

5.00 credits


30.0 h

Q2



This learning unit is not being organized during this academic year.

Teacher(s)	Van Drooghenbroeck Sébastien ;
Language :	French
Place of the course	Bruxelles Saint-Louis
Prerequisites	<i>The prerequisite(s) for this Teaching Unit (Unité d'enseignement – UE) for the programmes/courses that offer this Teaching Unit are specified at the end of this sheet.</i>
Learning outcomes	<p>At the end of this learning unit, the student is able to :</p> <ul style="list-style-type: none"> - To go further into detail and illustrate, through the analysis of three concrete problems, the subject matter covered in the Course of Constitutional Law II (Hugues Dumont) with regard to the theory of rights and freedoms; - To bring to light the interactions between the various legal orders and their respective instruments with regard to rights and freedoms: Constitution, Instruments of the Council of Europe, Instruments of the European Union and Instruments of the United Nations; - To reconsider, in a critical manner, certain major contemporary debates by clarifying the “framework” established by human rights legislation, and underlining on the limits of the framework thus posed: the question of the wearing of ideological signs and the reasonable accommodations; the right of control over one’s body, etc. - To introduce students to the methodologies specific to a branch of law where the “principles”, rather than the “rules”, are largely dominant: importance of Praetorian law, case analyses, etc.
Evaluation methods	Oral examination. The students may have all the relevant statutory texts, as well as the court decisions analysed during the course.
Teaching methods	The course is taught two hours per week during the second term. Being an optional course taught in the form of lectures. The lecturer allows and encourages active student participation.
Content	<p>The course covers three emerging problem areas:</p> <ul style="list-style-type: none"> - the protection of human rights as provided for by the legal system of the European Union and the relations existing between this protection and the protection of the same rights jointly provided for by the instruments of the Council of Europe; - freedom of thought, of conscience and of religion: Delicate balances of a democratic society; <p>Each one of these problem areas is covered with the help of some “theoretical” elements, given that the essence of the analysis is provided through comments of “national” legal decisions (Belgian or foreign), “European” (CJEU or ECRH) and “international” (U.N. Committees)</p>
Bibliography	Voir Syllabus d'annexes
Other infos	The teaching material consists of two basic documents (syllabi) structuring the presentation, supplemented by two appendix syllabi reproducing the relevant extracts from the decisions analyzed. Slides (rather ugly, but efficient) complete the syllabi.
Faculty or entity in charge	DRTB

Programmes containing this learning unit (UE)				
Program title	Acronym	Credits	Prerequisite	Learning outcomes
Bachelor in Law	DROB1BA	5	BDROI1110 AND BDROI1112	
Bachelor in Law French-Dutch (and French-Dutch-English)	DRNB1BA	5	BDROI1110 AND EMHUB1110 AND BDRNL1130	