



## Information about the subject

**Degree:** Bachelor of Arts Degree in Law

**Faculty:** Faculty of Legal, Economic and Social Sciences

**Code:** 312005 **Name:** European Union Competition Law

**Credits:** 6,00 **ECTS Year:** 4 **Semester:** 1

**Module:** Optional Courses

**Subject Matter:** Itinerary of Sectorial Administrative and Specialized Labour Law **Type:** Elective

**Field of knowledge:** Social and Legal Sciences

**Department:** Public Law

**Type of learning:** Classroom-based learning

**Languages in which it is taught:** Spanish

**Lecturer/-s:**

OP3104 Rafael Ripoll Navarro (**Responsible Lecturer**)

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## Module organization

### Optional Courses

Subject Matter	ECTS	Subject	ECTS	Year/semester
Itineraries of Basic Legal Sciences	36,00	-Canon Law Institutions	6,00	4/2
		-History of European Construction	6,00	4/2
		-Human Rights	6,00	4/2
		-Roman Law	6,00	This elective is not offered in the academic year 24/25
		-Social Doctrine of the Catholic Church	6,00	This elective is not offered in the academic year 24/25
		-State Ecclesiastical Law	6,00	4/2
Itinerary of Economic Law	60,00	Banking Law	6,00	This elective is not offered in the academic year 24/25
		Consumer Law	6,00	This elective is not offered in the academic year 24/25
		Corporate Finance	6,00	4/0
		-Insurance Law	6,00	4/2



Itinerary of Economic Law		Intellectual Property Law	6,00	This elective is not offered in the academic year 24/25
		-International and Comparative Law of Brands, Designs and Unfair Competition	6,00	4/2
		International Commercial Law	6,00	This elective is not offered in the academic year 24/25
		-International Commercial Transactions	6,00	4/1
		-International Taxation Law	6,00	4/0
		Law and Notary Practice	6,00	4/2
Itinerary of Sectorial Administrative and Specialized Labour Law	72,00	Air and Maritime Law	6,00	4/2
		-Employment Procedural Law	6,00	This elective is not offered in the academic year 24/25
		Energy Law	6,00	This elective is not offered in the academic year 24/25
		Environmental Law	6,00	This elective is not offered in the academic year 24/25
		European Union Competition Law	6,00	4/1



Itinerary of Sectorial Administrative and Specialized Labour Law	Information and Communication Technology Law	6,00	4/0
	National Health System Law	6,00	This elective is not offered in the academic year 24/25
	Public Contract Award Law	6,00	This elective is not offered in the academic year 24/25
	-Real Estate Law	6,00	This elective is not offered in the academic year 24/25
	-Trade Union Law	6,00	This elective is not offered in the academic year 24/25
	Transport Law	6,00	This elective is not offered in the academic year 24/25
	Water Law	6,00	This elective is not offered in the academic year 24/25

## Recommended knowledge

Extensive knowledge of the English language.

The monitoring of the decisions of the European Commission on state aid, abuse of a dominant position and incompatible agreements is very relevant. The aim is to convey to students both the current state of the European Commission's decisions in this regard and their contrast with community jurisprudence in the field of competition law.



## Prerequisites

Students must have passed at least the 48 ECTS of Basic Training of the first two semesters. Students are free to choose the electives they wish, breaking with the grouping proposed. As explained above, the Study Plan has three optional subjects that are grouped in this way:

- 1 optional subject in the seventh semester.
- 2 optional subjects in the eighth semester.

## Learning outcomes

At the end of the course, the student must be able to prove that he/she has acquired the following learning outcomes:

- R1 To know the EU regulations governing competition.
- R2 To apply the rules regulating practices that restrict competition.
- R3 To use the legislation related to cartels and monopolies.
- R4 To know the rules preventing unfair competition in company mergers and the prohibition of state aid for these activities.



## Competencies

Depending on the learning outcomes, the competencies to which the subject contributes are (please score from 1 to 4, being 4 the highest score):

GENERAL		Weighting			
		1	2	3	4
CG1	Knowledge of the Science being studied, in this case of the science of Law, fundamentally of the most practical branches, with their international and economic implications and their specialized language.				X
CG2	Analysis and synthesis capacity				X
CG4	Problem-solving capacity.		X		
CG8	Ethical commitment to information management.	X			
CG10	Knowledge of a foreign language in relation to the Science of Law.			X	
CG11	Professional relationships: be able to establish and maintain relationships with other relevant professionals and institutions.	X			
CG12	To be able to develop audiovisual presentations.		X		
CG13	Information management capacity.			X	
CG15	Ability to work in interdisciplinary teams.		X		
CG16	Ability to develop and maintain one's own competencies, skills and knowledge according to the standards of the profession.		X		
SPECIFIC		Weighting			
		1	2	3	4



CE2	Understanding of the different ways of creation of Law in its historical evolution and in its current reality, assimilating the existence of subordinate and supranational legal systems and the forms in which they are articulated.	X		
CE4	Ability to understand and know how local, regional, state, community, and international institutions work, in their genesis and as a whole, and to identify the competent institution or administration in each case as well as the sectoral law applicable in each case.	X		
CE8	Ability to know the law applicable to intra-community transactions and to international transactions outside the community and the means of enforcing it.	X		
CE9	Ability to enforce legal norms with the economic environment.			X
CE14	Ability to lodge appeals against acts of the different bodies of the various administrations or institutions.	X		
CE20	Mastery of computer techniques in obtaining legal information and communication of legal data (Internet, databases of legislation, jurisprudence, bibliography).	X		
CE30	To acquire the knowledge of the necessary legal concepts in English in order to understand and articulate a basic legal discourse in this language.		X	



## Assessment system for the acquisition of competencies and grading system

Assessed learning outcomes	Granted percentage	Assessment method
	40,00%	Practical tests
	20,00%	Written theoretical tests
	40,00%	Attendance and active participation in seminars, tutored interviews and practical activities

### Observations

1<sup>a</sup>) Students must obtain a minimum of 5 points out of 10 in the theoretical exam and in the practical exam to make the average and to be able to sum the other assessment instruments. However, in the 2nd call, the practices presented throughout the course will not be taken into account, neither the assistance and participation. The student must do a practical questionnaire and a theoretical questionnaire the same date of the official exam. The mark obtained in said tests will represent 100% of the final grade (50% theoretical and 50% practical).

2<sup>a</sup>) In relation to the concept of “attendance, active participation and a favourable attitude in the subject” (15%), the mere attendance or physical presence at classes will compute a maximum of 10%, while the remaining 30% will derive from the favourable attitude in the subject. The assessment will be made through the records of attendance and the quality of the participation.

3<sup>a</sup>) Students must obtain a minimum of 5 points out of 10, both in 1st or 2nd call, to pass the subject.

*According to article 9 of the General Regulations for the Evaluation and Qualification of Official Teachings and Own Degrees of the UCV, the continuous evaluation system is the preferred evaluation system at the UCV. The art. 10 allows, however, for those students who, in a justified and accredited manner, express their inability to attend in person (or to synchronous communication activities for virtual and/or hybrid teaching modalities), their evaluation on an extraordinary basis in the so-called single evaluation. Said single evaluation must be requested within the first month of each semester to the Dean of Faculty through the Vice-Deaneries or Master's Directorates, with the express decision on the admission of said request from the student concerned being the responsibility of the latter.*

*The evidence to be presented and/or the test/s to be carried out in the single evaluation by*





***the student will be the same as for the rest of the students, although the percentages awarded to the different evaluation instruments will be the following: 50% practical tests and 50% theoretical written tests.***

## **CLASS ATTENDANCE IN FACE-TO-FACE DEGREES**

In accordance with the development guidelines of the General Regulations for the Evaluation and Qualification of Official Teachings and Own Degrees of the UCV, in face-to-face degrees, class attendance with a minimum of 80% of the sessions of each subject will be required as a requirement to be evaluated. This means that, if a student does not attend the sessions of each subject, in a percentage greater than 20%, he/she will not be able to be evaluated, neither in the first nor in the second call, unless the person responsible for the subject, with the approval of the person responsible for degree, in view of duly justified exceptional circumstances, exempt from the minimum attendance percentage. The same criterion will be applicable for hybrid or virtual degrees in which teachers must maintain the same percentage in the requirement of "presence" in the different training activities, if any, even if these are carried out in virtual environments.

## **MENTION OF DISTINCTION:**

The mention of "Honors" may be awarded to students who have obtained a grade equal to or greater than 9.0. Their number may not exceed five percent of the students enrolled in a group in the corresponding academic year, unless the number of students enrolled is lower.

## **Learning activities**

The following methodologies will be used so that the students can achieve the learning outcomes of the subject:

- M1 Group work sessions supervised by the teacher. Study of legal cases, both true and fictitious. Significant construction of knowledge through student interaction and activity. Critical analysis of values and social commitment.
- M8 Exposition of contents by the teacher, analysis of competences, explanation and demonstration of capacities, skills and knowledge in the classroom.
- M9 Supervised monographic sessions with shared participation.
- M11 Personalised attention and in small groups. Period of instruction and/or orientation carried out by a tutor with the aim of reviewing and discussing the materials and topics presented in the classes, seminars, readings, completion of assignments, etc.
- M12 Set of written and/or oral tests used in the initial, formative or summative evaluation of the student.



- M13 Group preparation of readings, essays, resolution of problems, seminars, papers, dossiers, etc., to be presented or delivered in theory classes, practical classes, and/or small group tutorials.
- M14 Student's study: individual preparation of readings, essays, problem-solving, seminars, works, reports, etc. to present or deliver in the theoretical classes, practical classes and/or small group tutorials.

## IN-CLASS LEARNING ACTIVITIES

	LEARNING OUTCOMES	HOURS	ECTS
Practical cases. M1	R3	20,00	0,80
Theoretical classes. M8	R1, R2, R3, R4	23,00	0,92
Seminar. M9	R2, R3	10,00	0,40
Tutorial. M11	R1, R2, R4	2,00	0,08
Assessment M12	R2, R3, R4	5,00	0,20
<b>TOTAL</b>		<b>60,00</b>	<b>2,40</b>

## LEARNING ACTIVITIES OF AUTONOMOUS WORK

	LEARNING OUTCOMES	HOURS	ECTS
Group work. M13	R3, R4	5,00	0,20
Individual work. M14	R1, R2, R4	85,00	3,40
<b>TOTAL</b>		<b>90,00</b>	<b>3,60</b>



## Description of the contents

Description of the necessary contents to acquire the learning outcomes.

Theoretical contents:

Content block

Contents

ISSUE 1: State aid.

State aid, in principle the general guideline is the incompatibility of aid from the public treasury in any of its forms, to position some companies at an advantage over others in the single market. However, in light of Community legislation, the exceptional cases that may cause the compatibility of some cases of public aid must be evaluated. Special treatment deserves the study of state aid granted to public companies or those granted through them.

ISSUE 2: Abuse of dominance position.

Abuse of dominance position; Since the position of business dominance is compatible with free competition, its abuse does not turn out to be. It is about delimiting the compatible areas from those that do not result on the basis of community law.

ISSUE 3: Agreements, decisions and concerted practices.

Agreements, decisions and concerted practices. Your compliance with EU competition law regarding these business practices.



## Temporary organization of learning:

Block of content	Number of sessions	Hours
ISSUE 1: State aid.	7,00	14,00
ISSUE 2: Abuse of dominance position.	13,00	26,00
ISSUE 3: Agreements, decisions and concerted practices.	10,00	20,00

## References

### BASIC BIBLIOGRAPHY:

- Beneyto, J.M, y Maillo, J., *Tratado de Derecho de la Competencia. Unión Europea y España*, Editorial Bosch, Barcelona, 2017.

### COMPLEMENTARY BIBLIOGRAPHY:

- Fernández de la Gandara, L. y Calvo Caravaca, A.L., *Las ayudas de estado en la Comunidad Económica Europea: Análisis y Perspectivas*, Comunidad Autónoma de Murcia, 1991.

- Fernández Falleres, G., *El régimen de las ayudas estatales en la Comunidad Europea*, Civitas, Madrid, 1993.

- Ripoll Navarro, R., *Ayudas de estado a las empresas públicas. Normativa de la Unión Europea*, Fundación Bancaja, Valencia, 1998.

- Campuzano Laguillo, A., Palomar Olmeda, A., Calderón, C. y Terol Gómez, R., *El Derecho de la competencia*, Editorial Tirant lo Blanch, Valencia, 2022.

- Maseguer Fuentes, J. y Gutiérrez, A., *Comentario a la Ley de Defensa de la Competencia 7ª Ed*, Editorial Aranzadi, 2024.