



MASTER ACADEMIC STUDIES PROGRAMME
IN
CONTEMPORARY LEGAL STUDIES

BELGRADE, 2022/2023 ACADEMIC YEAR

BACKGROUND

Established in 2001, Union University School of Law in Belgrade (UUSLB) is renowned for its contemporary approach to studying legal disciplines by combining theoretical lectures and practical training. UUSLB differs from other law schools in its teaching and studying approach: in addition to standard legal disciplines, its study programmes encompass contemporary ones, such as EU law, human rights, media law, medical law, consumer law, environmental law, IT law, anti-discrimination law, sports law etc.

UUSLB study programmes are designed and harmonized with the relevant programmes of the European universities.

Teaching is delivered either by eminent professors and/or prominent legal experts including Prof. Dragoljub Popović, SJD, Prof. Bogoljub Milosavljević, SJD, Prof. Nebojša Šarkić, SJD Prof. Violeta Beširević, SJD, Prof. Tatjana Papić, SJD, Prof. Aleksandra Čavoški, SJD, etc.

Distinctive contribution to teaching at UUSLB comes from a group of young people and faculty members who have studied at prestigious universities abroad, such as the London School of Economics, the University of Sorbonne, the Central European University, the University of Connecticut, the University of Leicester, etc.

UUSLB is the only school in the Republic of Serbia in which Professors, often engaged as visiting professors, have been awarded honorary doctorates by world-renowned universities for their contribution to the development of jurisprudence.

UUSLB Professors represent the Republic of Serbia in different commissions with the UN, Council of Europe and in various European professional organizations.

UUSLB is registered with the Ministry of Education and Sports of the Republic of Serbia (based on its Decision No. 612-00-298/2001-04 dated 01 November 2001).

The Accreditation and Quality Assurance Committee of the Republic of Serbia issued a Certificate of Accreditation of the, Master Academic Studies Programme in Human Rights Law (Reg. No. 612-00-02500/2013-04 from 20 March 2015).

EQUAL OPPORTUNITIES

UUSLB provides equal study, participation and/or employment opportunities to all its students, faculty members and/or employees regardless of their personal traits that may otherwise be considered grounds for discrimination (such as their race, ethnicity, religion, creed, sex, ancestry or geographical origin, sexual orientation, political affiliation, property status, culture, language, age, mental or physical disability).

2022-2023 Academic Calendar

The academic year is divided into two semesters.

	DD/MM/YY
The autumn semester begins on:	01/11/ 2022/
The autumn semester ends on:	17/ 02/ 2023
The spring semester begins on:	01/03/2023
The spring Semester ends on:	16/06/2023

Exams Periods:

- February:* 20--28/02/2023
- April:* 03--07/04/2023
- June:* 19--30/06/2023
- September 1:* 04/09--15/09/2023
- September 2:* 25/09--29/09/2023
- October:* 02/10--10/10/2023

Days Off:

The School is closed on weekends and on the following national holidays in the Republic of Serbia:

11 November (Armistice Day)

2 - 6 January (New Year and Christmas)

15 - 16 February (Statehood Day of the Republic of Serbia)

14 - 17 April (Easter Holidays)

1-2 May (International Labour Day)

MASTER ACADEMIC STUDIES PROGRAMME

INTRODUCTION

UUSLB organizes and implements postgraduate academic studies in law with the title of **Master of Laws (LLM)** being awarded upon their completion.

Eligibility criteria:

- Completion of a four-year undergraduate academic studies programme in law (240 ECTS);
- Completion of a four-year undergraduate academic studies in law acc. to the regulations before the 2005 Higher Education Law entered into force; or
- Completion of a four-year academic study programme (240 ECTS) on a related humanities or social sciences school or department, or acc. to the laws before the 2005 Higher Education Law entered into force, provided that the curricula of those schools or departments are compatible with those of the UUSLB acc. to the UUSLB bylaws.

Beside the aforementioned criteria, the candidates' English language skills level must be such as to provide for teaching and instruction comprehension, passing exams, research projects implementation and writing of a final paper. Such skills are to be proven by possessing the following certificates: CAE - Cambridge Advanced Certificate in English, IELTS – International English Language Testing System, TOEFL – Test of English as a Foreign Language, as well as by presenting a graduation certificate from a high school in which the teaching was in English, or a diploma proving completion of undergraduate academic studies in English.

ORGANIZATION OF STUDIES

The Contemporary Legal Studies (CLS) study programme corresponds to the Bologna higher education system of legal professionals. It has a clear and unambiguous purpose, aims and learning outcomes, all in line with the law proscribing the national qualification framework, gearing students towards obtaining a master in laws academic title. The CLS lasts for a year (two semesters), with a total score of 60 ECTS. During their studies, the students must pass four exams (one from a mandatory subject and another three from optional ones), do an internship, implement a research study as a preparation for their final papers, as well as defend their masters thesis. Passing exams entails 30 ECTS, while internship, preparation and the final thesis entail the remaining 30 ECTS.

This study programme is an extension of a four-year undergraduate academic studies programme providing students with an direct access to their masters studies. The CLS lasts for a year (two semesters), with a total score of 60 ECTS and implemented

exclusively in English. The programme includes subjects from various branches of law and legal disciplines, focusing on studying their contemporary application challenges. Master academic studies in law provide students with highest level of professional and theoretical knowledge necessary for resolving the most complex legal problems, a skill significant in all types of legal professions. Teaching in English provides students with an access to international education opportunities or professional career.

In line with the programme aim, upon completion of CLS students will have acquired the following knowledge and intellectual skills, i.e. general and specific professional competencies: 1. Specialist legal professional activities implementation skills; 2. Extended general theoretical and practical knowledge in chosen study subjects as an essential precondition to quality and responsible professional decision-making; 3. The ability to relate theoretical to practical knowledge to the possibilities of resolution of complex issues and cases requiring knowledge of various legal fields and complex legal acts composition skills; 4. The ability to apply various interpretative methods for considering legal texts as one of the necessary components of legal reasoning; 5. Logical thinking and conclusion-drawing capacity by applying legal syllogism and argumentation, along with interlinking knowledge from various fields of law; 6. The capacity to implement basic academic / legal research, including identification of appropriate research sources, adequate research methodology selection and research techniques application; 7. Correct and clear written and oral presentation skills concerning legal issues and compelling presentation and public appearance skills; 8. Assuming a responsible and critical attitude towards any social developments; 9. Conscientiousness and conduct corresponding the highest ethical standards of the legal profession; 10. Preparedness to take the initiative, independence and integrity in decision-making. Upon CLS completion, a student who has completed a 240 ECTS undergraduate academic programme in law with UUSL or another law school in the Republic of Serbia has direct access to the UUSL doctoral programme - PhD in law.

Upon completing the programme, students acquire the 7.1 qualification level and an academic title of a **Master of Laws (MA/LLM)**, with extended, in-depth theoretical and practical knowledge and intellectual skills necessary for a successful career in the field of law as related to managerial positions in public administration, the judiciary, international organisations, companies and the non-governmental sector.

Required Course

Legal Writing and Research

Spring semester: *Lecturers:* Prof. Violeta Beširević, SJD 12 ECTS
Prof. Tatjana Papić, PhD
Prof. Jelena Jerinić, PhD

Elective Courses

Contemporary Dispute Resolution and Mediation

Autumn semester: *Lecturer:* Assoc. Prof. Jelena Arsić, PhD 6 ECTS

Taxation and Public Policy

Autumn semester: *Lecturer:* Assoc. Prof. Mihajlo Babin, PhD 6 ECTS

EU Private Law

Autumn semester: *Lecturer:* Assist. Prof. Aleksa Radonjić, PhD 6 ECTS

Health and Human Rights

Autumn semester: *Lecturer:* Assoc. Prof. Jelena Simić, PhD 6 ECTS

International Human rights Law Seminar

Autumn semester: *Lecturer:* Prof. Tatjana Papić, PhD 6 ECTS

Seminar: The Law in Film and Literature

Autumn semester: *Lecturers:* Prof. Violeta Beširević, SJD 6 ECTS
Prof. Tatjana Papić, PhD
Assoc. Prof. Jelena Simić, PhD

Law and Politics

Autumn semester: *Lecturer:* Prof. Violeta Beširević, SJD 6 ECTS

COURSE CONTENTS AND LITERATURE

COURSE: LEGAL WRITING AND RESEARCH

Theoretical lessons:

1. Choosing a research topic;
2. Research methods;
3. Writing a research proposal;
4. Academic writing and policy writing;
5. Types of legal writing and policy writing;
6. Writing skills;
7. Library skills, referencing and plagiarism.

Practical lessons:

Working on writing samples (e.g. memos, case briefs, academic writing, policy papers, policy briefs) - individually and in smaller groups.

LITERATURE:

1. Prince, M. M. (ed.) *The Bluebook: a Uniform System of Citation* - 18th ed. Cambridge, Mass. : The Harvard Law Review Association, 2005
2. Lynne Taylor "Writing a legal research paper: Research Methodologies", *Legal Writing: A Complete Guide for a Career in Law* LexisNexis, 2014, available at <https://learnlawlife.co.nz/2017/08/21/writing-a-legal-researchpaper-research-methodologies/2014>
3. Michael D. Murray and Christy Hallam DeSanctis, *Legal Writing and Analysis*, New York, NY: Foundation Press: Thomson Reuters, 2009. *Legal Writing and Analysis* New York, NY: Foundation Press: Thomson Reuters, 2009.
4. Morris L. Cohen, Kent C. Olson. *Legal Research in a Nutshell*, 8th ed. St. Paul : Thomson/West 2000
5. Garner, Bryan A. *Legal writing in plain English: a text with exercises* Chicago: University of Chicago Press, 2001. 2001

COURSE: CONTEMPORARY DISPUTE RESOLUTION AND MEDIATION

1. Dispute resolution matrix – overview and meaning of alternatives;
2. Conflicts and disputes – origins, approaches and implications;
3. Evolution of dispute resolution methods – international and national perspectives;
4. Mediation as a dispute resolution method;
5. Fields of mediation practice;
6. Models of mediation practice;
7. Quality control of mediation services;
8. Mediation and negotiation;
9. Mediation and conciliation;
10. Mediation and early neutral evaluation;
11. Mediation and arbitration;
12. Mediation and litigation;
13. Roles of a lawyer in dispute resolution;
14. Dispute resolution practicum – part one;
15. Dispute resolution practicum – part two.

LITERATURE:

1. Moffitt, L. M. & Bordone C. R. The Handbook of Dispute Resolution. San Francisco: Jossey-Bass, <https://epdf.pub/the-handbookof-dispute-resolution.html> 2005
2. Kovach, Kimberly K. Mediation: Principles and Practice St. Paul: Thomson/West. 2004
3. Barrett T. J. & Barrett P. J. A History of Alternative Dispute Resolution: The Story of a Political, Cultural, and Social Movement. San Francisco: Jossey-Bass, <https://epdf.pub/a-history-of-alternative-dispute-resolution-the-story-of-a-political-social-and-.html> 2004
4. Goldberg, S. et. al. Dispute Resolution. Boston: Little, Brown & Co. 1985

COURSE: TAXATION AND PUBLIC POLICY

Theoretical lessons:

1. Principles and goals of taxation;
2. Comparative analysis of taxation systems in Europe;
3. Taxation in the USA;
4. Principles of public policy development;
5. Impact of public policies on economic and societal development;
6. Design of the public sector reforms framework.

Practical lessons:

1. Analysis of case studies on taxation reforms;
2. Analysis of case studies on public policy design;
3. Analysis of case studies on assessment of public sector reforms.

LITERATURE:

1. Kaplow, L. The theory of taxation and public economics Princeton University Press 2011
2. John, P. Analyzing public policy Routledge 2012

COURSE: EU PRIVATE LAW

Theoretical lessons:

1. EU Private Law – The Origins;
2. Sources;
3. DCFR;
4. Distance Selling;
5. Unfair Contract Terms;
6. Spillover of Consumer Acquis into General Contract Law;
7. Political Philosophy Concerns in EUPL.

Practical lessons:

1. Distance selling CJEU case law;
2. Unfair Contract Terms CJEU case law.

LITERATURE:

1. Aleksa Radonjić. Ed. EU Private Law – Reader. (2021). Accessible in the UUSLB library at: <https://plus.sr.cobiss.net/opac7/bib/pfu/36249865>).

COURSE: HEALTH AND HUMAN RIGHTS

Theoretical lessons:

1. Introduction to the Course: Why the Right to Health;
2. From a Citizen's Right to a Human Right: Core Principles of Human Rights and the International Bill of Human Rights;
3. The Right to Health - International Bill of Human Rights and Health;
4. Public Health Policy and the State – Patient Relationship;
5. The Right to the Highest Attainable Standard of Health;
6. The Prevention, Treatment and Control of Diseases, Including Access to Essential Medicines (AIDS Policies and Practices, Rare diseases, COVID-19);
7. Global Bioethics and UNESCO – Guest Lecturer from Serbian Unit of UNESCO Chair in Bioethics;
8. Patient Rights for the 21st Century;
9. Patient Privacy & Data Protection during the COVID-19 Pandemic;
10. Natural Variations of Human Sexuality and Gender Identity and Human Rights;
11. Population Policy and Women's Health Rights;
12. Discussion relating to the written assignment (substantive problems, research methods, as well as any other queries related assignment);
13. Protection of the Human Rights of Persons with Mental Illness and Other Disabilities;
14. The Right to Health of the Elderly;
15. Student Presentations.

Practical lessons:

1. Case Brief (all cases available online) Patient Privacy & Data Protection: I v Finland, no. 20511/03, Judgment of 17 July 2008; Avilkina and Others v. Russia, no. 1585/09, Judgment of 6 June 2013; Z. v. Finland, no. 22009/93, Judgment of 25 February 1997;
2. Women's Health Rights: Evans v. the United Kingdom, no. 6339/05, Judgment of 10 April 2007; A., B. and C. v. Ireland, no. 25579/05, Judgment of 16 December 2010; Vo v. France, no. 53924/00, Judgment of 8 July 2004;
3. Gender, Health and Human Rights: Christine Goodwin v. the United Kingdom, no. - 28957/95 Judgment of 11 July 2002; Van Kück v. Germany - 35968/97. Judgment of 1 June 2003;
4. Persons with Disabilities: Volintiru v. Italy, no. 8530/08, Judgment of 19 March 2013; Dodov v. Bulgaria, no. 59548/00, Judgment of 17 January 2008;
5. The Right to Health of Older People: D.D. v. Lithuania, no. 13469/06, Judgment of 14 February 2012; X v. Finland, no. 34806/04, Judgment of 3 July 2012.

LITERATURE:

1. Toebes, B., Ferguson, R., Markovic, M.M., Nnamuchi, O. (Eds.) The Right to Health: A Multi-Country Study of Law, Policy and Practice Asser Press ; Berlin-Heidelberg: Springer. 20

2. Grodin, M., Tarantola, D., Annas, J., G., Gruskin, S. Health and Human Rights in a Changing World Routledge. 2013
3. Mason, John Kenyon; Laurie, Graeme T. Mason and McCall Smith's Law and Medical Ethics, 9th ed. Oxford : Oxford University Press; 2013
4. Jackson, E. Medical Law: text, cases, and materials, 3rd ed. Oxford: Oxford University Press 2013
5. Popović, D. European Human Rights Law – A manual: An Introduction to the Strasbourg Court and its Jurisprudence Eleven Publishing International 2013
6. Wirya, A., Larasati, A., Gruskin, S., Ferguson, L. Global Health and Human Rights for a Postpandemic World BMJ Global Health, <https://gh.bmj.com/content/bmjgh/5/8/e003548.full.pdf> 202
7. Sandor, J. Rebalancing Human Rights at the Time of COVID Pandemic Pravni zapisi, No.2/2020, pp.355-708. http://www.pravnizapisi.rs/wpcontent/uploads/issues/2-2020/Pravni_zapisi_2020-02-02_Sandor.pdf; 2020
8. Beširević, V. Bioethics in Democracy: Transforming the Clash of Absolutes into Human Rights Issues, in Bioethik – Medizin – Politik/Bioethics - Medicine - Politics Walter Schweidler, ed. (Sankt Augustin, Germany: Academia Verlag,), pp. 79-89. 2012
9. Beširević, V. Norms of Bioethics: Informed Consent in UNESCO Bioethics Declarations The Annals of the Faculty of Law Belgrade -Belgrade Law Review, vol. III, pp. 257-265; 200
10. Beširević, V. Gods Must be Crazy: Does a Constitution Speak about Bioethics? 1 The Annals of the Faculty of Law Belgrade, International Edition, pp.110-132. 2007
11. Group of authors Thematic report, Health-related issues in the case-law of the European Court of Human Rights Council of Europe/European Court of Human Rights https://www.echr.coe.int/Documents/Research_report_health.pdf 2015

COURSE: INTERNATIONAL HUMAN RIGHTS LAW SEMINAR

1. International Human Rights Law: Historical Background and Justification;
2. Sources of International Human Rights Law;
3. Nature and Scope of Obligations under International Human Rights Law;
4. Equality and Non-Discrimination;
5. Integrity of the Person I: Right to Life;
6. Integrity of the Person II: Prohibition of Torture;
7. Freedom of Expression;
8. Sexual Orientation and Gender Identity;
9. Human Rights Challenges in the Digital Age: Student Presentations;
10. International Protection I: United Nations, political bodies;
11. International Protection II: United Nations, treaty bodies;
12. International Protection III: European Court of Human Rights;
13. Protection of Migrants before the European Court of Human Rights: A study visit to the Belgrade Centre for Human Rights;
14. Right to Adequate Standard of Living: A study visit to the A11 – Initiative for Economic and Social Rights;
15. Interactions of International Human Rights Law and International Humanitarian Law.

LITERATURE:

1. D. Moeckli, S. Shah, S. Sivakumaran, D. Harris International Human Rights Law Oxford University Press 2010
2. D. Popović European Human Rights Law – A manual: An Introduction to the Strasbourg Court and its Jurisprudence Eleven Publishing International pp. 1-111; 115-166; 248-271 2013
3. M. Milanović, T. Papić As Bad As It Gets: The European Court of Human Rights's Behrami and Saramati Decisions and General International Law International and Comparative Law Quarterly, 58, pp. 267-296 2009
4. T. Papić Right to Privacy and Legal Recognition of Gender Identity in Serbia – Constitutional Court of Serbia at Work Annals of the Faculty of Law in Belgrade (Belgrade Law Review), 64, pp. 113-125. <http://ojs.ius.bg.ac.rs/index.php/anali/article/view/198> 2016
5. R. Wedgwood Human Rights Bodies: The United Nations High Commissioner for Human Rights, the Human Rights Council and Regional Human Rights Bodies The Work of the United Nations Human Rights Committee: Enforcing the International Covenant on Civil and Political Rights, UN Audiovisual Library of International Law, https://legal.un.org/avl/ls/Wedgwood_HR.html 2008
6. W. Schabas Human Rights in 2066 TED Talk, <https://www.youtube.com/watch> 2017

SEMINAR: LAW IN FILM AND LITERATURE

Introductory part of the seminar covers theoretical topics, covered through analysis of existence of academic literature on the following topics: The right to a right in literature Introduction to law and film The remaining part of the seminar is dedicated to the analysis of selected literary works and films, through assigned student presentations or screenings of selected films, followed by group discussion. Some of the literary works that students can analyze include, for example: Shakespeare, *The Merchant of Venice*; Bernhard Schlink, *Reader*; Harper Lee, *To Kill the Mockingbird*; Franz Kafka, *The Trial* etc. Among the films which deal with topics from different areas of law are: *Taking Sides* (2001); *Whose Life is it Anyway*; *Philadelphia* (1993); *Dead Man Walking*; *Lion* (2016) - based on the book *A Long Way Home*; *Marriage Story* (2019); *Kramer v. Kramer* (1979) etc. Final selection of literary works and films is determined at the beginning of the school year.

LITERATURE:

1. Kamir, O. Why 'Law-and-Film' and What Does it Actually Mean? A Perspective Continuum: *Journal of Media & Cultural Studies* Vol. 19, No. 2, June 2005, pp. 255–278, <http://www.oritkamir.org/wpcontent/uploads/2016/08/WhyLaw-and-Film-2005.pdf> 2005
2. Richard A. Posner *Law and Literature: A Relation Reargued* *Virginia Law Review* 72(1351), 1986, https://chicagounbound.uchicago.edu/cgi/viewcontent.cgi?referer=https://scholar.google.com/scholar?hl=e&as_sdt=0%2C5&q=How+Law+is+Like+Literature&btnG=&httpsredir=1&article=2882&context=journal_articles 1986
3. Robin West *Communities, Texts, and Law: Reflections on the Law and Literature Movement* *Georgetown Public Law and Legal Theory Research Paper* No. 11-63, 1988 <https://scholarship.law.georgetown.edu> 1988

COURSE: LAW AND POLITICS - COURTS AS POLITICAL INSTITUTIONS

1. The Logic of Judicial Review;
2. When Judges Decide: The Political Question Doctrine;
3. Judicialization of Mega Politics ;
4. A Case Brief Discussion;
5. Judicial Review and State Formation;
6. Judicial Review and Transition;
7. Judicial Review and Divided Societies;
8. Judicial Review and Democratic Backsliding;
9. In-Class Debate: Can Courts Bring About Social Change;
10. Judicial Review in Democratic Deficit Setting: The Case of The EU;
11. Militant Democracy in The Jurisprudence of The EctHR;
12. Article Review Presentations.

LITERATURE:

1. Violeta Beširević. ed. Law and Politics: Courts as Political Institutions, A Reader. UUSLB 2021.

COURSE: PRINCIPLES OF GOOD GOVERNANCE

1. The notion and origin of the concept of good governance;
2. Legal approach to good governance;
3. Typology of principles of good governance and their basic elements;
4. International standards in relation to good governance;
5. European standards of good governance - origins and development;
6. Principles of good governance in specific fields of administrative law;
7. Principles of good governance and human rights;
8. The role of principles of good governance in caselaw of administrative courts;
9. The role of independent institutions in development of principles of good governance;
10. Codification of principles of good governance;
11. Principles of good governance in selected European jurisdictions;
12. The right to good administration in EU law;
13. Principles of good governance in Serbian law;
14. / 15. Case study on selected principles (accountability, transparency, proportionality, participation).

LITERATURE:

1. Paul, C. EU Administrative Law Oxford University Press, Oxford. 2006
2. Seerden, R. (ed.) Administrative law of the European Union, its member States and the United States: a comparative analysis Antwerpen 2007
3. Rose-Ackerman, S., Lindseth, P. (eds.) Comparative Administrative Law Cheltenham 2010
4. European Commission for Democracy through Law (Venice Commission) Stocktaking on the notions of "good administration" CDL(2011)006, [https://www.venice.coe.int/webforms/documents/default.aspx?pdfid=CDL\(2011\)006-e](https://www.venice.coe.int/webforms/documents/default.aspx?pdfid=CDL(2011)006-e) 2011
5. Mendes, J. Good Administration in EU Law and the European Code of Good Administrative Behaviour EU Working Papers Law, 9, <https://ssrn.com/abstract=1554907> or <http://dx.doi.org/10.2139/ssrn.1554907> 2009
6. European Union Charter of Fundamental Rights of the European Union, 26 October 2012, 2012/C326/02, <https://eurlex.europa.eu/legalcontent/EN/TXT/?uri=CELEX:12012P/TXT> European Union, 26 October 2012, 2012/C 326/02, <https://eurlex.europa.eu/legalcontent/EN/TXT/?uri=CELEX:12012P/TXT> 2012
7. European Ombudsman The European Code of Good Administrative Behaviour EU, <https://europa.eu/!Gx99WU> 2015
8. - Recommendation CM/Rec(2007)7 of the Committee of Ministers to member states on good administration Council of Europe <https://rm.coe.int/16807096b9> 2007

COURSE: PRIVACY RIGHTS AND LAW OF INFORMATION

1. Introduction to Privacy Rights;
2. Private and Public Information;
3. Privacy Related Normative Triangle;
4. Privacy and Public Right to Know, an Introduction;
5. Freedom of the Media vs. Privacy Rights;
6. Right to Access to Official Documents vs. Privacy Rights;
7. Privacy and Security, an Introduction;
8. Data Confidentiality vs. Privacy Rights;
9. Protection of Privacy Rights, an Introduction;
10. Media Law Remedies;
11. Personal Data Protection;
12. Criminal Law Protection;
13. Protection of Privacy, Main Challenges;
14. Internet and Privacy;
15. New Technological Achievements and Privacy.

LITERATURE:

European Union Agency for Fundamental Rights (FRA) and Council of Europe European Data Protection Law, Handbook European Union Agency for Fundamental Rights (FRA) and Council of Europe <https://fra.europa.eu/en/publication/2018/handbook-europeandata-protection-law-2018-> edition 2018

COURSE: SELECTED TOPICS IN PROPERTY LAW

Theoretical lessons:

1. Introduction: numerus clausus, and opposability;
2. Res (things), Res digitales (digital things);
3. Possessio of res digitales and possessory protection thereof;
4. The Concept of the Right of Ownership: The Continent v. England and Wales, Revolution v. Evolution, Trust v. Fiduciary Transfer of Ownership;
5. Political Philosophy of the Abuse of the Right of Ownership: Social Justice Theories – short intro, Abuse of the right of ownership from the perspective of SJ theories;
6. Human Rights and Rights in Rem;
7. Who does my body belong to? Human body and its parts as an object in civil law.

Practical lessons:

Do I own my e-book? Possessory protection against the loud commercials

LITERATURE:

1. Akkermans, B. The Numerus Clausus of Property Rights <https://ssrn.com/abstract=2693667> 2015
2. Lindenbergh, S., D. Fundamental Rights in Private Law: Anchors or goals in a globalizing legal order <https://www.semanticscholar.org/paper/Fundamental-Rights-in-Private-Law%3A-Anchors-or-Goals-Lindenbergh/acf96a997b5f18b075ad56b8e5c4e03a6a655cb> 2010
3. Douglas, J., S. Trusts and their equivalents in civil law systems: Why did the French introduce the fiducie into the civil code in 2007? What might its effects be? The WA Lee Lecture 2012 <https://lr.law.qut.edu.au/article/view/531> 2013
4. Radonjić, A. Virtual Things, Virtual Possessio, and Possessory Protection Thereof, in: Property Law Perspectives VII Bram Akkermans and Jill Robie (eds.), https://www.academia.edu/45012627/Virtual_Things_Virtual_Possessio_and_Possessory_Protection_Thereof (pre-print 2020)

COURSE: THEORY OF HUMAN RIGHTS AND EQUALITY

Theoretical lessons:

1. Introduction to the Theory of Human Rights;
2. The Notion of Human Rights;
3. Development of the Notion of Human Rights in American Jurisprudence;
4. The Notion of Human Rights in the Jurisprudence of the European Court for Human Rights;
5. German Jurisprudence on the Notion of Human Rights;
6. The Law on Human Rights;
7. The Catalogue of Rights and Liberties from the Historical Perspective;
8. The Structure and the Principles of the Catalogue of Rights and Liberties;
9. The Beneficiaries of Rights and Liberties from the Historical Perspective;
10. The Groups of Human Rights Beneficiaries;
11. Legal Obligation to Respect Human Rights;
12. Introduction to the Theoretical Foundation of Human Rights;
13. Pure Theories of the Law and the State;
14. Theories of Social Contract;
15. Theories of Constitutional Democracy.

Practical lessons:

1. Case study: *Griswold v. Connecticut*, 381 U.S. 479 (1965);
2. Case study: *Oliari and others v. Italy*, applications nos. 18766/11 and 36030/11;
3. Case study: 1 BvR 357/05;
4. Debate: The rule on the hierarchy of rights and freedoms and the COVID19 virus protection;
5. Test: Find a natural beneficiary in the Constitution of Serbia;
6. Case study: On the addressees during the PRIDE;
7. Debate: Chicken or egg, the state or the law;
8. Debate: Battle of giants, Locke & Hobbes vs. Rousseau & Kant;
9. Case study: Draft law and its adoption in Serbia.

LITERATURE:

1. Gajin S. *Human Rights*. Belgrade, Pravni fakultet Univerziteta Union. 2019

ATTENDANCE: DUTIES, OBLIGATIONS AND SEMESTER VALIDATION

Student attendance at lessons is mandatory.

Attendance at lessons is a precondition for semester validation confirming fulfillment of all student's duties and obligations pertaining to the course. Both the autumn and spring semesters are subject to validation.

In cases teaching is not implemented in the form of lessons due to an insufficient number of candidates, mentored consultations aimed at providing an in-depth presentation of the master study programme contents are organized at least five times per semester.

Relief of attendance duty: Students residing outside the City of Belgrade, as well as those having valid grounds for it, may be relieved of their duty to attend lessons upon submission of a well-argued formal request. However, they cannot be relieved of the duty to attend mentored consultations at least once per semester. Relief-of-attendance requests are subject to approval by UUSLB Dean and confirmed in a formal decision issued by his/her office.

EXAMS

Timely fulfillment of all relevant contractual financial obligations is a mandatory precondition for taking exams. Students will not be able to apply for taking their exams until the aforementioned financial obligations have been fulfilled.

Students are obliged to take each of their exams in the first exam term following the end of the semester during which they have attended the corresponding courses. Students who fail to do it will be considered to have taken their exams and not passing them. In all other exam terms, students are free to decide when they will take their exams.

Students are bound to pass all their exams by the end of the school year, aka in the so-called October exam term the latest. If they fail to do so, they must attend the entire course once again the following school year, as well as fulfill all their pre-exam duties and obligations prior to taking their exams.

Exam grades range from 5-10.

RESOURCES AND TEACHING MATERIALS

Textbooks, teaching scripts and other materials are accessible in the UUSLB bookshop or the library.

FINALS: THE MASTER'S PAPER

The Master's paper is an individual student's work indicating that the student has mastered the methodology and skill of independent written consideration of a certain legal issue and its deliberation, as well as drawing conclusions along the lines of the dogmatic, historical, comparative legal or sociological methods appropriate for analyzing

legal issues and institutes. The Master's paper applies an academic, scientific and professional apparatus (citation of references, sources of law, court rulings, sentences, legal opinions, general attitudes, etc.) matching the standards of scientific and professional papers in the field of law.

The Master's paper draft project proposal is submitted in the second semester.

The Proposal is submitted to the Postgraduate Studies Committee in the second semester of studies, not before a student has already obtained min. 18 ECTS.¹ The Proposal, aka the paper topic, by rule, ought to be from the fields included into the student's chosen study programme. A written/electronic agreement of the proposed mentor must be enclosed to it. A mentor for the purpose of a Master's paper may be a UUSLB teacher/lecturer or a researcher engaged in teaching at the MA/LLM level studies competent for the chosen field and the topic of the Proposal.

Master's paper completion deadline: The Postgraduate Studies Committee approves the topic of the final Master's paper, appoints a mentor and names a Master's Thesis Defense Committee. Master studies programme must be completed in time proscribed by Art. 109 of the Serbian Higher Education Law. Unless the paper/thesis is defended within six months following its formal approval, it will be considered that the student has given up on its defense. Under specific circumstances, the Postgraduate Studies Committee may, based on well-argued grounds stated in a student's written request and with his/her mentor's formal compliance, prolong the deadline for writing and defense of a Master's paper to up to six months, on the condition that the deadline proscribed by the Serbian Higher Education Law had not already passed.

Mandatory contents of a Master's paper draft project proposal:

- 1. Topic;**
- 2. Justification (reasons justifying the selection of the topic);**
- 3. Aims of the paper;**
- 4. Structure with notes for each of the chapters;**
- 5. References – At least 15 sources, at least 10 of which must be academic publications and at least 5 must be in a foreign language.**

Formal and structural requirements:

Scope: min. 30 up to max. 60 pages;

Paper format: A4;

Margins: Top and bottom – 2.5 cm; left - 3 cm; right - 2 cm;

Font: Times New Roman;

Font size: Text – size 12; footnotes - size 10;

Spacing: 1.5;

Alignment: Justified;

¹ I.e. until he/she has 42 ECTS the most remaining till fulfilment of all his/her duties and obligations pertaining to CLS studies.

No. of copies: A Master's paper is submitted in 5 (five) hard copies and 1 (one) electronic copy.

COVER PAGE MADATORY FORMATTING

<p style="text-align: center;">UNION UNIVERSITY SCHOOL OF LAW IN BELGRADE</p> <p style="text-align: center;">TITLE OF THE PAPER (Master's Paper)</p> <p>Candidate: (Name and surname)</p> <p>Mentor: (Name and surname)</p> <p style="text-align: center;">Belgrade, year</p>

MASTER'S PAPER STRUCTURE

1. **Contents:** Basic parts of the Master's paper – subtitles and pagination;
2. **Abbreviations/acronyms:** If used in the paper;
3. **Introduction:** Stating the paper topic, reasons for choosing the topic, issues addressed in the paper, as well as a short overview of its contents based on its parts and its main conclusion;
4. **The body of the Master's paper:** Deals with the topic of the paper by presenting the theoretical (basic definitions) and practical (illustrative examples, by rule original ones) issues relevant to the topic of the paper. This part of the text needs to be structured in a way that discloses several logical parts marked by appropriate titles and subtitles;
5. **Conclusion:** It comes at the end of the paper and contains results and findings the student has arrived at during the research and writing of the Master's paper;
6. **References:** It is a list of readings and sources that the candidate has used for the purpose of his/her research and writing of the Master's paper in an alphabetical order by authors' names and with all data about the relevant bibliographical unit listed in the references;
7. **Annexes:** If the student wishes to disclose them.

Mandatory reading

The candidate is obliged to use at least 15 sources, at least 10 of which must be academic publications and at least 5 must be in a foreign language in his/her research.

'Sources' pertaining to references, aka reading imply all published sources: books, articles, court rulings, Internet sources, company reports, etc.

Citation:

Sources are to be cited in footnotes.

PLAGIARISM PREVENTION

A Master's paper must be a student's original contribution. Therefore, it is forbidden to use and copy other author's academic, scientific or other work without an adequate citation of the source in a Master's paper. Plagiarism does not only imply stating someone's positions without quoting them, but also using and paraphrasing others' arguments in a way that suggests to the readers of the Master's paper that they originate from its, aka the Master's paper' s author.

Using and copying materials in an unpermitted way will be considered plagiarism and disciplinary sanctions will be enacted upon its detection, in accordance with the UUSLB and the Union University bylaws.

UUSLB uses a plagiarism-detecting software. All UUSLB and University instances, as well as its employees having information about plagiarism in a Master's paper being defended at UUSLB are bound to inform the Postgraduate Studies Committee about it promptly.

MASTER'S PAPER DEFENSE

The Master's paper defense is public and done orally, by rule before a three-member committee, one member of which is an UUSLB teacher. The Committee members may be full- and part-time UUSLB teachers, academic associates of other academic and/or scientific institutions ranking from an Academic Assistant all the way to prominent legal experts.

Members of the Committee are appointed by the decision of the UUSLB Postgraduate Studies Committee, the very same document which approves the Master's paper topic and confirms the mentor appointment.

GRADING

Grading: The defense of the Master's paper is graded as follows:

»not defended« (5/10)

»defended« (6/10)

»defended« (7/10)

»defended with merit« (8/10)

»defended with distinction« (9/10)

» defended with excellence« (10/10)

Unsuccessful defense: If a student fails to defend his/her Master's paper, he/she is instructed to re-write the paper with the same or another topic. A candidate may apply for a Master's paper defense and attempt it no more than two times.

WHO IS WHO AT UUSLB

Acting Dean: Prof. Nebojša Šarkić, PhD

Vice Dean for Teaching and Student Affairs: Assoc. Prof. Jelena Simić, PhD

Vice Dean for Scientific Research: Assoc. Prof. Jelena Jerinić, PhD

POSTGRADUATE COMMITTEE MEMBERS

Assoc. Prof. Jelena Arsić, PhD (jelena.arsic@pravnofakultet.rs), President

Prof. Bogoljub Milosavljević, PhD (bogoljub.milosavljevic@pravnofakultet.rs)

Assoc. Prof. Saša Gajin, PhD (sasa.gajin@pravnofakultet.rs)

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Prof. Jelena Jerinić, PhD (jelena.jerinic@pravnofakultet.rs)

Prof. Tatjana Papić, PhD (tatjana.papic@pravnofakultet.rs)

Postgraduate Committee Secretary: Uroš Jovanović

UUSLB Secretary: Ivana Ilić

UUSLB Manager: Goran Čelić

Head Librarian: Ksenija Mitrović

Secretary with the Dean's Office: Ana Stanković

UUSLB MAP

Classrooms and lecture rooms: the 1st floor

Dean's Office: the 2nd floor

Vice Dean for Scientific Research: the 2nd floor

Vice Dean for Teaching and Student Affairs: the 2nd floor

Postgraduate Committee Secretary: the 2nd floor

UUSLB Administration and Secretary: the 2nd floor

Library: the 1st floor

Bookshop: the 1st floor

Computer room: the 2nd floor

Students' club: the 1st floor

WHOM TO CONTACT

Uroš Jovanović (uros.jovanovic@pravnofakultet.rs) is in charge of enrollment and termination of studying, entering fulfilled financial obligations into students' records/index, curricula, teaching timetables, requests for relief of lessons attendance, semester verification, exams and final papers applications, issuing diplomas, transfers from like/related schools, issuing various certificates and students' records/index duplicates.

Ivana Ilić (ivana.ilic@pravnofakultet.rs) is in charge of students' complaints and suggestions.

Goran Ćelić (goran.celic@pravnofakultet.rs) is in charge of financial monitoring, drafting and issuing preliminary invoices.

Marko Barjaktarević (marko.barjaktarevic@pravnofakultet.rs) and **Marko Vrtača** (marko.vrtaca@pravnofakultet.rs) are in charge of teaching materials, the bookshop and logistics.

Ksenija Mitrović (ksenija.mitrovic@pravnofakultet.rs) and **Olivera Golubović** (olivera.golubovic@pravnofakultet.rs) are in charge of library services.

Marko Cenić (marko.cenic@pravnofakultet.rs) and **Zlatan Stojanović** (zlatan.stojanovic@pravnofakultet.rs) are in charge of providing IT support.

TUITION FEE

Tuition fee payment: The tuition fee amounts to 1,200 EUR, 240 EUR of which are payable upon admission/enrollment, while the rest is to be paid in eight monthly installments of 120 EUR.

A corresponding monthly amount is payable until the 25th of the month being paid for, the amount in the local currency (RSD) corresponding to the amount of the installment in Euros by the the Serbian National Bank exchange rate on the day of the payment.

The tuition fee includes teaching, mentored consultations, exams, as well as Master's paper preparation and defense costs.

The tuition fee does not include the cost of coursebooks and other reading materials, borrowing documents from UUSLB for other purposes, issuance of a passed exams certificate, prolonging of the graduate student status and termination of studies costs.

USEFUL INFORMATION

Office hours

Postgraduate Committee Secretary: 13.00-19.00 h
UUSLB Secretary / Administration: 10.00-17.00 h
Library: 9.00- 20.00 h
Bookshop: 9.00- 17.00 h
Computer room: 09.00-17.00 h
Students' club: 09.00-17.00h

Information publication

All information concerning teaching, exams, teachers and other MA study programmes issues are published on the UUSLB notice board on the 1st floor, next to the Students' Affairs Service counter, as well as on the UUSLB webpage ***www.pravnifakultet.edu.rs***

PLEASE VISIT THE UUSLB WEBPAGE REGULARLY.

Accessible software at students' disposal:

Text processing software, Internet, Paragraf.net – a legal database (is Serbian)

Parking

STUDENTS ARE KINDLY ASKED TO REFRAIN FROM PARKING THEIR VEHICLES ON THE SIDEWALK IN FRONT OF THE SCHOOL IN ORDER NOT TO DISTURB THE PEDESTRIANS.

Contact:

UUSLB phones

Postgraduate Committee Secretary: (011) 2095 566

Accounting: (011) 2095 565

Bookshop: (011) 2095 530

Library: (011) 2095 521

Webpage: *www.pravnifakultet.edu.rs*

UUSLB Bank account No.:

105-4939-53; 160-322641-19; 150-1848463-45

Note:

The reference No. in students' payment transfers must be their student's record / index number.