

5.00 credits

30.0 h

Q2



**This learning unit is not open to incoming exchange students!**

Teacher(s)	Hausman Jean-Marc ;Lys Matthieu ;
Language :	French
Place of the course	Louvain-la-Neuve
Main themes	In a general manner, this course aims to foster understanding of the relations which exist between the responses provided by the different branches of law to the question of juridical norms and the correspondence between the type of sanction adopted and the underlying juridical model. This course looks at sanctions as a juridical instrument, in other words as the means to which different branches of law have recourse in order to impose respect of norms considered as imperative. The course focuses on the sanctions applicable both to physical individuals and to moral individuals This involves analysing and comparing the different types of sanctions and their evolution within different branches of the law (public law, social law, private law, disciplinary law and criminal law), as well as studying the sanctions proper to European law and international law and the difficulties linked to their application. Questions arising from the possible accumulation of the different types of sanctions will be presented, as will be the challenging thereof by the doctrine of the classification of the sanctions into separate categories. This course will encourage questioning of the model of law imposed, founded on sanction, in relation with the different model of negotiated law, founded upon the research of a solution reached by consensus between conflicting interests. Critical reflection will be developed further to questions such as respect of the principle of proportionality or the efficiency of sanctions in relation to the objectives pursued.
Learning outcomes	
Content	In the class, we will first analyze the role of constraint and sanction as instruments of the law. Then, we will study the categories of sanctions found in various branches of the law from an evolutionary and critical perspective. We will question the nature of sanction, the accumulation of penalties and the principles applied to any form of sanctions. The methods of the class will be various and will leave place with debates. The active teaching methods will give a central place to the student in her/his training. Lonely or in teams, the student will invest her/himself in a project whose theme will be chosen among the released topics. The students will be subjected to a formative and continuous evaluation.
Faculty or entity in charge	BUDR

<b>Programmes containing this learning unit (UE)</b>				
Program title	Acronym	Credits	Prerequisite	Learning outcomes
Additionnal module in law	APPDRT	5		