(UPDATED May 2013)

Dear Erasmus students,

Welcome to the Faculty of Law of the National and Kapodistrian University of Athens.

FOREWORD

The Faculty of Law is one of the four oldest faculties (‘schools’) of the University of Athens. Established in 1837, it has made a substantial contribution to the advancement of academic research and teaching in the field of law and it has significant impact on the quality of legislation in the country. The Faculty of Law has produced some of the finest legal minds of Greece, lawyers and judges of the highest calibre, active in many walks of legal life.

1. FOR GREEK ERASMUS STUDENTS OR STUDENTS WHO HAVE THE GOOD KNOWLEDGE OF THE GREEK LANGUAGE AND WISH TO FOLLOW OUR REGULAR GREEK COURSES

The Course Guide in Greek may be found on the Faculty of Law web site at: www.law.uoa.gr which is continuously updated and expanded. Additionally, on the same website a list with all Greek courses and the European credits provided for each course is available, from the academic year 2012-13. At the same site students may access information, such as examination results, by using their PIN (personal identification number).

The same course guide, translated in English may be found here: Course Guide for the Academic Year 2012-2013

The Law Faculty of the University of Athens provides a general education in law at the undergraduate level. Consequently, students are required to attend and be examined in a wide array of 31 subjects, so that they may acquire a general picture of law and legal studies. For those wishing to achieve some degree of specialization, there is also a number of optional courses, both compulsory and free.

Students must also have a clear understanding of the administration of the Faculty, the Research Staff, the premises, the timetable, the governing regulations, the curriculum, the courses and their content, as well as their rights and obligations. The above-mentioned Course Guide seeks to fulfil this need.

2. FOR FOREIGN ERASMUS STUDENTS

Hereunder you will find:
1. Organizational Structure
2. Departments of the Faculty of Law
3. Course List for the acad. year 2013-14
4. Contents of Courses
5. ECTS System
6. Grading System
7. Information letter
8. List of Departmental Coordinators per Home University and Institutional Coordinator
9. Office Hours of the Departmental Coordinators
10. Winter Course Timetable 2013-14

Please follow the link below for additional information on Erasmus Programme
www.interel.uoa.gr/erasmus/sp/sm/information.html

It is my sincere hope that the new academic year will be a successful educational experience for all of us and that eventually the students will be satisfied that their efforts have been duly rewarded.

Theodoros P. Fortsakis
Professor
President of the Faculty of Law

1. **ORGANIZATIONAL STRUCTURE**

The Faculty of Law focuses on jurisprudence. Together with the Economic Science Faculty and the Political Science and Public Administration Faculty, make up the School of Law, Economics and Political Science of the National Kapodistrian University of Athens.

The Law Faculty, like most university faculties, is administered by a General Assembly, an Administrative Board and a President of the Faculty. The General Assembly is made up of the President of the Faculty, the Directors of the Departments, 30 Elected Representatives of the members of the teaching and research Staff and representatives of the assistants, academic associates, postgraduate students and undergraduates.

The Administrative Board consists of the President of the Faculty, the Directors of the Departments and two student representatives. The Deputy President, is also a member of all the administrative bodies of the Faculty, and when necessary, acts in lieu of the President.
President of the Faculty:

Theodoros FORTSAKIS (45 Akadimias Street)

Deputy President:

Professor Dionisia KALLINIKOU (33 Ippokratous Street)

Secretary of the Faculty:

Eleni Koureli (45 Akadimias Street)

2. DEPARTMENTS

The Faculty of Law consists of the following six Departments:

1.1 DEPARTMENT A’ OF PRIVATE LAW

33 Ippokratous St, 2nd floor, Tel.: 210 3688370

1.2 DEPARTMENT B’ OF PRIVATE LAW

(Civil Procedure Law, Commercial Law, Labour Law)

33 Ippokratous St, 6th floor, Tel.: 210 3688358, 210 3688361, 210 3688363

1.3. DEPARTMENT OF PUBLIC LAW

33 Ippokratous St, 5th floor, Tel.: 210 3688371, 210 3688372

1.4. DEPARTMENT OF PENAL STUDIES

(Criminal Law, Criminal Procedure, Criminology - Penology)
3. **ERASMUS COURSES 2013 - 2014**

The academic year is divided into two terms, winter and spring semester.

A successful examination in a course gives the student the opportunity to transfer it to their home university, and it provides them with ECTS Credit Points, depending on the hours taught per week. Essays also provide with 3 ECTS Credit Points (see detailed information below).

Regardless of the taking of examinations, a student can ask for an official Certificate of Attendance, provided that the student has attended the course regularly.

Below are the Erasmus courses taught in the Law Faculty in the academic year 2013-2014.

**COURSE LIST 2013 – 2014**

**Winter Semester 2013**

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<tr>
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<th>PROFESSORS</th>
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<tr>
<td>1. European Administrative Systems</td>
<td>English</td>
<td>2hrs/week</td>
<td>P. Mouzourakis</td>
</tr>
<tr>
<td>2. Comparative Public Law</td>
<td>French</td>
<td>2hrs/week</td>
<td>J. Iliopoulos – Strangas /K. Yannakopoulos/V. Kondylis</td>
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<td></td>
<td>TITLE OF COURSE</td>
<td>LANGUAGE</td>
<td>HRS/WEEK</td>
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<td>4.</td>
<td>Introduction to the Greek Constitutional Law</td>
<td>Italian</td>
<td>2hrs/week</td>
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<tr>
<td>5.</td>
<td>Introduction to Greek Civil Law</td>
<td>English</td>
<td>2hrs/week</td>
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<tr>
<td>6.</td>
<td>European Law</td>
<td>English</td>
<td>4hrs/week</td>
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<tr>
<td>7.</td>
<td>Public International Law (International Economic Law)</td>
<td>English</td>
<td>2hrs/week</td>
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<td>8.</td>
<td>Introduction to Civil Procedure Law and International Civil Procedure Law</td>
<td>German</td>
<td>2hrs/week</td>
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<td>9.</td>
<td>Labour Law I (Individual)</td>
<td>English</td>
<td>2hrs/week</td>
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<td>10.</td>
<td>Civil Procedure</td>
<td>French</td>
<td>2hrs/week</td>
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<td>11.</td>
<td>Information Technology Law</td>
<td>English</td>
<td>3hrs/week</td>
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<tr>
<td>12.</td>
<td>Introduction to the Greek Legal History I</td>
<td>German</td>
<td>2hrs/week</td>
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<tr>
<td>15.</td>
<td>Competition Law</td>
<td>English</td>
<td>3hrs/week</td>
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<tr>
<td>16.</td>
<td>Maritime Law</td>
<td>English</td>
<td>3hrs/week</td>
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<tr>
<td>17.</td>
<td>Public Health Law</td>
<td>English</td>
<td>2hrs/week</td>
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<tr>
<td>18.</td>
<td>Civil Procedure</td>
<td>English</td>
<td>2hrs/week</td>
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</tbody>
</table>

**Spring Semester 2014**

<table>
<thead>
<tr>
<th>TITLE OF COURSE</th>
<th>LANGUAGE</th>
<th>HRS/WEEK</th>
<th>PROFESSORS</th>
</tr>
</thead>
<tbody>
<tr>
<td>19.</td>
<td>Greek Law of Succession</td>
<td>French</td>
<td>2hrs/week</td>
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<tr>
<td>20.</td>
<td>Introduction to the Greek Civil Law</td>
<td>German</td>
<td>3hrs/week</td>
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<tr>
<td>21.</td>
<td>Selected Cases of Greek Civil Law</td>
<td>German</td>
<td>2hrs/week</td>
</tr>
<tr>
<td>Course</td>
<td>Language</td>
<td>Credits/Hours</td>
<td>Instructors</td>
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<tr>
<td>22. Collective Labour Law</td>
<td>English</td>
<td>2hrs/week</td>
<td>K. Bakopoulos / Ph. Dermitzaki / D. Ladas</td>
</tr>
<tr>
<td>23. Introduction to Civil Procedure Law and International Civil Procedure Law</td>
<td>German</td>
<td>2hrs/week</td>
<td>D. Tsikrikas</td>
</tr>
<tr>
<td>24. Company Law</td>
<td>English</td>
<td>3hrs/week</td>
<td>C. Chrissanthis / I. Venieris</td>
</tr>
<tr>
<td>25. Criminology</td>
<td>English</td>
<td>2hrs/week</td>
<td>M. Kranidioti</td>
</tr>
<tr>
<td>26. Comparative Family Law</td>
<td>English</td>
<td>2hrs/week</td>
<td>D. Kallinikou/G. Lekkas/M. Bravou</td>
</tr>
<tr>
<td>27. Philosophy of Law</td>
<td>English</td>
<td>2hrs/week</td>
<td>V. Voutsakis / Ph. Vasilogiannis</td>
</tr>
<tr>
<td>28. Banking Law</td>
<td>English</td>
<td>2hrs/week</td>
<td>Ch. Livada</td>
</tr>
<tr>
<td>29. Introduction to the Greek Legal History II</td>
<td>German</td>
<td>2hrs/week</td>
<td>E. Papagiannis</td>
</tr>
<tr>
<td>30. Insurance Law</td>
<td>English</td>
<td>3hrs/week</td>
<td>D. Christodoulou / E. Kinini</td>
</tr>
<tr>
<td>31. Seminar in International Business Transactions</td>
<td>English</td>
<td>2hrs/week</td>
<td>E. Moustaira</td>
</tr>
<tr>
<td>32. Penology</td>
<td>English</td>
<td>2hrs/week</td>
<td>A. - I. Tzannetaki</td>
</tr>
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4. **Course List 2013 – 2014 - Contents**

**Winter Semester 2013**

1. **European Administrative Systems** (2hrs/week): P. Mouzouraki

Institutions and characteristics of administrations of European countries on national level and cross-comparative level.

2. **Introduction to the Greek Constitutional Law** (2hrs/week): S. Flogaitis (*Offered only in Italian*)

Breve storia constitutionale de la Grecia,

Stato Greco,

La publica administratione,
A. Aspects de l'influence du droit de l'Union européenne sur le droit administratif de ses États membres

I. Le droit de l'Union européenne et les sources du droit administratif
II. Le droit de l'Union européenne et le régime de passation et d’exécution des marchés publics
III. L’ouverture des marchés et la régulation administrative
IV. Le droit de l’Union européenne et la protection juridictionnelle effective des administrés
V. L’influence du droit de l’Union européenne sur le système de contrôle de constitutionnalité des lois

B. Études de cas

I. Créer une Autorité Administrative Indépendante pour se conformer au droit de l’Union européenne, et balancer entre Indépendance et Responsabilité (Accountability): Le cas de la Commission Nationale (Hellénique) des Télécommunications et de la Poste (EETT) et le droit de l’Union européenne»
II. Le juge légal: approche comparative
III. Le dialogue des juges nationaux avec les juges européens
4. National & International Protection of Fundamental Rights (2hrs/week): J. Iliopoulos - Strangas / T. Antoniou / S. Vlachopoulos (Offered only in German)

“Ausgewählte Fragen des nationalen, supranationalen und internationalen Menschenrechtsschutzes”

1. Konzeption und historische Entwicklung des Grundrechtsschutzes in den Mitgliedstaaten der Europäischen Union

2. Grundrechtsschutz in Griechenland

3. Die Charta der Grundrechte der Europäischen Union

4. Der Schutz der sozialen Grundrechte in der EMRK

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5. Die UNO-Konvention gegen Folter

5. Introduction to the Greek Civil Law (2hrs/week): E. Dacoronia (on educational leave)/ P. Nikolopoulos

A. Sources & Materials (Legislation, Custom, Judicial decisions, works of legal scholars)

B. Division of the Greek Civil Code

C. The General Principles of the Civil law

– Natural Persons (Capacity to hold rights, commencement & termination of personality, protection of personality)
– Legal Entities (categories, formal requirements, personality, liability)

– Rights (definition, abuse of rights, “deactivation”)

– Juridical Acts (definition, capacity, vices of consent, form, formation of contracts, consideration and cause, content, nullities, interpretation)

D. Law of Obligations (General Part)

- Obligation (definition – sources – performance in good faith – responsibility for employees)

- Contractual Obligations

- Non-performance of Obligations (claim to performance in kind impossibility – delay – other cases of breach of contract-default)

- Contractual Rescission

- Extinction of Obligations (fulfillment, set-off, assignment of claims, assumption of debt, joint & several obligations)

- Unjust enrichment

- Unlawful acts


History of European integration, European Union’s Institutions, Competences, Legal Acts and Legal Procedures, General Principles of the EU Legal Order: Autonomy, Supremacy and Direct Effect, European Union’s Judicial System (Court and General Court), Legal Remedies and Actions, Market Freedoms, Competition Law, Area of Freedom, Security and Justice, the Economic and Monetary Union, the External Relations of the EU (CFSP), the EU and Human Rights.
7. Public International Law (International Economic Law) (2hrs/week): A. Gourgourinis

This course revisits fundamental public international law issues (such as subjects of international law, sources of international law, jurisdiction, content and implementation of international responsibility, fragmentation of international law, etc.) through the lens of the special field of international economic law. Accordingly, the aim of the course is to examine how the doctrine of public international law is put into practice before transnational courts and tribunals in the context of the continuously growing international economic law adjudication.

8. Introduction to Civil Procedure Law and International Civil Procedure Law (2hrs/week):

D. Tsikrikas (Offered only in German)

I. Gegenstand und Zielsetzung des Internationalen Zivilverfahrensrechts

II. Gerichtsbarkeit oder die Frage nach dem völkerrechtlichen Umfang der Gerichtsgewalt

1. Exemtionen und Exterritorialität

2. Staatenimmunität

2.1. Immunität im Erkenntnisverfahren

2.2. Immunität im Vollstreckungsverfahren.

III. Internationale Zuständigkeit der griechischen Gerichte nach dem autonomen Recht und nach der EuGVO (Brüssel I Verordnung)

1. Direkte und indirekte Zuständigkeit

2. Allgemeine und besondere Zuständigkeit

3. Fakultative und die ausschliessliche Zuständigkeit

4. Die besonderen und ausschliesslichen Gerichtsstände im einzelnen


VI. Anerkennung und Vollstreckung ausländischer Gerichtsentscheide nach dem autonomen griechischen Recht und der EuGVO (Brüssel I Verordnung)


1. The general features

2. Definitions and Notions

3. The Historical Background

4. Sources of Labour Law

The individual employment relationship

1. Work performance: duties of the parties in the course of employment.

Duties of the employee. Duties of the worker

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2. WORKING TIME AND HOLIDAYS

Working time. Sunday rest. Annual vacation
3. REMUNERATION

Definitions. Pay systems. Forms of Remuneration

4. Suspension and change of the individual labour contract

5. The termination of the individual labour contract

The protection of the position of the employee. The termination of the labour relation of specific time. The termination of the labour relation of indefinite time

10. Civil Procedure (2hrs/week): I. Delikostopoulos (Offered only in French)

- Histoire du code de procédure civile grec
- Demande en justice: Notion, contenu, classification, exercice, action cumulée
- Effets de l’exercice de la demande en justice: Effets procéduraux, Effets du droit matériel
- Consorité simple- consorité nécessaire
- Compétence: D’attribution (Juge de paix- tribunal d’ instance- tribunal de grande instance), Territoriale, Par prorogation
- La défense du défendeur: La réponse motivée, Exception, Action reconventionnelle
- Procédure devant les tribunaux du premier degré
- Participation de tiers au procès: Intervention principale volontaire, Intervention accessoire volontaire, Mise en cause, Appel en garantie, Déclaration en jugement commun
- Preuve: Notion, Objet, Moyens de preuve (témoin, expertise, documents, attestations, indice juridique, aveu, descente sur les lieux)
- Jugement: Notion, Classification, Effets (chose jugée, force exécutoire, effet constitutif)
- Autorité de la chose jugée: Notion, Objet, Limites objectifs- limites subjectifs, Chose jugée sur les points préjudiciels
- Voies de recours: Notion, Classification, Exercice
- Voies de recours ordinaires: Opposition, Appel
- Voies de recours extraordinaires: Demande en cassation, Demande en révision, Tierce opposition

11. Information Technology Law (3hrs/week): G. Yannopoulos

MODULE(*) 1: INTRODUCTION TO THE TECHNOLOGY & LEGAL INFORMATICS
1. Methodological definitions – History: Law, Computers, Information Technology; Computer history, machines for calculations.

2. Basic principles of computer architectures: Binary system, system analysis, logical diagram, computer programming; Boolean operators, Logical ports, AND-OR-NOT; Digital communications, protocols; Security of Information Systems.

3. Treatment of Information: Information as a subject-matter worth legal protection; “Property” of information, protection, transfers; Information as an object of commercial transactions; The new right to the Information Society and Data Protection; Information and employment.

4. Legal Information Systems: Legal information as an object of processing; Legal Information Systems – Legal Information Retrieval; Legal Databases.

MODULE 2: INTERNET LAW & REGULATION

1. History of the Internet, connection to ISPs, connection to the Internet: Definitions, structure, technical characteristics and operation; Communication protocols, TCP/IP; Internet applications: Hypertext Transfer Protocol (HTTP), World Wide Web (WWW).

2. IP Addresses, Domain Name System: Registration rules, conflicts, trade marks.

3. Legal regulation of the Internet: Greek Constitution, ECHR art. 10; Legal Regulation of the Internet:
Sectored legislation; Protection of intellectual property; Internet & trade marks; Internet & Contracts:

Conclusion of contracts, Liability.

MODULE 3: CRYPTOGRAPHY & DIGITAL SIGNATURES

1. Symmetrical cryptography, certification providers.

2. Public Key Infrastructure (PKI), applications: Public & private keys, directories of public keys; Trusted Third Parties; Private key - protection (hardware, software).

3. Digital signatures, public key cryptography: Directive 99/93 (Greek PD 150/01); Digital certificates;
   Certification Authorities; Registration Authorities.

MODULE 4: LEGAL INFORMATION SYSTEMS

1. Information flows when illustrating a legal problem: Databases for legislation; Databases for case-law.


MODULE 5: RETRIEVAL OF LEGAL INFORMATION

1. Analysis of legal problems by means of information technology tools: In search of sources of law – the legal subsystem.

2. Electronic information retrieval – data structures: Indexing - Reverse index; Thesaurus – Decision tree data structure; Boolean operators - AND- OR – NOT; Retrieval standards - Recall and Precision; Conceptuel retrieval - Intelligent front-ends.
MODULE 6: INFORMATION SOCIETY AND INTELLECTUAL PROPERTY

1. Intellectual property: Subject-matter, “positive” and “negative” powers of the creator, protected “works”; International protection, Berne Convention, WTO (GATT), TRIPS; EU Directives, Software protection, data base protection.


MODULE 7: SOFTWARE PROTECTION & CONTRACTS

1. Software contracts: Predefined general terms, “shrink-wrap” licensing, non-exclusive license; Licensing, exploitation agreements; Liability; Competition, consumer protection.

2. Protection of computer programmes, Directive 91/250; Protection of databases, Directive 96/9; Object code, recompilation; Infringement by simple use, loading or “running” of computer programmes; Nonliteral copying, copying of large parts, “Look and feel”

MODULE 8: DATA PROTECTION (TECHNICAL MEASURES)

1. Protection of personal data, subject-matter, the 8 principles: Greek Constitution art. 9A; Directive 95/46; The eights principle: security measures; Trans - border data flows.

2. Protection of physical data, analysis of techniques.

(*) Modules to be taught will be subject to the availability of dates

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12. **Introduction to the Greek Legal History I** (2hrs/week): E. Papagianni (*Offered only in German*)

Die Vorlesung “Introduction to the Greek Legal History I, II” ist eine Einführung in die griechische Rechtsgeschichte. Im Wintersemester wird die Entwicklung des Rechts von der Antike bis 565 n.Chr. (Tod Justinians) bereitgestellt und im Sommersemester die byzantinische Periode und die neuere Zeit. Der Kurs findet einmal pro Woche statt und dauert 2 Stunden mit Präsenzpfllicht (nicht über 3 Vorlesungen versäumen). Hausarbeiten sind nicht erforderlich, aber korrigiert, falls die Heimuniversität sie verlangt.

Am Ende des Semesters gibt es gegebenenfalls eine mündliche Prüfung.

13. **Criminal Procedure and Special Issues of Criminal Law** (2hrs/week): E. Anagnostopoulos (Offered also in German) alternatively with **Substantive Criminal Law. Questions of the General and Special Part** (2hrs/week): N. Dimitratos

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2. The Closing of the Ordinary Investigation 136
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D. The Preliminary Inquiry 140
III. The Prosecution
   A. The Right to Prosecute
   B. The Object of the Right to Prosecute
   C. Conditions of the Right to Prosecute
   D. Dissolution of the Right to Prosecute
      1. Decriminalisation, Amnesty, Death of the Defendant
      2. Withdrawal of Complaint, Friendly Settlement
      3. Limitation by Time
      4. Non bis in idem (Provisions Against Double Jeopardy)
IV. The Trial Stage
   A. General Characteristics
   B. The Judge: an Active but Impartial Adjudicator
   C. The Beginning and Closing of the Inquiry in Court
      1. The Beginning of the Inquiry
      2. The Closing of the Inquiry
§3. THE LEGAL POSITION OF THE ACCUSED AND THE CIVIL PARTY
   I. Introductory Remarks
   II. The Legal Position of the Defendant
      A. The Provisions in the Code of Criminal Procedure and the Constitution
   III. The Legal Position of the Civil Party
      A. General Observations
      B. The Civil Party at the Pre-Trial Stage
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B. Appeal by Way of Cassation 187
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A. Appeal 188
B. Appeal by Way of Cassation 189


Exclusive rights in the context of freedom of competition. Public domain and exclusive rights. Patents

15. **Competition Law** (3hrs/week): E. Mastromanolis

This aim of this course is to familiarize students with the main principles, the regulatory framework and the practice of E.U. and Greek Competition laws. Use of legislative documentation and relevant case law shall be used to cover the following topics:

1. Convergent and divergent objectives of Greek and E.U. Competition Law

2. Sources of E.U. and Greek Competition Law: The EC Treaty, Regulations and Directives, decisions of the EC Commission, ECJ and CFI jurisprudence, Law 703/77, decisions of the Hellenic Competition Commission

3. Agreements and concerted practices and Articles 81 of EC Treaty/ 1 of Law 703/77: the conditions of “agreement”/ concerted practice”, “restriction of competition”, “effect on trade”

4. “Appreciability” and the *De Minimis* Notice

5. The enforcement mechanism: the Calculation of Fines and the Leniency Notices of the Hellenic
6. Forms of behavior caught by Articles 81 of EC Treaty and 1 of Law 703/77: price and non-price restrictions. Horizontal and vertical agreements

7. The EC Notice on Horizontal Co-operation Agreements

8. The system of exemption to the prohibitive rule of Articles 81(1) EC Treaty and 1 of Law 703/77: an analysis of the four conditions required for exemptions

9. Individual and block exemptions. Representative block exemptions: research and development agreements (Regulation 2659/2000) and vertical agreements (Regulation 2790/99)

10. Joint venture and their assessment pursuant to E.U. and Greek Competition laws: the full functionality criterion. The EC Commission’s Notice on the Concept of Full-Function Joint Ventures

11. Abuse of dominant position and the conditions of Article 82 EC Treaty/ 2 Law 703/77: the notions of dominant position and price/ non-price forms of abusive behavior

12. E.U. and Greek Jurisprudence on the Abuse of Dominance (AKZO, Tetra Pak II, Hilti and 3E): the predatory pricing and tying as representative abuse paradigms

13. The system of merger control under E.U. and Greek Competition laws: The one-stop-shop principle, the notion of concentration, the Community dimension and the ancillary restrictions assessment under the EU Merger Regulation 139/2004 and Article 4 of Law 703/77.

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15. The decentralization of Competition law and Regulation 1/2003: modernization

16. **Maritime Law** (3hrs/week): D.Christodoulou

A. Organization of International Shipping in a historical and politico-economic perspective (Freedom of the Seas) Sectors of Shipping (differences and functional features).

B. Ship and Conditions of registration (1st Title GCPML & jurisprudence of ECJ).

C. National measures of flag discrimination and access to the shipping market – the issue of Cabot age (EC Regulations 4055/86, 4058/86 & 3577/92).

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D. Organization of the Shipping Industry – classical and modern operational structures: co-ownership of ships (2nd Title GCPML), Shipping Conferences, pools and consortia, single-ship companies, ship-management companies.

E. Affreightment of Ship: contract for the carriage of goods and charter. Charter party and bill of lading

F. The Hague - Visby Rules (L. 2107/92).

G. Carriage of passengers: Athens Convention relating to the carriage of passengers and their luggage
by sea, 1974.

H. Limitation of ship-owner’s liability (6th Title, Chapter 3 GCPML & 1976 Convention on limitation of liability for maritime claims) – Conduct barring limitation.


17. Public Health Law 2hrs/week : P. Paparrigopoulou

INTRODUCTION

1. Gradual consolidation of public health law autonomy in European law
2. Goal and method of the research

PART ONE: DELIMITATION OF PUBLIC HEALTH LAW

3. Foundation of public health law on social solidarity

CHAPTER ONE: THE SEMANTIC FORMATION OF PUBLIC HEALTH LAW

I. The notion of health

4. Definition of health
5. Health as an individual and collective good

II. The right of health protection in the Constitution

6. Civil right to the protection of health
7. Social right to the protection of health
8. Personal scope of application field of social right
III. Public health law

9. Definition of public health law

10. Public health law as branch of social protection law

11. The distinction of health law from social security and social assistance law

CHAPTER TWO: INTERNATIONAL SOURCES OF PUBLIC HEALTH LAW

I. International law

12. The impact of the international sources of law

13. Distinctions between international conventions consolidating the right to the protection of health

14. Important international conventions specifying the right to the protection of health

15. Comparison between the consolidation of the rights to the protection of health, to social security and assistance on international level

II. European law

A. Legal consolidation of the right to the protection of health

16. Provisions on Internal market

17. Article 3, par. 1, subpar. o and article 169 of the TFEU

18. The protection of health as a human right

19. EU policy and actions for the protection of health

B. The interaction of public health, environmental and consumer law in European law
PART TWO: THE ORGANIZATION OF PUBLIC HEALTH SERVICE

26. The notion of public service for the protection of health

CHAPTER ONE: SYSTEMS FOR THE PROTECTION OF HEALTH

27. Classification of health systems

I. Characteristics

28. Bismarck and Beveridge models

29. The health system of the United Kingdom (National Health Service)

30. The health system of France (Hospital Public Service)

II. Common problems and principles for their confrontation in United Kingdom and France

31. The financing of health systems

32. The organization of health systems
CHAPTER TWO: THE GREEK HEALTH SYSTEM: EXAMPLE OF A MIXED MODEL

I. Main characteristics and particularities of the Greek System

34. The protection of health prior to L 1397/1983

35. The protection of health after L 1397/1983

36. The general principles of the National Health System

37. Fields of the legislation on the NHS to be adjusted to the general principles of European Public Health Law

38. The control of the expenses depends on the participation of health professionals and of users in the operation of health system

Conclusions of Part Two

39. An odd form of competition concerning the standard of high quality out-of-hospital health services according to European law

40. The Greek NHS organization fails to provide of high quality services to its users

PART THREE: USER’S RIGHTS TO PUBLIC HEALTH SERVICES

41. Establishment and distinctions of user’s rights

CHAPTER ONE: USER’S RIGHTS BASED ON THE OPERATIONAL PRINCIPLES OF PUBLIC SERVICE

42. Position upgrade for the user of health services

I. Access to health services

43. The principle of equality
44. The principle of continuity

II. Access to high quality health services

45. The principle of adaptability

46. The principle of cost-effectiveness

47. The principle of security

48. Democracy in health

CHAPTER TWO: USER’S RIGHTS BASED ON THE FUNDAMENTAL CONSTITUTIONAL PRINCIPLES AND CIVIL RIGHTS

49. The development of specific rights for the user’s protection

I. The respect of human value and dignity

50. Legal consolidation of human value and dignity

51. Information

52. The protection of privacy and of personal information and data

A. The protection of privacy and professional confidentiality

B. Records with personal medical data

53. The protection of human’s dignity in front of pain and/or death

II. The respect of human autonomy

54. Legal consolidation of autonomy
55. The free choice of a practitioner in public health services

56. Consent as a principal mean for the protection of the user’s physical and mental integrity

Conclusions of Part Three

57. The functional principles of public services safeguard the access to high quality health services

58. The specification of human value and dignity as a protection shield against the risks due to the progress of medicine

GENERAL CONCLUSIONS

59. Public health law focuses on the high quality of health services and on public sanitary order

60. The public sector of health services is the keystone of the health systems

61. The consolidation of a relation of trust and cooperation between the health professional and the user as an ultimate goal of the user’s rights

COURSE DESCRIPTION

Recently in Europe, the healthcare law and other fields of special administrative law, like the environmental law, have experienced great development due to the influence of the advances of science and technology and also due to the global health and environmental problems, which require coordinated action of states. The legislation, the case law and the scientific literature are enriched daily. Emphasis is given in bioethics, in the protection of public health and in the organization and operation of “public services of health” of high quality for the population, according either the “Bismarkian” model (f.ex. in France) either the “Beveridgian” model (f.ex. in United Kingdom) either mixed models (f.ex. in Greece).

The course approaches systematically the public healthcare law, defines this branch of law scientifically, as autonomous field of the social protection law, and examines the organization and the operation of public services of health as well as the users rights based on the one hand on the general principles of public service, such as the principle of equality and continuity, and on the other hand on the fundamental human rights and constitutional principles of autonomy and dignity of human being. The course focuses on international and especially European Union’s law. Extensive comparative reports in the systems of health of United Kingdom, France and Greece are included. The comparison of these different systems takes account of the differently orientated main legislative interventions adopted, in order to achieve the common goals for healthcare protection in the European Union (open method of coordination). United Kingdom insists on greater competition rules in the National
Health Service and France on the collaboration of the private and public sector of the healthcare system and the accreditation of their functioning.

[1] The term “public service of health” refers to the healthcare systems where any person has access as social benefit. The system is intrinsically linked to the social coverage of risk.

[2] The notion of public service in European Union’s law corresponds roughly to the notion of “service of general interest”.

[3] Collaboration is wider than the private public partnerships.

18. Civil Procedure: (2hrs/week) N. Katiforis

a. Fundamental procedural principles

b. Process in the courts

c. Remedies

d. Enforcement with emphasis in the field of international enforcement (regulation 44/2001 etc).

SPRING SEMESTER 2014

1. Greek Law of Succession (2hrs/week): I. Kondyli (Offered only in French)

- Notions générales; Données historiques, sociologiques, économiques; Aspects comparatifs (droit français, anglo-américain, droits socialistes)

- Testament. Le testament olographe, notarié, mystique; Conditions de fond, condition de forme;

Révocation
- La succession ab intestat; Les ordres, les descendants, les ascendants, les collatéraux; Le conjoint survivant. Le préciput conjugal

- La réserve légale. Nature, portion, bénéficiaires, mise en oeuvre; L’exhérédation. Les causes, les conditions de fond et de forme. Le pardon; L’exhérédation «ex bona mente»

- L’acceptation et la renonciation

- Le fidéicommis. Notion, conditions, conséquences

- Le legs. Notions, conditions, conséquences

- Succession vacante

- Partage d’ascendant

2. Introduction to the Greek Civil Law (3hrs/week): D. Liappis / K. Roussos (Offered only in German)

EINFÜHRUNG IN DAS GRIECHISCHE ZIVILRECHT

1. Geschichte und Systematik des gr. ZGB

a. Vorgeschichte des ZGB

b. Die Vorbilder des ZGB

c. Die Struktur des ZGB

d. Die Prinzipien des ZGB

2. Darstellung der Bücher des ZGB
a. Allgemeiner Teil
b. Schuldrecht
c. Sachenrecht

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d. Familienrecht
e. Erbrecht

3. Ausgewählte Themen
a. Die Personen
b. Subjektive Rechte und Rechtsgeschäfte
c. Persönlichkeitsschutz
d. Grundzüge des gr. Deliktsrechts
e. Umweltschutz im Zivilrecht

4. Europäisches Zivilrecht - Beispeile
a. Verbraucherschutz
b. Allgemeine Geschäftsbedingungen

3. **Selected Cases of Greek Civil Law** (2hrs/week): P. Paparseniou/ G. Mentis *(Offered only in German).*

I. Gemeinschaftsprivatrecht und griechisches Verbrauchervertragsrecht
CHAPTER 1. TRADE UNION FREEDOM

§1. The Achievement of Trade Union Freedom

§2. The protection of Trade Union Freedom

I. Introduction

II. Protection against Acts of Interference Protection and Limitations of Collective Activities

§3. Individual Trade Union Freedom and its Protection ].

I. Right to be a Member (Positive Freedom)

II. The Negative Aspect: Right not to be a Member
III. Protection of Individual Trade Union Freedom

CHAPTER 2. EMPLOYEES' REPRESENTATION AND EMPLOYERS' ASSOCIATIONS

§1. The Social Partners

§2. The Trade Unions

I. Anatomy of Trade Unions

A. Introduction

B. National Level

II. The Formal Legal Status of Trade Unions

A. Legal Forms

B. Legislation on Legal Persons

III. The Founding of the Trade Union

IV. Internal Organization: Functioning- Trade Union Organs -Representation

A. The Meeting of the Members

B. Trade Union Government (Executive Board of the Trade Union Representatives)

V. Trade Union Economics

VI. Dissolution of Trade Unions

§3. The Employers' Associations
CHAPTER 3. INSTITUTIONALISED RELATIONS BETWEEN EMPLOYERS' AND EMPLOYEES' REPRESENTATIVES

Representation at Management Level

I The Works Councils - European Councils

II. The Committee for Safety and Health

CHAPTER 4. COLLECTIVE BARGAINING

§1. Introduction

§2. Content

§3. The Levels of Bargaining

§4. Binding Effect

§5. Employees Covered: Extension

CHAPTER 5. INDUSTRIAL CONFLICT

§1. Strikes

§2. Lock-outs

§3. Prevention and Settlement of Industrial Conflict

I. Introduction

II. Mediation

III. Arbitration
5. Introduction to Civil Procedure Law and International Civil Procedure Law (2hrs/week):

D. Tsikrikas (Offered only in German)

I. Gegenstand und Zielsetzung des Internationalen Zivilverfahrensrechts

II. Gerichtsbarkeit oder die Frage nach dem völkerrechtlichen Umfang der Gerichtsgewalt

1. Exemtionen und Exterritorialität

2. Staatenimmunität

2.1. Immunität im Erkenntnisverfahren

2.2. Immunität im Vollstreckungsverfahren.

III. Internationale Zuständigkeit der griechischen Gerichte nach dem autonomen Recht und nach der EuGVO (Brüssel I Verordnung)

1. Direkte und indirekte Zuständigkeit

2. Allgemeine und besondere Zuständigkeit

3. Fakultative und die ausschliessliche Zuständigkeit

4. Die besonderen und ausschliesslichen Gerichtsstände im einzelnen


VI. Anerkennung und Vollstreckung ausländischer Gerichtsentscheide nach dem autonomen griechischen Recht und der EuGVO (Brüssel I Verordnung)


7. Criminology (2hrs/week): M. Kranidioti

INDICATIVE OUTLINE (2008)

A. On criminal justice in Greece

History and basic elements of criminal law/ procedure. The criminal justice system.: Police, courts, prisons. The criminal justice system for juveniles.
B. On Criminology and its Research Methods


C. Schools and theoretical approaches


Suggested books


Dickson v. The United Kingdom(2007), Case of C.v. Finland(2006), Costreie v. Romania(2009) etc and in the same time compares the family laws of the States of Europe.

9. Philosophy of Law (2hrs/week): V. Voutsakis / Ph. Vasilogiannis

Philosophical theories of rights

What is a right? Is it necessary to dissociate liberties from claims? Are rights forms of interests? If so, how is a right to be distinguished from a mere interest? Or, alternatively, are rights forms of freedom – and if so, how can they be distinguished from other forms of freedom? Moreover, how are rights to be justified? Do we need rights? If so, on what grounds, grounds of general utility or grounds of autonomy? Are rights absolute? What is the function of a right?

Finally, what are the normative conditions of the exercise of a right? Are all rights, in a certain sense, positive? How is the state supposed to protect a right?

Such questions, questions regarding, first, the nature, second, the foundations and, third, the exercise of rights, are of great practical and theoretical interest. This is the reason why they should be treated from a philosophical point of view, i.e. the point of view of philosophy of law – and not only from a civil law or a constitutional law perspective.

Plan of the course

Introduction

The prehistory of the concept: Duns Scotus vs St Thomas of Aquinas (and Aristotle)


The history of the concept: Grotius, Hobbes and Locke


A. J. Simmonds, The Lockean Theory of Rights (PUP), esp. ch. II (“Locke and Natural Rights”), pp. 68-120 Analysis: the Hohfeldian scheme


The interest theory


Rights: between the individual preferences and the general welfare (R. Brandt)

R. Brandt, “Utilitarianism and Moral Rights”, in Morality, Utilitarianism, and Rights (CUP), pp. 197-212

The choice theory (H.L.A. Hart)


Rights and autonomy (Th. Nagel)

Th. Nagel, “Personal Rights and Public Space”, in Concealment and Exposure and Other Essays (OUP), 31-52

Positive and negative rights (C. Sunstein / St. Holmes vs. A. Gewirth)


General bibliography

10. Banking Law (2hrs/week): Ch. Livada

The following topics are going to be discussed:

A) Core Banking Activities

A.1. Introduction to banks and banking transactions, bank-customer relationship (deposit-taking and current accounts), transactional and advisory liability

A.2. Payments and credits (electronic payments, credit transfers, credit cards, E-money)

A.3. Trade finance, letters of credit (documentary credits, letters of guarantee etc.)

B) Non-Core banking activities

B.1. Leasing and Factoring

B.2. Venture Capital operation

B.3. Investment service offered by the banks

The above topics are going to be discussed both from a theoretical point of view and from that of the Hellenic jurisprudence.

11. Introduction to the Greek Legal History II (2hrs/week): E.Papagianni (offered only in German)

Die Vorlesung “Introduction to the Greek Legal History I, II” ist eine Einführung in die griechische Rechtsgeschichte. Im Wintersemester wird die Entwicklung des Rechts von der Antike bis 565 n.Chr. (Tod

12. **Insurance Law** (3hrs/week): D. Christodoulou / E. Kinini

Insurable interest in life, in property – kinds of insurance cover – insurance contracts – contract formation, the proposal of insurance, premium, the insurance contract contents, the period of cover – exceptions, - misrepresentation – non disclosure – indemnity – subrogation – third party rights – assignment – independent intermediaries – agents of the insured, authority to bind the insurer, rights and duties – regulation of insurance industry.

13. **Seminar in International Business Transactions** (2hrs/week): E. Moustaira

The topics that will be discussed during the course are:


14. **Penology** (2 hrs/week) A. – I. Tzannetaki

1. The Justification of Punishment: Retributive and Utilitarian theories.

2. The main schools of thought which have been developed with regard to the control of criminality
and the treatment of offenders from the 18th century up to the present.

a) The classical School of Criminology (Beccaria, Bentham)

b) The Italian Positivist School (Lombroso,Garofallo, Ferri)

c) The Welfare Model and the Rehabilitation Ideal

d) The Justice Model (primary emphasis is given to the work of A. von Hirsch)

e) The Administrative Criminology (Rational Choice Theory, Situational Opportunity Theory etc)

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3. The policy of Zero Tolerance with respect to “uncivil and disorderly” behavior (Primary emphasis is given to the work of J. Q Wilson)

4. Recent international trends in the use of imprisonment.

5. Comparative analysis of the range of penal measures prescribed by the legislation of a number of European Countries

5. **EUROPEAN CREDIT TRANSFER SYSTEM AT THE FACULTY OF LAW**

At the Faculty of Law, ECTS credits are awarded in accordance with the following conversion table:

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<th>TYPE OF COURSE</th>
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Lectures (exams and essays)......................... 5 for a 1 - hour course a week
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Work Groups / Seminars (exams).................... 4
Work Groups / Seminars (essays)............... 3
Work Groups / Seminars(exams and essay).... 7

(*) No credits are given for attendance only

6. DESCRIPTION OF THE GRADING SYSTEM:

The grading scale runs from 0 to 10

Passing grades are from 5 to 10:

5 - 6 = good

7 - 8 = very good

9 - 10 = excellent
7. INFORMATION LETTER (UPDATED  13.05.2013 )
2013 -2014

For any information concerning the ERASMUS PROGRAMME, Reception desk #1 will be STRICTLY open, ONLY every Monday, Wednesday and Friday from 09.00 to 10.30 a.m. (Akadimias Str. 45, ground – floor).

For further information needed, apart from these days and hours and for the smooth functioning of the Secretariat, you can contact Ms Papadopoulou ONLY by:
tel. : 210 3688657
e-mail:jpapadop@law.uoa.gr
fax.: 210 3688640

When handing in:

a) the certificate of admission, given from the Department of European and International Relations of Athens University (Panepistimiou Str. 30 – 1st floor),
b) a copy of your Identity Card or passport (reminder: please state father’s first name, address in Athens and telephone number – preferably mobile on the copy) and
c) three (3) photos,

Each student will be handed:

- A student card
- A registration confirmation (to be sent to Home University) and
- A health booklet
- Application form for the meal card

A timetable of the foreign-language courses that are offered for each semester, will be announced on our website (www.law.uoa.gr, “Erasmus” section), a few days before the course commencement (October, 2013). Students may then obtain a copy from Ms Papadopoulou upon request.

After registration and within a few days – necessary for students’ data processing- all students OUGHT TO OBTAIN A PIN (personal identification number) from our Computer room, located at Asklipiou Str. 9 & Solonos Str. ,1st floor, open from 09.00 – 16.00. Greek Erasmus students or students with a good knowledge of the Greek language who will follow courses from our regular Greek course programme, will use the same PIN to enable them to choose courses and their relevant books, after applying electronically at www.eudoxus.gr during the winter and spring semester of the current acad. year, right after the relevant announcement from the secretariat. They may also access information, such as examination results by using their PIN.

The procedure for obtaining the academic identification card (Academic ID) has changed. This ID is also used for the purchase of tickets or transport cards at reduced price. All students who are interested in obtaining one, should apply electronically at http://paso.minedu.gov.gr, preferably at our above mentioned Computer Room, by using their PIN. After the students’ data processing by the Secretariat within a few days time, students will be able to get the academic identification card (Academic ID) from the certain commercial shop, that was chosen by them according to their application, free of cost. In the
meantime students may use their student cards from their Home Universities and their passports to buy tickets in lower prices at the relevant ticket offices. The academic identification card (Academic ID) should be returned to Ms Papadopoulou right after the end of their studies, in order for their transcripts of records to be sent to their Home Universities without delay. In case of loss of the academic ID and in order to re-edit one, the student has to apply to a police station and hand the statement of loss to Ms Papadopoulou.

Before the end of their studies and upon returning their academic ID, all students should inform Ms Papadopoulou, preferably by e-mail, about the courses attended and the type of exams given, in order for the relevant transcript of records to be edited, signed and sent to all home Universities the soonest possible.

For all full-year students, the transcripts of records will be sent to their Home Universities, at the end of the academic year.

For the signing of learning agreements, each student has to go to the relevant Departmental Coordinator to get it signed, then to Ms Papadopoulou and finally to our Institutional Coordinator.

We wish you a very pleasant stay!

8. List of Departmental Coordinators per Home University

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117. RO TARGU 03 VLACHOPOULOS
118. S LUND 01 VLACHOPOULOS
119. S STOCKHO 01 ILIPOULOS-STRANGAS
120. SF HELSINK 01 VLACHOPOULOS
121. SI LJUBLJA 01 PAPARRIGOPOULOU
122. SI MARIBOR 01 VLACHOPOULOS
123. SK BRATISL 08 VLACHOPOULOS
124. TR ESKISEH 01 HELMIS
125. TR ISTANBU 03 FORTSAKIS
126. TR ISTANBU 08 PANTELIS
127. TR ISTANBU 19 KOUSKOUNA
128. UK BELFAST 01 VLACHOPOULOS
129. UK LONDON 062 FLOGAITIS
130. UK LONDON 122 KOUSKOUNA
131. UK SHEFFIE 01 VLACHOPOULOS
132. UK SOUTHAM 01 ILIPOULOS-STRANGAS

**9. DEPARTMENTAL COORDINATORS**

**OFFICE HOURS**

TO BE SCHEDULED

**INSTITUTIONAL COORDINATOR**

Vice - Rector of Student Care and International Relations,  
Prof. Mr. THEODOROS LIAKAKOS  
Main building of the University, Panepistimiou Str. 30, ground - floor.
10. ERASMUS PROGRAMME – Winter Semester 2013 - 2014

COURSE COMMENCEMENT October 2013  (To be scheduled)

SCHOOL OF LEGAL, ECONOMIC AND POLITICAL SCIENCES
FACULTY OF LAW

ERASMUS PROGRAMME – Winter Semester 2013 – 2014
All courses will be taking place in the new building of the Law School (entrance from Sina Str.3), 3rd floor, Room 8, unless indicated otherwise (*).

TO BE SCHEDULED