

## SUBJECT DETAILS

Data on the subject	
Name	EU Consumer Protection Law
Degree	Postgraduate in Master in International and European Business Law
Year	2017-2018
Nature	Spring
ECTS Credits	1
Department	Law
Area	Law

Data on the teaching staff	
Teaching staff	Inmaculada Herbosa Martínez
Group	
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Telephone	619 02 63 64
Office	Universidad de Deusto
Tutoring Schedule	Upon request from students

## SPECIFIC DATA ON THE SUBJECT

Pre-requisites
None
Contribution of the degree to the professional profile
<p>This subject focuses primarily on the study of various Directives regarding “Contract law” in the field of consumer protection, as well as other initiatives for future regulation of contract law in Europe. Thus, this course helps the student specialized training, and complements the insights offered by other core subjects of the curriculum, such as Civil law, Commercial law and European Union law.</p>

## COMPETENCES TO BE IMPROVED

### Generic Competences

#### Instrumental

Legal reasoning

#### Interpersonal

Participative and collaborative attitude

#### Systemic

Integration of the different areas involved in the case

### Specific competences of the subject

#### Conceptual (knowing)

Knowledge of the provisions of the Directives on consumer protection and their interpretation by the European Court of Justice

#### Procedural (doing)

Interpretation and resolution of cases according to the “community acquis” and the case law of the European Court of Justice

#### Professional (knowing how)

Resolution of conflicts using legal arguments and additional personal judgment

## THEMATIC AREA AND CONTENT

### AREA 1:

#### Theme 1: Liability product Directive

1.1. Scope, definitions and liability provided for by this Directive

1.2. Case Law of the ECJ:

- Case C-203/99: Judgment of the Court (Fifth Chamber), 10 May 2001.
- Case C-183/00: Judgment of the Court (Fifth Chamber), 25 April 2002.

#### Theme 2: Consumer goods Directive

2.1. Scope, definitions and rights conferred to consumers

2.2. Case Law of the ECJ: Case C-404/06: Judgment of the Court (First Chamber), 17 April 2008.

<b>AREA 2: NER DIRECTIVE ON CONSUMER RIGHTS (2011)</b>
<b>Theme 1: Distance contracts and off- premises contracts</b>
1.1. Legal definitions 1.2. Rights conferred to consumers
<b>Theme 2: Case-Law related to these contracts</b>
2.1. Case C-423/97: Judgment of the Court (Third Chamber), of 22 April 1999.

## BIBLIOGRAPHY AND RESOURCES

<b>Basic Bibliography</b>
<b>Text books</b>
<ul style="list-style-type: none"> <li>- DEVENNEY, J.: European Consumer Protection: Theory and Practice, Cambridge University Press, 2012.</li> <li>- SCHULZE, R.: European Contract Law: A Commentary, Beck/Hart, 2012.</li> </ul>
<b>Websites</b>
<ul style="list-style-type: none"> <li>-<a href="http://europa.eu">http://europa.eu</a></li> <li>-<a href="http://curia.eu">http://curia.eu</a></li> </ul>
<b>Additional Bibliography</b>
<b>Text books</b>
<ul style="list-style-type: none"> <li>-BOELE WOELKI, K. and GROSHEIDE, W.: The future of European Contract Law, Kluwer Law, 2007.</li> <li>-GRUNDMANN, S.: Constitutional Values and European Contract Law, Kluwer Law, 2008.</li> <li>- HESSELINK, M.: An Introduction to European Contract Law (Introduction to European Private Law), Hart Publishing, 2012.</li> <li>- HONDIUS, W.: Unexpected circumstances in European Contract Law, Cambridge University Press, 2011.</li> <li>- HOWELLS, G. and WEATHERILL , S.: Consumer Protection Law , Dartmouth, 2005 (2 nd edition)</li> <li>- MICKLITZ, H. , REICH N. AND P. ROTT, Understanding EU Consumer Law, Intersentia, 2009.</li> <li>- MILLER, L.: The Emergence of EU Contract Law: Exploring Europeanization, Oxford University, 2012.</li> <li>- SCHULZE, R.: Towards a European Contract Law, European Law Series, 2011.</li> <li>- VOGENAUER, E.. and WEATHERILL, S.: The Harmonisation of European Contract Law: Implications for European Private Laws, Business and Legal Practice, Volume 1, Oxford University, 2006.</li> <li>- WEATHERILL, S.: EU Consumer Law and Policiy, Edward Elgar Publishing (European Law Series), 2005.</li> </ul>

## TEACHING METHODOLOGY

<b>General methodological aspects of the subject</b>
<b>Contact hours methodology: Activities</b>
<ul style="list-style-type: none"> <li>Basic explanations on the subject</li> <li>Short practice issues related to the subject</li> <li>Analysis of case law of the ECJ on the matter</li> <li>Conclusions</li> </ul>
<b>Independent study methodology: Activities</b>
<ul style="list-style-type: none"> <li>Read the guidelines before class</li> <li>Learn the basic elements of the Directives explained in class and the ECJ cases</li> <li>Application of concepts to practical cases related to the subject</li> </ul>

<b>SUMMARY OF STUDENT WORK HOURS</b>			
Activity	Number of contact hours	Number of independent study hours	Total number of hours
Lecture	3	1	
Practical class	6.30		
Debate			
In class presentation	-		
Individual work	-	12	
Work in collaboration	-		
Evaluation: one minute paper	10'		
Evaluation: class test	20'		
Evaluation: exam	2	Preparation of exam	
Evaluation: exam review			
Others	-		
<b>ECTS Credits:</b>	<b>10 horas (+exam)</b>		

### GRADE EVALUATION AND CRITERIA

Evaluation Activities	Generic Competences	Indicators	Evaluation Weighting
Continuous Eval: Participation in class	Participative and collaborative attitude	reasonable answers to the questions raised in class	5 %
Continuous Evaluation: one minute paper	Learning to solve legal issues	Understanding of legal concepts	15%
Continuous Evaluation: class test	Learning to solve legal issues	Use of consistent and reasonable reasons to solve legal issues	20%
Evaluation: exam	Identifications and integration of the different subjects involved in the case	<ul style="list-style-type: none"> <li>- Identification of the applicable law</li> <li>- Application of the legal rules to the case</li> </ul>	50 %
Attendance			10%