

Seminar Second Term 2007-2008

The EU's External Economic Law: Market Integration from an External Perspective

Professor Marise CREMONA

Tuesdays 11.00 - 13.00, Sala Triaria

Starts: 8 January

This seminar will look at the external dimension to the EU's project of internal market integration. Starting with the four freedoms and then going on to policy areas such as social policy, competition policy, aviation and energy policies, the Area of Freedom, Security and Justice and economic and monetary union, we will examine the ways in which EU law regulates the external interface of its internal market. In doing so we will take a double perspective: on the one hand the treatment in EU law of people, services, goods and capital of non-EU origin on entry into the internal market, and on the other the different ways in which the EU has developed its external policy in these fields at an international level, comparing legal instruments and methodologies applied in different sectors. The seminar will thus be of interest to those working on EU external policy, but also to those working on internal market-related issues who are interested in the external dimension of those policy fields.

The Course will be held on Tuesdays from 11.00 until 13.00 in Sala Triaria, and will start on 8 January 2008. Each seminar session will begin with an introduction by Professor Cremona, followed by discussion and presentation of (short) discussion papers by seminar participants. In order to "pass" the seminar requirements, regular participation and presentation of a discussion paper (at least 2-3 pages) on a mutually agreed subject are required.

The following topics will be covered: An external perspective on the internal market.

1. Goods: border measures: customs duties, taxes, quotas. Customs union and common market. A treaty-driven common policy and its limits.
2. Goods: behind the border: standards and measures of equivalent effect to quantitative restrictions. National treatment, mutual recognition, harmonisation.
3. Persons: the importance of bilateral relations; "externalisation"; variable geometry.
4. Establishment, services and capital movement: liberalisation, market opening and non-discrimination.
5. Energy and aviation: extending the Community acquis beyond the EU: the Energy Charter Treaty and the European Common Aviation Area.
6. Social policy: the EU as rule-maker: exporting EU values and norms; the development of international norms.
7. Competition policy: unilateral extraterritoriality, bilateral cooperation and multilateral networking.
8. The Area of Freedom, Security and Justice: identifying objectives; internal and external security; acting through agencies; integrating the pillars.
9. The Monetary Union: where is the euro-border? competence without membership; contracting on behalf of the EU.