

5.00 credits



21.0 h

Q1



This learning unit is not open to incoming exchange students!

Teacher(s)	Misonne Delphine ;Tulkens François ;
Language :	French
Place of the course	Bruxelles Saint-Louis
Learning outcomes	<p>At the end of this learning unit, the student is able to :</p> <p>The course aims to enable students to gain comprehensive insight into the division of competences between the EU and the Belgian State (Treaty on EU and Treaty FEU) as well as within the Belgian State among its various components (Constitution and Special Law on Institutional Reforms) with regard to the environment and to spatial development and planning.</p> <p>The students must also acquire the fundamentals of primary EU law (and related case-law), as related to environmental and land use issues.</p>
Evaluation methods	A written exam organized during the session.
Teaching methods	<p>François Tulkens hands out the applicable texts of laws and texts on the subject. The subject matter is further illustrated and updated by recent decisions of the Constitutional Court, the Council of State and various Courts and Tribunals.</p> <p>Understanding of primary law (sources). Capita selecta. Essentials of case-law. Ad hoc documentation on Moodle.</p>
Content	<p>For the part on Belgian law:</p> <ul style="list-style-type: none"> - Examination of the scope of articles 7bis and 23 of the Constitution - Critical analysis of the division of competences with regard to the environment and to town planning, between the Belgian Federal State and the regions. - Examination of the competences of the provinces and the municipalities - Identification of the main actors with regard to the environment (Specialised Agencies, various Councils, etc). <p>For the part on EU law:</p> <ul style="list-style-type: none"> - Primary law, importance of treaties - Principles/Objectives of EU environmental policy - Access to justice at EU level/ Free movement of goods and the environment/ Primary law and human rights <p>Link to ODDS: 16 & 17</p>
Bibliography	<p>Documentation postée et recommandée sur Moodle.</p> <p>RPDB v° Environnement et Urbanisme</p>
Other infos	<p>Treaty on EU-Treaty FEU</p> <p>Constitution - Special Law of 8/8/1980</p>
Faculty or entity in charge	DRTB

Programmes containing this learning unit (UE)				
Program title	Acronym	Credits	Prerequisite	Learning outcomes
Advanced Master in Environmental Law and Public Real Estate Law (shift schedule)	DPIB2MC	5		
Attestation de réussite : accession au niveau A pour les fonctionnaires fédéraux	ACNA7FC	4		
Master [120] in Law (shift schedule)	DRLN2M	5		