági, Edit: Possibilities of Harmonisation in the Field of Family Property Law EUROPEAN INTEGRATION STUDIES 15 : 1 pp. 81-89. , 9 p. (2020)

Course description

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|--|------------------------|
| Name of the course: Special seminar on environmental law and natural resources law in Central Europe | Neptun code: DFDIÁJ |
| Type of the course: elective specialised seminar | |
| Name of the lecturer: Prof. Dr. Szilágyi János Ede full professor | |
| Name of other involved lecturers: | |
| Semester: <u>spring</u> | Hours/semester: 15 |
| Creditpoints: 3 | Evaluation: colloquium |
| <p>Course objectives</p> <p>The course focuses on the cross-border acquisition of agricultural land taking into account the concept of sustainable development, food security/food sovereignty and the characteristic approach of the Central European states (especially Poland, Czech Republic, Slovakia, Hungary, Romania, Slovenia, Croatia, Serbia) taking into account the international and EU law.</p> | |
| <p>Syllabus</p> <ol style="list-style-type: none"> 1. Cross-border acquisition of agricultural land in a holistic approach 2. The FAO VGGT and the cross-border acquisition of agricultural land 3. Cross-border acquisition of agricultural land taking the investment law into consideration I 4. Cross-border acquisition of agricultural land taking the investment law into consideration II 5. Cross-border acquisition of agricultural land and the EU law I 6. Cross-border acquisition of agricultural land and the EU law II 7. Cross-border acquisition of agricultural land and the EU law III 8. Cross-border acquisition of agricultural land in Central European states I 9. Cross-border acquisition of agricultural land in Central European states II 10. Cross-border acquisition of agricultural land in Central European states III 11. Cross-border acquisition of agricultural land in Central European states IV 12. Cross-border acquisition of agricultural land in Central European states V 13. Cross-border acquisition of agricultural land in Central European states VI 14. Cross-border acquisition of agricultural land in Central European states VII 15. Cross-border acquisition of agricultural land in Central European states VIII | |
| <p>Course requirements:</p> <p>Written test exam for students who are on special seminar: “Central European Comparative Law”</p> | |
| <p>Compulsory literature:</p> <p>Szilágyi János Ede: Cross-border acquisition of agricultural land in Central-Eastern Europe, 2022, upcoming</p> | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. Journal of Agricultural and Environmental Law Vol. 15 No. 29 | |

2. Journal of Agricultural and Environmental Law Vol. 16 No. 30 upcoming
3. Central European Journal of Comparative Law Vol. 2 No. 3 upcoming

OPTIONAL COURSES

Subject description

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| Tantárgy neve: Criminal enforcement in Europa | Neptun kódja: DFDIÁJ255N2EN |
| | Tantárgy jellege: szabadon választható |
| Tantárgyfelelős neve, beosztása: Dr. Nagy Anita egyetemi docens | |
| Oktatásba bevont oktatók neve, beosztása: | |
| Félév: páratlan/ <u>páros</u> | Óraszám/félév: 15 |
| Kreditérték: 3 | Számonkérés: kollokvium |
| Tantárgy feladata, célja: This seminar gives an overview about the present situation and legal background of Criminal Enforcement in Europe and Sanction System in Hungary and in Europe and Sentencing Participants of the course get acquainted with the prison systems, the alternatives and alternative execution of prison sentences and alternative sanctions in Hungary and in other European countries. | |
| Tantárgyi tematika (heti bontásban): <ol style="list-style-type: none">1. Prison systems in Hungary .2. Forms of alternative execution of prison sentence.3. Conditional release.4. Right of prisoners, especially: right to visit, correspondence and telephone during imprisonment.5. Prison labour.6. Duties of prisoners.7. Rehabilitation of prisoners.8. Pardon.- Life imprisonment9. Work penalties.10. Probation officer11. Execution of injunction from public affairs.12. Injunction from exercising a profession, injunction from driving.13. Punishments and Measures in Hungary14. Sentencing15. CPT Reports about Hungary. | |
| Course requirements: szóbeli | |
| Kötelező irodalom: magyar nyelvű: <ol style="list-style-type: none">1. 2014.évi CCXL. törvény A büntetések, az intézkedések, egyes kényszerintézkedések és a szabálysértési elzárás végrehajtásáról2. 2012.évi C. törvény a Büntető Törvénykönyvről3. 1998.évi XIX. törvény A Büntetőeljárásról idegen nyelvű <ol style="list-style-type: none">1. European Committee for the Prevention of Torture, Report on the visit in Hungary. (from 24/03/2009 to 02/04/2009) See: http://www.cpt.coe.int/en/states/hun.htm2. European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment. (Strasbourg, 26.XI.1987)3. Protocol No. 1-2 to the European Convention for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment. (Strasbourg, 4.XI.1993) | |
| Ajánlott irodalom: idegen nyelvű | |

1. Atabay, Tomris: Handbook on Prisoners special needs. UNODC Criminal Justice Handbook Series, United Nations, New York, 2009 See: <http://www.unodc.org/documents/justice-and-prison-reform/Prisoners-with-special-needs.pdf>
2. Chin, Vivienne – E. Brown, Robert: Handbook for prison leaders. UNODC Criminal Justice Handbook Series, United Nations, New York, 2010 See: http://www.unodc.org/documents/justice-and-prison-reform/UNODC_Handbook_for_Prison_Leaders.pdf
3. Samaha, Joel: Criminal Justice. West Publishing Company, 1988. 514 – 776.

Further literature:

1. Act C of 2012 on the Criminal Code
http://thb.kormany.hu/download/7/ec/a0000/14_Act%20C%20of%202012%20on%20the%20Criminal%20Code.pdf
2. Recommendation Rec(2006)2 of the Committee of Ministers to member states on the European Prison Rules.
3. Commentary to the Recommendation Rec(2006)2 of the Committee of Ministers to the Member States on the European Prison Rules. See: <http://www.coe.int/t/dghl/standardsetting/prisons/E%20commentary%20to%20the%20EPR.pdf>
4. Act XIX of 1998 on Criminal Proceedings
[https://www.icrc.org/applic/ihl/ihl-nat.nsf/0/033d3f79294dc84ec1257163002cd383/\\$FILE/Act%20XIX%20of%201998.pdf](https://www.icrc.org/applic/ihl/ihl-nat.nsf/0/033d3f79294dc84ec1257163002cd383/$FILE/Act%20XIX%20of%201998.pdf)

Subject description

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| Name of the subject: Current challenges of international law – International Environmental Law I | Neptun code: DFDIÁJ254N1EN Lecture or Seminar: optional course |
| Name and title of the subject coordinator lecturer: Anikó Raisz associate professor | |
| Names and titles of involved lecturers: | |
| Semester: <u>even</u> /odd | Hours/semester: 15 |
| Credit points: 3 | Examination: colloquium |
| <p>Function and aim of the subject: Aim of the course is – apart from developing the English knowledge of the students (communication skills, legal terminology) – to make the students familiar with and reflect on the topical questions of international environmental law.</p> | |
| <p>Thematic of the subject (in weekly periods):</p> <ol style="list-style-type: none"> 1. International Law in a Nutshell I – Principles and Reality 2. International Law in a Nutshell II – Institutions 3. The Birth of IEL (International Environmental Law) I 4. The Birth of IEL II 5. The Sources of IEL 6. IEL and the Catastrophes I – Europe 7. IEL and the Catastrophes II – Worldwide 8. IEL and the Catastrophes III – Hungary 9. IEL and the Living I – Theory... 10. IEL and the Living II - ...and Practice 11. IEL and Water I – General Principles, Framework 12. IEL and Water II – Challenges and Answers 13. IEL and Water III – Practice in International/National Courts 14. Case-study 15. Conclusions, the Challenges of IEL 16. | |
| Method of examination: written, oral, written and oral | |
| <p>Required/Compulsory literature:</p> <p>Hungary</p> <ol style="list-style-type: none"> 1. Kovács Péter: Nemzetközi közjog. Osiris, Budapest, 2011 2. Raisz Anikó: A környezetvédelem helye a nemzetközi jog rendszerében. Miskolci Jogi Szemle: 1: pp. 90-108. (2011) 3. Raisz Anikó: Gondolatok a nemzetközi környezetvédelmi bírásokról. GÉP 6: pp. 33-36. (2012) <p>Foreign language:</p> <ol style="list-style-type: none"> 1. Dinah Shelton – Alexandre Kiss: Judicial handbook of environmental law, Hertfordshire, United Nations Environmental Programme, 2005 2. Dinah Shelton: Human Rights and the Environment: What Specific Environmental Rights Have Been Recognized? Denver journal of international law and policy, 35 (2006) 1., 129-171. 3. Alexandre Kiss – Dinah Shelton: International Environmental Law, Ardsley, NY, UNEP, Transnational Publishers, 2004. | |
| <p>Recommended literature:</p> <p>Hungarian language</p> <ol style="list-style-type: none"> 1. Raisz Anikó: GMO-támadás, mint az agresszió újabb formája? Polgári Szemle: 8:(1-2) pp. 168-180. (2012) | |

2. Kecskés Gábor: Húsz évvel az ENSZ környezetvédelmi és fejlesztési konferenciája után – „A jövő, amit szeretnénk”? Jogi Iránytű (3) (2012)
3. Raisz Anikó: A felszín alatti vizek határon átnyúló szennyezésére vonatkozó nemzetközi szabályozás. Publicationes Universitatis Miskolciensis Series Juridica Et Politica XXX:(2) pp. 371-382. (2012)

Foreign language

1. Jessica Howley: The Gabčíkovo-Nagymaros Case: The Influence of the International Court of Justice on the Law of Sustainable Development, Queensland Law Student Review, 2 (2009) 1.
2. Raisz Anikó: Water as the Nation's Common Heritage in the Frame of the Common Heritage of Mankind. In: Greksza Veronika, Szabó Marcel (szerk.): Right to Water and the Protection of Fundamental Rights in Hungary. 227 p. Pécs: University of Pécs, 2013. pp. 84-96. (Studia Europaea, Jurisprudentia et Practica; 4.)
3. Peter Sand: The Evolution of International Environmental Law, in: The Oxford Handbook of International Environmental Law (szerk.: Daniel Bodansky – Jutta Brunnée – Ellen Hey), New York, Oxford University Press, 2007, 29-42.

Additional literature:

- Szilágyi János Ede: WTO-jog és környezetvédelem, in: Reformato iuris cooperandi (szerk.: Bobvos Pál), Szeged, Pólay Elemér Alapítvány, 2009, 485-511.
- Winfried Lang: UN-Principles and International Environmental Law, Max Planck Yearbook of United Nations Law, 3 (1999), 157-172.
- Herczegh Géza: Bős-Nagymaros, Valóság, XLVII (2004) 2., 1-20.

Subject description

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|---|-------------------------------------|
| Name of the subject: Current tendencies of environmental law | Neptun code: DFDIÁJ258N1EN |
| | Lecture or Seminar: optional course |
| Name and title of the subject coordinator lecturer: Prof. Dr. Szilágyi János Ede full professor | |
| Names and titles of involved lecturers: - | |
| Semester: <u>even</u> /odd | Hours/semester: 15 |
| Credit points: 3 | Examination: colloquium |
| <p>Function and aim of the subject:</p> <p>The purpose of the course is to broaden the knowledge of the PhD students about the dogmatic and historic aspects of environmental law, furthermore the relationship with international law, EU law, constitutional law and other related legal fields.</p> | |
| <p>Thematic of the subject (in weekly periods):</p> <ol style="list-style-type: none"> 1. Introduction 2. The concept of sustainable development and environmental law 3. The dogmatic aspects of environmental law (subject, system, sources) 4. The dogmatic aspects of environmental law (method, historical development) 5. The international environmental law (sources, the practice of the International Court of Justice) 6. The international environmental law (regional human rights' systems) 7. WTO law and environmental protection 8. The environmental law of the EU I 9. The environmental law of the EU II 10. The constitutional aspects of environmental law 11. The criminal law's and civil law's aspects of environmental law 12. The topical issues of environmental law: GMOs 13. The topical issues of environmental law: water law concepts 14. The topical issues of environmental law: water as an environmental component 15. Conclusions | |
| <p>Method of examination: oral</p> | |
| <p>Required/Compulsory literature:</p> <p>Hungarian language:</p> <ol style="list-style-type: none"> 1. Csák Csilla: Környezetjog, volume I, Miskolc, Novotni, 2010 2. Szilágyi János Ede (ed.): Környezetjog, volume II, Miskolc, Novotni, 2010. 3. Fodor László: Környezetjog, Debrecen, Debreceni Egyetemi Kiadó, 2014. <p>Foreign language:</p> <ol style="list-style-type: none"> 1. Bell, Stuart – McGillivray, Donald – Pedersen, Ole.: Environmental law, Oxford, Oxford University Press, 2013 2. Krämer, Ludwig: EU environmental law, London, Sweet & Maxwell, 2012 3. Szilágyi János Ede: Relationship between Agricultural Law and Environmental Law in Hungary, in: Massimo Monteduro et al (ed.): Relationship between Agricultural Law and Environmental Law in Hungary, Berlin, Springer, 2015 | |

Recommended literature:

Hungarian language

1. Csák Csilla: A környezetjogi felelősség magánjogi dogmatikája, Miskolc, Miskolci Egyetem, 2012.
2. Nagy Zoltán: Környezeti adózás szabályozása a környezetpolitika rendszerében, Miskolc, Miskolci Egyetem, 2013.
3. Szilágyi János Ede: Vízjog, Miskolc, Miskolci Egyetem, 2013.

Foreign language

1. Raisz Anikó: A Constitution's Environment, Environment in the Constitution: Process and Background of the New Hungarian Constitution, Est Europa, 2012/special edition, 37-70. p.
2. Szilágyi János Ede: Affordability of Drinking-water and the New Hungarian Regulation Concerning Water Utility Supplies. In: Greksza Veronika – Szabó Marcel (ed.): Right to Water and the Protection of Fundamental Rights in Hungary. Pécs, University of Pécs, 2013, 68-83. p.
3. Szilágyi János Ede: Water public utilities and the legal provisions on price of water. Journal of Agricultural and Environmental Law, 2012/13, 92-104. p.

Additional literature: -

Subject description

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|---|-------------------------------------|
| Name of the subject: Current tendencies of agricultural and rural law | Neptun code: DFDIÁJ259N2EN |
| | Lecture or Seminar: optional course |
| Name and title of the subject coordinator lecturer: Prof. Szilágyi János Ede full professor | |
| Names and titles of involved lecturers: - | |
| Semester: even/ <u>odd</u> | Hours/semester: 15 |
| Credit points: 3 | Examination: colloquium |
| <p>Function and aim of the subject: The purpose of the course is to broaden the knowledge of the PhD students about the dogmatic and historic aspects of agricultural and rural law, furthermore the relationship with international law, EU law, constitutional law and other related legal fields.</p> | |
| <p>Thematic of the subject (in weekly periods):</p> <ol style="list-style-type: none"> 1. Introduction 2. The dogmatic issues of agricultural and rural law 3. The international background of agricultural and rural law, especially the WTO law 4. The agricultural and rural law of the EU 5. The constitutional aspects of agricultural and rural law 6. Agricultural and rural provisions concerning agricultural holdings I 7. Agricultural and rural provisions concerning agricultural holdings II 8. Agricultural and rural provisions concerning agricultural water services 9. Environmental aspects of agricultural and rural law 10. Financial system of agriculture and rural areas (the EU's and national budgets) 11. Financial system of agriculture and rural areas (national institutions) 12. The first pillar of the Common Agricultural Policy 13. The second pillar of the Common Agricultural Policy 14. The intellectual property and agricultural and rural law 15. Conclusions | |
| Method of examination: oral | |
| <p>Required/Compulsory literature:</p> <p>Hungarian language:</p> <ol style="list-style-type: none"> 1. Csák Csilla (ed.): Agrárjog, Miskolc, Novotni Kiadó, 2010 2. Fodor László: Agrárjog, Debrecen, Kossuth Egyetemi Kiadó, 2005 3. Bobvos Pál – Hegyes Péter: Földjogi szabályozások, Szeged, JATEPress, 2014 <p>Foreign language:</p> <ol style="list-style-type: none"> 1. McMahon, Joseph A.: EU Agricultural Law, Oxford, Oxford University Press, 2007 2. Desta, Melaku Geboye – McMahon, Joseph A.: Research Handbook on the WTO Agriculture Agreement, Cheltenham, Elgar, 2012 3. Szilágyi János Ede: Common Agricultural Policy. In: Angyal Zoltán et al.: Public Policies of the European Union. Târgu – Mureș, 2008, Editura Universităţii „Petru Maior”, 88-104. p. | |

Recommended literature:

Hungarian language

1. Olajos István: A vidékfejlesztési jog kialakulása és története, Miskolc, Novotni Kiadó, 2008.
2. Korom Ágoston (szerk.): Az új magyar földforgalmi szabályozás az uniós jogban, Budapest, Nemzeti Közszerkesztési Egyetem
3. Szilágyi János Ede: Eredetvédelmi kérdések a borjogban, Miskolc, Novotni Kiadó, 2009.

Foreign language

1. Szilágyi János Ede: The Dogmatics of Agricultural Law in Hungary from an Aspect of EC Law. European Integration Studies, Miskolc, Volume 7. Number 1. (ann. 2009) 41-55. p.
2. Szilágyi János Ede: The Position of the Hungarian Agricultural Legislation in the Tendencies of the Legislation Concerning the European Agricultural Holdings. European Integration Studies, Miskolc, Volume 7. Number 2. (ann. 2009) 15-30. p.
3. Szilágyi János Ede: The Accession Treaties of the New Member States and the national legislations, particularly the Hungarian law, concerning the ownership of agricultural land. Journal of Agricultural and Environmental Law, 2010/9, 48-60. p.

Additional literature: -

Subject description

| | |
|--|---|
| Name of the subject: Current Tendencies of Labour law | Neptun code: DFDIÁJ260N1EN Lecture or Seminar: optional course |
| Name and title of the subject coordinator lecturer: Dr. Jakab Nóra associate professor | |
| Names and titles of involved lecturers: - | |
| Semester: <u>even</u> /odd | Hours/semester: 15 |
| Credit points: 3 | Examination: colloquium |
| <p>Function and aim of the subject:</p> <p>The purpose of this English-language-course is broadening the knowledge of the PhD-students by a scientific assessment of dogmatic, historical, international and European issues of labour law emphasizing the relationship between employment policy and labour law.</p> | |
| <p>Thematic of the subject (in weekly periods):</p> <ol style="list-style-type: none"> 1. Employment Strategy of the European Union I. 2. Employment Strategy of the European Union II. 3. Social law and labour law I. 4. Social law and labour law II. 5. Labour law directives of the European Law I. 6. Labour law directives of the European Law II. 7. Labour law directives of the European Law III. 8. Balancing between flexibility and security - Is there an outsourcing from the traditional protective institutions of labour law? 9. Hungarian labour law codifications I. 10. Hungarian labour law codifications II. 11. The Hungarian Labour Code and the international standards I. 12. The Hungarian Labour Code and the international standards II. 13. Oral presentations 14. Oral presentations 15. Evaluation | |
| <p>Method of examination: oral</p> | |
| <p>Required/Compulsory literature:</p> <p>Foreign language:</p> <ol style="list-style-type: none"> 1. Simon Deakin – Gillian S. Morris: Labour Law. Sixth Edition. Hart Publishing. Oxford and Portland, Oregon, 2012. pp. 30-37. 131-190. 2. Mark Freedland – Nicola Kountouris: The legal construction of personal work relations. Oxford University Press, Oxford, 2011. pp.88-104. 221-252. 3. ILO (1997) Contract Labour – Fifth item on the agenda Report V (1) to the International Labour Conference 86th Session 1998, Geneva 4. Simon Deakin – Frank Wilkinson: The Law of the Labour Market. Industrialisation. Employment and Legal Evolution. Oxford University Press, Oxford, 2005. pp. 4-18. 105-109. 275-353. 5. Roger Blainpain: European Labour Law. Kluwer Law International Bv, The Netherlands, 2010. pp. 203-274. 6. Bruno Veneziani: The Employment Relationship. In: Bob Hepple – Bruno Veneziani (eds.): The Transformation of Labour Law in Europe. A Comparative Study of 15 Countries 1945-2004. Hart Publishing. Oxford and Portland, Oregon. 2009. pp.99-128. | |
| <p>Recommended literature:</p> <p>Foreign language:</p> <ol style="list-style-type: none"> 1. Guy Davidov – Brian Langille (eds.): The Idea of Labour law. Oxford University Press, Oxford, 2011. pp. 156-178. 190-208. | |

2. Christine Kaufmann: Globalisation and Labour Rights. Hart Publishing, Oxford, Portland and Oregon, 2007, pp. 9-100.

Additional literature: -

Subject description

| | |
|--|---|
| Name of the subject Current Tendencies of Labour Law | Neptun code: DFDIÁJ260N2EN Lecture or Seminar: optional course |
| Name and title of the subject coordinator lecturer: Dr. Jakab Nóra associate professor | |
| Names and titles of involved lecturers: - | |
| Semester: even/ <u>odd</u> | Hours/semester: 15 |
| Credit points: 3 | Examination: colloquium |
| <p>Function and aim of the subject:</p> <p>The purpose of this English-language-course is broadening the knowledge of the PhD-students by a scientific assessment of dogmatic, historical, international and European issues of labour law emphasizing the relationship between employment policy and labour law.</p> | |
| <p>Thematic of the subject (in weekly periods):</p> <ol style="list-style-type: none"> 1. Labour law in change: Dogmatic of labour law in the XXth century– The traditional model of labour law 2. Labour Law in change: Dogmatic of labour law in the XXIth century – Employees, self-employed and the grey zone 3. Regulation of the grey zone in the continental legal system 4. Regulation of the grey zone in the common law legal system 5. Employee-like-person in the Italian law 6. Employee-like-person in the German law I. 7. Employee-like-person in the German law II. 8. Personal working relationships I. 9. Personal working relationships II. 10. ILO and its influence on labour law I. 11. ILO and its influence on labour law II. 12. Reflexive labour law 13. Oral presentations 14. Oral presentations 15. Evaluation | |
| Method of examination: oral | |
| <p>Required/Compulsory literature:</p> <p>Foreign language:</p> <ol style="list-style-type: none"> 1. Simon Deakin – Gillian S. Morris: Labour Law. Sixth Edition. Hart Publishing. Oxford and Portland, Oregon, 2012. pp. 30-37. 131-190. 2. Mark Freedland – Nicola Kountouris: The legal construction of personal work relations. Oxford University Press, Oxford, 2011. pp.88-104. 221-252. 3. ILO (1997) Contract Labour – Fifth item on the agenda Report V (1) to the International Labour Conference 86th Session 1998, Geneva 4. Simon Deakin – Frank Wilkinson: The Law of the Labour Market. Industrialisation. Employment and Legal Evolution. Oxford University Press, Oxford, 2005. pp. 4-18. 105-109. 275-353. 5. Roger Blainpain: European Labour Law. Kluwer Law International Bv, The Netherlands, 2010. pp. 203-274. 6. Bruno Veneziani: The Employment Relationship. In: Bob Hepple – Bruno Veneziani (eds.): The Transformation of Labour Law in Europe. A Comparative Study of 15 Countries 1945-2004. Hart Publishing. Oxford and Portland, Oregon. 2009. pp.99-128. | |
| <p>Recommended literature:</p> <p>Foreign language</p> | |

1. Guy Davidov – Brian Langille (eds.): The Idea of Labour law. Oxford University Press, Oxford, 2011. pp. 156-178. 190-208.
2. Christine Kaufmann: Globalisation and Labour Rights. Hart Publishing, Oxford, Portland and Oregon, 2007, pp. 9-100.

Additional literature: -

Subject description

| | |
|---|-------------------------------------|
| Name of the subject: Current challenges of international law – International Environmental Law II. | Neptun code: DFDIÁJ254N2EN |
| | Lecture or Seminar: optional course |
| Name and title of the subject coordinator lecturer: Anikó Raisz associate professor | |
| Names and titles of involved lecturers: | |
| Semester: even/ <u>odd</u> | Hours/semester: 15 |
| Credit points: 3 | Examination: colloquium |
| <p>Function and aim of the subject:</p> <p>Aim of the course is – apart from developing the English knowledge of the students (communication skills, legal terminology) – to make the students familiar with and reflect on the topical questions of international environmental law.</p> | |
| <p>Thematic of the subject (in weekly periods):</p> <ol style="list-style-type: none"> 1. IEL and the UN I – The Beginning 2. IEL and the UN II – Topical Issues 3. IEL at Regional Level I – Europe 4. IEL at Regional Level II – Worldwide 5. IEL and the International Tribunals I – The ICJ 6. IEL and the International Tribunals II – International Arbitration, ITLOS 7. IEL and the International Tribunals III – A Separate IEL Tribunal? 8. IEL and Human Rights I – UN 9. IEL and Human Rights II – Europe 10. IEL and Human Rights III – America and Africa 11. IEL and Energy 12. IEL and the WTO 13. Current Events in IEL 14. Case-study 15. Conclusions, the Future of IEL | |
| Method of examination: oral | |
| <p>Required/Compulsory literature:</p> <p>Hungarian language</p> <ol style="list-style-type: none"> 1. Kovács Péter: Nemzetközi közjog. Osiris, Budapest, 2011 2. Raisz Anikó: A környezetvédelem helye a nemzetközi jog rendszerében. Miskolci Jogi Szemle: 1: pp. 90-108. (2011) 3. Raisz Anikó: Gondolatok a nemzetközi környezetvédelmi bírásokról. GÉP 6: pp. 33-36. (2012) <p>Foreign language</p> <ol style="list-style-type: none"> 1. Dinah Shelton – Alexandre Kiss: Judicial handbook of environmental law, Hertfordshire, United Nations Environmental Programme, 2005 2. Dinah Shelton: Human Rights and the Environment: What Specific Environmental Rights Have Been Recognized? Denver journal of international law and policy, 35 (2006) 1., 129-171. 3. Alexandre Kiss – Dinah Shelton: International Environmental Law, Ardsley, NY, UNEP, Transnational Publishers, 2004 | |
| <p>Recommended literature:</p> <p>Hungarian language</p> | |

1. Raisz Anikó: GMO-támadás, mint az agresszió újabb formája? *Polgári Szemle*: 8:(1-2) pp. 168-180. (2012)
2. Kecskés Gábor: Húsz évvel az ENSZ környezetvédelmi és fejlesztési konferenciája után – „A jövő, amit szeretnénk”? *Jogi Iránytű* (3) (2012)
3. Raisz Anikó: A felszín alatti vizek határon átnyúló szennyezésére vonatkozó nemzetközi szabályozás. *Publicationes Universitatis Miskolciensis Series Juridica Et Politica* XXX:(2) pp. 371-382. (2012)

Foreign language

1. Jessica Howley: The Gabcikovo-Nagymaros Case: The Influence of the International Court of Justice on the Law of Sustainable Development, *Queensland Law Student Review*, 2 (2009) 1.
2. Raisz Anikó: Water as the Nation's Common Heritage in the Frame of the Common Heritage of Mankind. In: Greksza Veronika, Szabó Marcel (szerk.): *Right to Water and the Protection of Fundamental Rights in Hungary*. 227 p. Pécs: University of Pécs, 2013. pp. 84-96. (*Studia Europaea, Jurisprudentia et Practica*; 4.)
3. Peter Sand: The Evolution of International Environmental Law, in: *The Oxford Handbook of International Environmental Law* (szerk.: Daniel Bodansky – Jutta Brunnée – Ellen Hey), New York, Oxford University Press, 2007, 29-42.

Additional literature:

- Szilágyi János Ede: WTO-jog és környezetvédelem, in: *Reformator iuris cooperandi* (szerk.: Bobvos Pál), Szeged, Pólay Elemér Alapítvány, 2009, 485-511.
- Winfried Lang: UN-Principles and International Environmental Law, *Max Planck Yearbook of United Nations Law*, 3 (1999), 157-172.
- Herczegh Géza: Bős-Nagymaros, *Valóság*, XLVII (2004) 2., 1-20.

Programm der Lehrveranstaltung

| | | |
|---|--|--------------------------------------|
| Titel der Lehrveranstaltung: Aktuelle Tendenzen des Steuerstrafrechts in Europa | | Neptuncode: DFDIAJ264N1EN |
| | | Form der Lehrveranstaltung: Wahlfach |
| Lehrbeauftragte: Univ. Doz. Dr. Judit Jacsó | | |
| Andere Lehrbeauftragte: -: | | |
| Semester: <u>Wintersemester</u> /Sommersemester | | Stunden/Semester: 15 |
| Kredit: 3 | | Voraussetzung: Prüfung |
| <p>Ziel der Lehrveranstaltung:</p> <p>Die Bekämpfung der Steuerhinterziehung gehört zu den wichtigsten Agenden der Europäischen Union. Die Lehrveranstaltung gibt einen Überblick über die aktuellsten Tendenzen des Steuerstrafrechts in Europa. Im Zuge des Wahlfaches werden bestimmte Problembereiche ausgewählt, welche aus verfassungsrechtlichen, strafrechtlichen und europarechtlichen Aspekten behandelt werden.</p> | | |
| <p>Thematik (wöchentlich):</p> <ol style="list-style-type: none"> 1. Einführung in die Problematik. 2. Geschichtliche Entwicklung der Bekämpfung der Steuerhinterziehung in der EU 3. Regelungsmodelle der Steuerhinterziehung in Europa 3. Aktuelle Reformen des Steuerstrafrechts in ausgewählten Mitgliedstaaten der Europäischen Union I. (Deutschland) 4. Aktuelle Reformen des Steuerstrafrechts in ausgewählten Mitgliedstaaten der Europäischen Union II. (Österreich) 5. Aktuelle Reformen des Steuerstrafrechts in ausgewählten Mitgliedstaaten der Europäischen Union III. (Ungarn) 6. Legitimation der Schaffung einer gemeinsamen Regelung: Strafwürdigkeit und Strafbedürftigkeit 7. Grenzen der Strafbarkeit (Bagatellgrenzen) 8. Blankettgesetzgebung im Bereich des Steuerstrafrechts 9. Den Allgemeinen Teil des StGB betreffende Problematiken I. (Einstufung nach Deliktskategorien) 10. Den Allgemeinen Teil des StGB betreffende Problematiken II. (Bestrafung der Phasen) 11. Den Allgemeinen Teil des StGB betreffende Problematiken III. (Beteiligungsformen, Sanktionen, Verjährung) 12. Spezifische Befreiungsmöglichkeiten von der Strafbarkeit 13. Den Besonderen Teil des StGB betreffende Problembereiche I. (Begriffliche Klarstellung, verdeckte Gewinnausschüttung, Umsatzsteuerhinterziehung, Steuerhinterziehung und Geldwäschebekämpfung) 15. Zusammenfassung der erworbenen Kenntnisse: Beantwortung der Grundfragen der Europäisierung des Steuerstrafrechts | | |
| <p>Prüfung: schriftlich und mündlich</p> | | |

Pflichtliteratur:

Fremdsprachige:

- Bülte, Jens: Finanzverbrechen als Vortaten der Geldwäscherei, Leitner, Roman (Hrsg.), Finanzstrafrecht 2012, Linde Verlag, Wien, 2013, S. 163-189.
- Dannecker, Gerhard: Abgabenhinterziehung und Betrug im europäischen Rechtsvergleich. Der österreichische Abgabebetrag – Modellcharakter für Europa?, in: Leitner, Roman (Hrsg.), Finanzstrafrecht 2012, Linde, Wien, 2012, S. 61-113.
- Dannecker, Gerhard: Bekämpfung der Steuerdelinquenz auf europäischer Ebene, in: Kube, Hanno/Mellinghoff, Rudolf/Morgenthaler, Gerd/Palm, Ulrich/Puhl, Thomas/Seiler, Christian (Hrsg.), Leitgedanken des Rechts, C.F. Müller, Heidelberg 2013, S. 1809–1823.
- Dannecker, Gerhard: Verdeckte Gewinnausschüttungen im deutschen Steuer-, Gesellschafts- und Bilanzrecht und ihre Bedeutung für das Strafrecht, in: Leitner, Roman (Hrsg.), Handbuch verdeckte Gewinnausschüttung, Wien 2014, S. 427-498.
- Jacsó Judit: Gedanken über die deutsche Regelung der Selbstanzeige im Fall der Steuerhinterziehung, Publicationes Universitatis Miskolcensis, Sectio Juridica et Politica, Tomus XXXII. Miskolc University Press, Miskolc, 2014, S. 273–293.
- Jacsó Judit: Neue Wege zur Bekämpfung der Steuerhinterziehung durch den Straftatbestand des Haushaltsbetrugs im ungarischen StGB, ZStW 2015; 127(1), S.187-224.
- Jacsó Judit: Überlegungen zur Harmonisierung des Steuerstrafrechts in der EU – Utopie oder Wahrheit?, in: Gál, I. L.(Hrsg.), Tanulmányok Tóth Mihály professzor 60. születésnapja tiszteletére (Festschrift zum 60. Geburtstag von Prof. Dr. Mihály Tóth) Pécsi Tudományegyetem ÁJK, Pécs, 2011, S. 319–331.
- Judit Jacsó: Über die Grundzüge der Steuerhinterziehungsregelung in Deutschland, Österreich und Ungarn, in: Badó, Attila – Detlw W. Belling – Bóka János – Mezei Péter (Hrsg.): Internationale Konferenz zum zehnjährigen Bestehen des Instituts für Rechts-vergleichung der Universität Szeged, Universitätsverlag Postdam, 2014, S. 177-197.
- Leitner, Roman – Lehner, Alexander: Selbstanzeige in Österreich Wesentliche Eckpunkte und Vergleich zur Rechtslage in Deutschland, NZWiSt 2015/2, S. 52-59.
- Leitner, Roman – Plückhahn, Otto: Finanzstrafrecht kompakt, 3. Auflage, Linde Verlag, Wien, 2015.
- Leitner, Roman: Verdeckte Gewinnausschüttung im Finanzstrafrecht, in Leitner (Hrsg.), Handbuch verdeckte Gewinnausschüttung, Linde Verlag, Wien, 2014, S. 319-353.
- Rolletschke, Stefan: Steuerstrafrecht, 4. Auf., Vahlen, München, 2012.
- Tiedemann, Klaus, Wirtschaftsstrafrecht Besonderer Teil, Vahlen Verlag, München, 2011.

Empfohlene Literatur:

Fremdsprachige:

- Leitner, Roman (Hrsg.), Handbuch verdeckte Gewinnausschüttung, Linde Verlag, Wien, 2014.
- Wabnitz, Dr. Heinz-Bernd – Janovsky, Thomas: Handbuch des Wirtschafts- und Steuerstrafrechts, 4., neu bearbeitete und erweiterte Aufl., C.H. Beck, München, 2014.
- Tiedemann, Klaus, Wirtschaftsstrafrecht. Einführung und Allgemeiner Teil mit wichtigen Rechtstexten, Verlag Franz Vahlen, München, 2014.

Weitere Literatur:

Tantárgyi program

| | |
|--|---|
| Tantárgy neve: The actual questions of youth justice in Europe | Neptun kód: DFDIÁJ267N1EN Tantárgy jellege: szabadon választható |
| Tantárgyfelelős neve, beosztása: Csemáné Dr. Váradi Erika egyetemi docens | |
| Oktatásba bevont oktatók neve, beosztása: | |
| Félév: <u>páratlan</u> /páros | Óraszám/félév: 15 |
| Kreditérték: 3 | Számonkérés: kollokvium |
| Tantárgy feladata, célja: | |
| <p>The aim of the course is to give an overview about the present situation and legal background of youth justice in Europe with special focus to the relevant documents of EU and COE and the legislation and practice of individual European countries.</p> <p>The students get acquainted with the new trends in criminal policy, the actual question of youth justice, the problems of criminal responsibility, the different direction of sanction systems, etc.</p> | |
| Tantárgyi tematika (heti bontásban): | |
| <ol style="list-style-type: none"> 1. New trends in criminal policy: neoliberalism, treatment-ideology and the restorative approach 2. Reform strategies in Western-Europe 3. Reform strategies in Central and Eastern European countries 4. The youth justice model on the field of criminal policy 5. The framework of youth justice in the documents of European Union and the Council of Europe 6. The most important definitions of youth justice 7. The minimum age of criminal responsibility 8. The situation of young adults 9. The strengthening of criminal responsabilization 10. The idea of minimum intervention 11. The different types of diversion 12. The role and position of mediation 13. The role of community sanctions 14. Conclusion - common European juvenile justice? 15. The global juvenile justice | |
| Course requirements: írásbeli, szóbeli, <u>written (essay) and oral</u> | |
| Kötelező irodalom: | |
| magyar nyelvű | |
| <ol style="list-style-type: none"> 1. Cedric Foussard: A „jó gyakorlatok” definíciója a fiatalkorúak (büntető)igazságszolgáltatása területén. In: Miskolci Jogi Szemle 2015/1. pp. 149-155. 2. Csemáné Váradi Erika: A Janus-arcú kriminálpolitika – avagy a fiatalkori bűnözéssel szembeni fellépés aktuális kérdései. In: Collegium Doctorum Konferencia. Miskolc, Bíbor Kiadó, 2013. Paper 7. 3. Lévay Miklós: Az Amerikai Egyesült Államok Legfelsőbb Bírósága a fiatalkorúakkal szembeni halálbüntetés és a tényleges életfogytig tartó szabadságvesztés alkotmányellenességéről. In: Máthé Gábor, Révész T. Mihály, Gosztonyi Gergely (szerk.) Jogtörténeti Parerga: Ünnepi Tanulmányok Mezey Barna 60. születésnapja tiszteletére. Budapest, ELTE Eötvös Kiadó, 2013. pp. 247-258. | |
| idegen nyelvű | |
| <ol style="list-style-type: none"> 1. Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA 2. Dünkel F.: Juvenile Justice and Crime Policy in Europe. In: Zimring F. E.- Langer M. - Tanenhaus D. S. (ed.): Juvenile Justice in Global Perspective. New York University Press, New York, 2015. pp 9-62 3. Reparation to the victim in the European Juvenile Justice System - REVIJ Project's Final Report. Foundation Diagrama, Murcia, 2016. | |

Ajánlott irodalom:

magyar nyelvű

1. Csemáné Dr. Váradi Erika: A fiatalkorúak büntető-igazságszolgáltatása: reformelképzelések. In: Vigh Dávid (szerk.): Kriminológiai Közlemények, Budapest, 2010. 152-163.o.
2. Dr. Vaskuti András: A nemzetközi dokumentumokban megfogalmazott ajánlások érvényesülése a fiatalkorúak büntető-igazságszolgáltatásában. PhD-értekezés, ELTE, 2016
3. Lux Ágnes (szerk.): Gyermekközpontú Igazságszolgáltatás. AJBH Projektfüzetek 2013/1.

idegen nyelvű

1. Dünkel F.: Juvenile Justice Systems in Europe – Reform developments between justice, welfare and ‘new punitiveness’. In: Kriminologijos studijos 2014/1. pp. 31-76.
2. Lévay Miklós: Of Hungarian Criminology and Development of Criminal Policy in Hungary since Changing the Regime in 1989-1990. In: Kerecsi Klára, Kiss Valéria (szerk.): Challenges of Criminality in Hungary: Anything New Under the Sun? Budapest: Magyar Kriminológiai Társaság, 2014, pp. 31-48
3. Zimring F. E.- Langer M.: One theme or many? The Search for a Deep Structure in Global Juvenile Justice. In: Zimring F. E.- Langer M. - Tanenhaus D. S. (ed.): Juvenile Justice in Global Perspective. New York University Press, New York, 2015. pp 383-412.

Further literature:

1. Csemáné Dr. Váradi Erika: Nemzetközi és hazai tendenciák a fiatalkorúak büntető-igazságszolgáltatásában. PhD-értekezés, ME, 2000
2. Borbíró A. - Gönczöl K. - Kerecsi K. - Lévay M. (szerk.): Kriminológia. Szakkriminológia. Wolters Kluwer Kft, Budapest, 2016.

Course description

| | |
|--|---|
| Tantárgy neve: Finances of the Pension System | Neptun kód: DFDIÁJ268L1EN Tantárgy jellege: szabadon választható |
| Tantárgyfelelős neve, beosztása: Dr. Varga Zoltán egyetemi docens | |
| Oktatásba bevont oktatók neve, beosztása: | |
| Félév: páratlan/páros | Óraszám/félév: 15 |
| Kreditérték: 3 | Számonkérés: kollokvium |
| <p>Tantárgy feladata, célja: The course intends to give an overview of the finances of the pension systems in the Member States of the European Union, especially in Hungary. The course tries to demonstrate the most important steps to the sustainability of the pension systems, and the results of the pension reforms in the Central Europe. The main subject matter is the Hungarian pension system in particular and its problems nowadays. It is necessary to be stated, that the pension system has a hundred year history. It is a very special area, which is determined by the social security law, the financial law, economics, demography and sociology, and also affected by private law. Another subject is the coordination of social security systems in the European Union. The coordination provisions establish common rules and principles which have to be observed by all national authorities, social security institutions, courts and tribunals when applying national laws. By doing so, they ensure that the application of different national legislations does not adversely affect persons exercising their right to move and to stay within EU Member States. In other words, a person who has exercised the right to move within Europe may not be placed in a worse position than a person who has always resided and worked in one single Member State. A migrant worker could face problems due to the fact that in some Member States, access to social security coverage is based on residence, whilst in others only persons exercising an occupational activity (and the members of their families) are insured. In order to avoid a situation where migrant workers are either insured in more than one Member State or not at all, the coordination provisions determine which national legislation applies to a migrant worker in each particular case .</p> | |
| <p>Tantárgyi tematika (heti bontásban):</p> <ol style="list-style-type: none"> 1. Historical background 2. The Pension System Reform-1997 3. Changes in the 1997-2011 period 4. The reform of the two-pillar statutory pension system in 2010-2012 5. Regulations effective from 2012 6. Eligibility criterion: service time, Calculating the pension amount 7. The benefits for persons with changed capacity, Survivors' (bereavement) benefits 8. Old-age pension benefits, Amount of old-age pension, Service time 9. Dependent's benefits I.: Widow's Pension, Orphan's Benefits, Parent's Benefits, 10. Dependent's benefits II. : Accident-related Dependent's Benefits, Widow's Benefits 11. Enforcement of claims, procedural regulation 12. Miscellaneous Provisions for the Enforcement of Claims 13. Liability regulations, remedy | |
| <p>Course requirements: (presentation, test, essay etc.) The student has to give an oral presentation or has to write an essay about a selected topic. Completion requirements and evaluation criteria for seminar grades and exams: (acknowledgement of in-semester contribution, scoring system, etc.): There is a five-scale grading (1-5) where the thresholds are determined as follows: 0-60% fail, 61-70% pass, 71-80% satisfactory, 81-90% good, 91-100% excellent. Oral/written exams, or specific methods/practices applied during the course : -</p> | |
| <p>Compulsory literature:</p> <ol style="list-style-type: none"> 1. Varga Zoltán: Pension policy from financial point of view in the European Union | |

2. In: Kékesi Tamás (szerk.) The Publications of the MultiScience - XXX. microCAD International Multidisciplinary Scientific Conference. Konferencia helye, ideje: Miskolc, Magyarország, 2016.04.21-2016.04.22. Miskolc: University of Miskolc, 2016. Paper E-11. 8 p.
3. (ISBN:978-963-358-113-1)
4. Varga Zoltán: Financial Aspects of the old-age pensions' coordination In: Miskolci Egyetem (szerk.)
5. The Publications of the MultiScience - XXIX. microCAD International Multidisciplinary Scientific Conference. Konferencia helye, ideje: Miskolc, Magyarország, 2015.04.09 Miskolc: Miskolci Egyetem, 2015. Paper ISBN 978-963-358-061-5. 7 p. (ISBN:ISBN 978-963-358-061-5)

Recommended literature:

1. Hajdú, József: Coordination of the old-age pension in the EU In: Emlékkönyv Román László születésének 80. évfordulójára. Pécs 2008.
2. Varga, Zoltán: Adategyeztetési eljárás a nyugdíjbiztosításban. In: Hallók Tamás (szerk.)
3. Publicationes Universitatis Miskolciensis: Sectio Juridica et Politica. 366 p. Miskolc: Miskolc University Press, 2015. pp. 192-199.(XXXIII.)
4. Varga, Zoltán: Koordinációs szabályok a nyugdíjbiztosításban. In: Paulovics Anita (szerk.)
5. Decem anni in Europaea Unione IV.: Államtudományi tanulmányok. 310 p. Konferencia helye, ideje: Miskolc, Magyarország, 2014.09.11 Miskolc: Miskolci Egyetemi Kiadó, 2015. pp. 272-299.(Miskolci Jogtudományi Műhely; IV.) (ISBN:978-963-358-099-8)
6. Könyvrészlet/Könyvfejezet/Tudományos

Course Description

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|---|--|
| Course title: Contemporary Methods of Legal Research | Neptun code: DFDIÁJ281N2EN |
| | Type of course: optional |
| Name and position of responsible lecturer: Dr. Szabolcs HEGYI, associate professor | |
| Name and position of other teaching lecturer(s): - | |
| Semester: autumn/spring | Hours per week/semester: 1/15 |
| Number of credits: 3 | Requirements: oral/written exam |
| <p>Course objectives: The course intends to give an introduction to Contemporary Methods of Legal Research in the framework of the EDELNet+ PhD Training in Research Methods and Skills Project. Lecturers and PhD students from six European universities take part in the program.</p> | |
| <p>Course structure: Phase one: Online seminar</p> <ol style="list-style-type: none"> 1. Introduction 2. Doctrinal legal research 3. Legal philosophical work 4. Comparative legal research 5. Historical legal research 6. Socio-legal research 7. Critical legal research 8. Feminist analysis of the law 9. Economic analysis of the law 10. Phase two: individual and teamwork exercises 11. Individual task: reflecting upon the methods studied 12. Teamwork: application one of the methods of the course, supported by the lecturer 13. Phase three: evaluation 14. Teamwork: application a second method to the issue of their choice, without support | |
| <p>Evaluation method: (presentation, test, essay etc.) The online seminar begins in late February 2021 and ends in late May. It begins with a synchronous online introduction to the seminar. This introduction can be delivered by several lecturers and be recorded and made available to students throughout the course. The bulk of this phase consists of reading and viewing the materials offered on an online platform. The first exercise asks students to reflect upon the methods studied in phase 1 and explain which of these methods they would find more suitable for their own research and why. This will be formulated by the students in short texts no longer than 1000 words and then discussed in virtual sessions with the lecturers. The second exercise asks students to work in teams and apply one of the methods of the course to an example from research practice provided by the lecturers. Students will be provided with a concise topic and the basic information to apply one of the methods. Students will present their work in virtual sessions and will receive peer-feedback from the other group(s) working with the same method.</p> <p>Completion requirements and evaluation criteria for seminar grades and exams: (acknowledgement of in-semester contribution, scoring system, etc.): The final evaluation will gather students in groups of +/-4 members and require them to apply a second method to a problematic of their choice. The teams will shape their work into a synchronous virtual presentation that the lecturers responsible for each method will grade.</p> | |
| <p>Compulsory literature: Online course materials provided by the FernUniversity in English.</p> <p>Recommended literature:</p> <ol style="list-style-type: none"> 1. P. Ishwara Bhat: Idea and Methods of Legal Research. Oxford University Press, 2019. 2. Laura Cahillane, Jennifer Scheweppe: Case Studies in Legal Research Methodologies: Reflections on Theory and Practice. Clarus Press, 2018 3. Nicos Stavropoulos: 'Legal Interpretivism'. In: Stanford Encyclopedia of Philosophy, https://plato.stanford.edu/entries/law-interpretivist/ | |

Course Description

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|---|--|
| Course title: Empirical Legal Studies | Neptun code: DFDIÁJ282N2EN |
| | Type of course: optional |
| Name and position of responsible lecturer: Dr. Vinnai Edina, associate professor | |
| Name and position of other teaching lecturer(s): - | |
| Semester: autumn/spring | Hours per week/semester: 1/15 |
| Number of credits: 3 | Requirements: oral/written exam |
| <p>Course objectives: The course intends to give an introduction to Empirical Legal Studies in the framework of the EDELNet+ PhD Training in Research Methods and Skills Project. Lecturers and PhD students from six European universities take part in the program.</p> | |
| <p>Course structure:</p> <ol style="list-style-type: none"> 1. Introduction 2. Differences between traditional legal and empirical research 3. Similarities between traditional legal and empirical research 4. Examples of empirical legal research 1.: Gender 5. Examples of empirical legal research 2.: Legal education 6. Examples of empirical legal research 3.: Reporting on courtroom trials 7. Examples of empirical legal research 4.: Organized crimes 8. Examples of empirical legal research 5.: Family violence 9. Examples of empirical legal research 6.: Stalking legislation 10. Examples of empirical legal research 7.: Reporting on police interrogation 11. Empirical methods: interviews, observations, online methods, discourse analysis, surveys, experiments, etc. 12. Student exercises in small groups 13. Paper presentation of student exercise | |
| <p>Evaluation method: (presentation, test, essay etc.) Students will take part in small group exercise and write a paper about their findings and their learning experiences. Papers address both the learning materials, literature collected by the students themselves, and an account of their empirical-legal research and findings.</p> | |
| <p>Completion requirements and evaluation criteria for seminar grades and exams: (acknowledgement of in-semester contribution, scoring system, etc.): During a meeting with all students and teachers attending (via videoconference; in June 2021) students present their papers and discuss experiences with the other students and the supervisors. The teachers do the assessments.</p> | |
| <p>Compulsory literature:</p> <ul style="list-style-type: none"> - Four Kennisclips (research notes with explanation of empirical research and methods) made for Open University Netherlands, translated in English. - Online course materials provided by the FernUniversity in English | |
| <p>Recommended literature:</p> <ol style="list-style-type: none"> 4. Grom Maggie Walter, Social Research Matters: https://www.amazon.com/Social-Research-Methods-Maggie-Walter/dp/0195520173: Chapter 2 and 14 (obligatory); Chapter 12 (optional) 5. Chapter(s) from C. Bijleveld, Research methods for empirical legal methods: an introduction (Den Haag: Boom, forthcoming) Chapter 7 obligatory; Chapter 4 (optional). 6. Cane, Peter – Kritzer, Herbert M. (eds): The Oxford Handbook of Empirical Legal Research. Oxford University Press, 2010. | |

**Programm der Lehrveranstaltung
Steuerrecht**

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| Titel der Lehrveranstaltung: Steuerrecht | Neptuncode: DFDIÁJ283N1EN Institut: Institut für öffentliches Recht Lehrstuhl für Finanzrecht Form der Lehrveranstaltung: Wahlfach |
| Lehrbeauftragte: Univ. Doz. Dr. VARGA, Zoltán | |
| Andere Lehrbeauftragte: -: | |
| Semester: Wintersemester/Sommersemester | |
| Stunden/Semester: 15 | Voraussetzung: Prüfung |
| Kredit: 3 | |
| <p>Ziel der Lehrveranstaltung: Dieser Kurs gibt einerseits einen Überblick über das ungarische Steuerrecht. Schwerpunkt ist das Ungarische Steuersystem und dessen Reform. Die dadurch aufgetretenen Probleme werden erörtert. Der Kurs beschäftigt sich mit der Einkommensteuer (Steuerzahlern steuerpflichtiges Einkommen von Einzelunternehmern Kapitaleinkommen Vermeidung der Doppelbesteuerung Administration) und mit der Sozialversicherungsbeiträge und mit den Gebühren für Vermögensübertragung Erbschaftsteuer Schenkungssteuer Gebühren zur entgeltlichten Vermögensübertragung). Zum anderen beschäftigen wir uns auch mit dem Deutschen und Österreichischen Steuersystem.</p> <p>Zu entwickelnde Kompetenzen: Wissen: T3, T4, T5 Fähigkeit: K1, K2, K3, K4, K5, K6, K7, K8 Einstellung: A1, A2, A3, A4, A5, A6 Autonomie und Verantwortung: F1, F2, F3, F4, F5, F6</p> | |
| Thematik (wöchentlich): | |
| <ol style="list-style-type: none"> 1. Einführung in das Steuerrecht, Grundbegriffe des Steuerrechts 2. Einkommensteuer in Ungarn 3. Besteuerung von Einzelunternehmern 4. Einkommensteuer in Deutschland 5. Einkommensteuer in Österreich 6. Mehrwertsteuer I. 7. Mehrwertsteuer II. 8. Mehrwertsteuer in Deutschland 9. Mehrwertsteuer in Österreich 10. Körperschaftssteuer 11. Verbrauchsteuer 12. Geschäftsordnung für die Besteuerung I. 13. Verfahrensregeln der Besteuerung II. 14. Verfahrensregeln der Besteuerung III. 15. Gebühren | |
| <p>Methode und Bewertung der Semesterbewertung: (Präsentation, Test, Aufsatz usw.) Der Student muss eine mündliche Präsentation halten oder einen Aufsatz über ein ausgewähltes Thema schreiben.</p> <p>Abschlussvoraussetzungen und Bewertungskriterien für Seminarnoten und Prüfungen: (Anerkennung des Semesterbeitrags, des Bewertungssystems usw.): Es gibt eine fünfstufige Einstufung (1-5), bei der die Schwellenwerte wie folgt bestimmt werden: 0-60% nicht bestanden, 61-70% bestanden, 71-80% zufriedenstellend, 81-90% gut, 91-100% ausgezeichnet.</p> <p>Mündliche / schriftliche Prüfungen oder spezifische Methoden / Praktiken, die während des Kurses angewendet werden: -</p> | |
| Pfichtliteratur: | |
| Literatur auf Ungarisch: | |

- Adótan 2020. (Herich György) Penta Unió, Pécs, 2020.
- Pénzügyi Jog II. (szerk. Simon István) Osiris Kiadó, Budapest 2012.

Rechtsquellen:

- Gesetz CL von 2017 Gesetz über die Reihenfolge der Besteuerung
- Gesetz CLI von 2017 Gesetz über die Steuerverwaltung
- Gesetz CXXVII von 2007 Gesetz über die Mehrwertsteuer
- Gesetz CXVII von 1995 in der mehrfach geänderten Fassung über die Einkommensteuer
- Gesetz LXXXI von 1996 in der mehrfach geänderten Fassung über Körperschaftsteuer und Dividendensteuer
- Gesetz XCIII von 1990 in der mehrfach geänderten Fassung über Gebühren
- Gesetz LXVIII. von 2016 über Verbrauchsteuern

Fremdsprachige:

Tipke, Klaus – Lang, Joachim: Steuerrecht: Ein systematischer Grundriss. Handbuch Buch. Hardcover 24. Auflage. 2020 1400 S Verlag Dr. Otto Schmidt. ISBN 978-3-504-20151-7

Birk / Desens / Tappe

Steuerrecht

Lehrbuch/Studienliteratur

Buch. Softcover

23., neu bearbeitete Auflage. 2020

XXX, 542 S

C.F. Müller. ISBN 978-3-8114-4935-0

Empfohlene Literatur:

Fremdsprachige:

- https://www.zfuw.uni-kl.de/sites/default/files/media/user-68/files/DISC_Leseprobe_SR_Alpmann%20Schmidt_0619.pdf
- <http://docplayer.org/47172276-Leseprobe-zu-weitere-informationen-zum-titel-unter-tipke-lang-steuerrecht-19-auflage.html>
- <https://www.financescout24.de/wissen/ratgeber/einkommensteuer>
- <https://www.gevestor.de/details/so-funktioniert-die-einkommenssteuer-in-deutschland-675743.html>
- <https://www.bundesfinanzministerium.de/Web/DE/Themen/Steuern/Steuerarten/Einkommensteuer/einkommensteuer.html>
- <http://www.gesetze-im-internet.de/estg/ESTG.pdf>
- <https://www.smart-rechner.de/einkommensteuer/>
- <https://www.ionos.de/startupguide/unternehmensfuehrung/einkommensteuer/>
- <https://www.vlh.de/wissen-service/steuer-abc/wie-funktioniert-unser-einkommensteuersystem.html>