



UNIVERSITETI I EJL
ЈНЕ УНИВЕРЗИТЕТ
SEE UNIVERSITY

FACULTY OF LAW

STUDY PROGRAMME FOR POSTGRADUATE STUDIES

(Master of Arts)

NAME OF THE PROGRAMME:

**STUDIES IN CONSTITUTIONAL AND
ADMINISTRATIVE LAW**

INTRODUCTION

Faculty of Law	
1. Institution/ Title issuing body	SEE University
2. Academic Institution	SEE University
3. Location of Instruction	SEEU Campus (Tetovo)
4. Programme accredited by	Accreditation Board
5. Final scholarly degree	MA
6. Programme	Studies in Constitutional and Administrative Law
7. Completion date/revision	September, 2007
8. Student group	2008/2009 Academic Year Generation
<p>9. Programme Objectives</p> <ul style="list-style-type: none"> • Upon the completion of the programme students will acquire knowledge and understanding of all the segments of the constitutional- administrative field, such as: basic human and civil liberties and rights, Constitutional Law, Administrative Law, Comparative Administrative Law, endeavors for the Constitution of Europe, Public Security, the judicial control of Constitutionality and Legitimacy, Labor Law and Social Security Law, Administrative Procedural Law, the Administration Science, the Political System, Local Self-Government Law, contemporary political theories and doctrines, political parties and interest groups, the Election Process and Election Models, the Philosophy of Law, as well as the key provisions and principles that are relevant to their theoretical and practical perspective. <p>Upon programme completion the student will be able:</p> <ul style="list-style-type: none"> • To successfully apply the knowledge acquired in the Constitutional and Administrative Law in the numerous situations that examine relevant practical and theoretical problems. • To evaluate and assess problems considering their context, relevance and importance and relate the relevant information and key sources offered through electronic or other means. • To assess problems and find solutions related to the implementation of the constitutional-administrative perceptions, principles and provisions in RM and abroad, in comparative context, to formulate arguments on main issues and controversial areas and present rational reasoning based on relevant scientific materials. • To recognize potential alternative arguments and counter evidence according to personal opinion and to present them; to demonstrate free thought of mind and ability to provide critical challenge that follow the acquired knowledge about individual problems and ability to provide constructive reflection of scientific progress. 	
<p>10. Learning Outcomes</p> <p>The second cycle of the programme provides solid knowledge and systematic understanding of the institutional structure of the functioning of the central bodies of state authorities, key legal-political principles, as well as basic aspects from the field of Constitutional and Administrative Law.</p>	

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Acquired knowledge	Lectures/instruction, or teaching methods and assessment strategies used for acquiring and presenting of the outcomes
<p>A. Acquired knowledge and Comprehension in:</p> <ol style="list-style-type: none"> 1. The programme will provide students with opportunities to acquire skills for dealing with legal issues related to the functioning of the institutions of the authorities and will encourage students to develop critical awareness. 2. It will encourage students to provide authentic and advanced comments that satisfy the advanced scientific and academic standards and aid them in the development of critical, analytical and research skills, that may be further applied in current issues from the field. 3. The programme is structured in order to develop the skills from the legal research field, especially through written presentation of the arguments in a manner that integrates the relevant academic rules and help those students who consider to continue their academic research at a higher level. 4. The programme is of particular benefit to the candidates who will further their career in the Constitutional- Administrative field. 	<p>Lectures/ instruction</p> <p>The intellectual skills listed are developed primarily through preparation and participation on seminars, and less through formal lectures, that is through interactive lectures. This provides an opportunity for critical examination of the different politically-legal interpretations of the Law, and the country and comparative evaluation of the alternative positions. Seminar presentation may be directed towards aspects of the Constitutional- Administrative field that provide more room for discussion and debate and for which there is an appropriate interest. The course evaluation allows and encourages advanced discussions and presentation of such discussions which are in accord with the code of academic expression.</p> <p>Assessment</p> <p>The assessment of the knowledge acquired in the courses is a combination of written examinations (mid-term and final exam), 4000- 5000-word essays that need to be submitted for every taken course, the mid-term and final exam. The second part of the programme requires students to research, write and submit a dissertation of 15000- 20000 words, on a previously chosen topic from the Constitutional- Administrative field, supervised by a member of the academic staff experienced in that field.</p>

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B. Skills and other features Abilities for intellectual skills Transfer Upon successful completion of the programme students will be able:	Lectures/instruction
<p>1) Through research and dissertation preparation to develop their research skills. The observation during the dissertation presentation provides students with individual progressive reasoning.</p> <p>2) be encouraged to develop higher degree of sophistication through their dissertations, which also provides the possibility student's individual skills to surface in the written Masters Thesis.</p>	<p>Lectures will be in form of three-hour seminars held every second week. At the beginning of the lecture, the instructor will expose the general context of the course and the key issues and will identify the areas to be discussed in future. This introduction will be available for the students in the suggested literature, and aims to focus the seminars on detailed discussion of certain topics, usually based on student presentations and essays and introduction to discussions on the critical issues. The presentations require students to form personal point of view in the particular field and develop discussion with the instructor and colleagues.</p>

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C. Application of Specific Skills	Lectures/Instruction
<p>Application and solving of a legal case. Upon successful completion of the programme students will:</p> <p>a) be able to identify the legal issues resulting from the current complexity of the situation defined by the International and Macedonian Law.</p> <p>b) To identify cases based on prior legal experience.</p> <p>c) To provide causal reasoning and be well-informed about the possible legal actions that derive from that reasoning as well as opportunities for success.</p>	<p><i>The skill of legal problem solving is mainly developed through preparation and participation in classes of this programme, and facultative participation in the contest programme as well as work in the above-mentioned case study programme.</i></p> <p>On the seminars led in English by the international staff students are closely introduced to instructional and legal methods approved by West-European and American Universities.</p> <p>Assessment The issue on the exact course in the written exam and course assessment including in-class tests and evaluated performance on the contest.</p>

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Resources, research and assessment	Lectures/ instruction
<p>Upon successful completion of the programme students will be able:</p> <ul style="list-style-type: none">a) To identify legal issues and other related issues that require research. b) To use the primary and secondary sources in an efficient manner. c) To conduct independent legal research, by using a range of sources. d) To evaluate the field of Constitutional-Administrative Law in a critical manner, both from doctrine and social- economical aspect. e) To develop higher degree of sophistication through their dissertations, which also provides the possibility student's individual skills to surface in the written Masters Thesis.	<p>Assessment</p> <p>Course evaluation and dissertations.</p>

<p>D. Main skills:</p> <p>Communication and literacy.</p> <p>Upon successful completion of the programme students will be able:</p> <p>a) To use, both in oral and written form, Albanian, Macedonian and English in relation to Constitutional and Administrative Law issues.</p> <p>b) To engage in an efficient and constructive manner in evidence and discussions of complex issues in Macedonian, Albanian and English.</p> <p>c) To provide clear and coherent presentation on a topic or task, appropriately using the versatile resources.</p> <p>d) To read complex materials related or not related to the Constitutional- Administrative field.</p>	<p>Lectures/Instruction</p> <p>Seminar papers, in-class presentations, discussions. Preparation, writing and reacting to the course evaluation, including dissertations.</p> <p>Assessment</p> <p>Evaluation of the written course, course presentations and the realized evaluated practice. Written and oral exams.</p>
<p>11. Study programme structure, admission requirements, levels, modules, credits and awards</p> <p>Postgraduate studies in the field of Constitutional- Administrative Law are with a duration of two (2) years, that is three (3) semesters consisting of five (5) courses and one (1) semester for the Masters Thesis. The semester courses are obligatory, whereas the other courses are elective.</p> <p>From every taken course that is successfully completed the student is given six (6) credits, whereas the Masters Thesis is worth thirty (30) credits. This implies that for successful completion of the postgraduate studies a hundred and twenty (120) credits are required. Every course needs to be completed by following the requirements set with the course syllabus.</p>	

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Semester 1	Credits	W/S	Lectures:	Tutorials:	Overall classes:	Group size
English Language	6	W	22	22	180	
Law Methodology	6	W	22	22	180	
Constitutional Law	6	W	22	22	180	
Administrative Law	6	W	22	22	180	
Elective	6	W	22	22	180	
Total	30				900	

Semester 2	Credits	W/S	Lectures:	Tutorials:	Overall classes:	Group size
Constitutionality and Legitimacy	6	S	22	22	180	
Political Parties and Interest Groups	6	S	22	22	180	
Administrative Procedural Law	6	S	22	22	180	
Philosophy of Law	6	S	22	22	180	
Elective	6	S	22	22	180	
Total	30				900	

Semester 3	Credits	W/S	Lectures:	Tutorials:	Overall classes:	Group size
Labor Law and Social Security Law	6	W	22	22	180	
Local Self-Government Law	6	W	22	22	180	
Parliamentary Law	6	W	22	22	180	
Public Security	6	W	22	22	180	
Elective	6	W	22	22	180	
Total	30				900	

Semester 4	Credits	W/S	Lectures:	Tutorials:	Overall classes:	Group size
Masters Thesis Writing	30	S			900	
Total	30				900	

Elective Courses:

- Election Law
- Comparative Constitutional Law
- Federalism, Theory and Practice

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- Legal Writing and Interpreting

OBLIGATORY COURSES DESCRIPTION

SEMESTER 1

Law Methodology

The course in Law Methodology studies the methods of perceiving the Law and its types, as well as methods of creating, interpreting and applying the Law, which are necessary for the research process in all legal fields and at all levels of academic education.

Constitutional Law

The course in Constitutional Law deepens the perceptions of the students about the nature of constitutional norms, the subject of their regulation and the values which are the subject of their protection. This course examines more extensively the issues related to the basic liberties and rights of the human and citizen as well as the organization of the state authority and the administration, the relationship between public administration and politics, the law and administration, the basic contemporary tendencies of the administrative organizations, as well as the reforms in the public administration and their compatibility with the European Law.

SEMESTER 2

Constitutionality and Legitimacy

The course in Constitutionality and Legitimacy examines the court supervision of the constitutionality and legitimacy as an essential component of the Constitutional Judiciary. This course provides thorough knowledge on: systems, types, models and forms of court supervision with an appropriate comparative overview.

Political Parties and Interest Groups

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The course in Political Parties and Interest Groups examines the political parties and interest groups as parliamentary subjects and groups of power which provide the evident

direction in the creation of political activities of the political system and conduct direct supervision in the functioning and operating of the system institutions.

Administrative Procedural Law

The course in Administrative Procedural Law examines the general administrative procedure, the principles, initiation, adjudication, complaint procedure, procedure of the irregular legal remedies and administrative- court supervision.

Philosophy of Law

The course in the Philosophy of Law concerns itself with the philosophical methods, the ontology of law, the relationship between positive and objective law, the axiology of law and gnoseology of law, by specifically providing knowledge about the legal values and the relationship between the moral, custom and law, throughout the history and today.

SEMESTER 3

Labor Law and Social Security Law

The course examines the legally regulated labor, that is, employment, rights, termination, protection of the rights and responsibilities of the employees. The course also examines the unemployment issue and supervising systems. The second part examines the social security (health, pension and disability insurance) by incorporating the social thread which is essentially humanistic and is based upon the principle of cumulative justice, as well as the reforms of the three pillars and their compatibility with the European Law.

Local Self-Government Law

The course in Local Self- Government Law studies the organization, functioning, principles, structures, methods, basic concepts and theoretical models of the local self-government as well as the relationship between the central and local government in RM and abroad in comparative European context, thus focusing on the European Charter for Local Self-Government.

Parliamentary Law

The Parliamentary Law as a legal- political scientific discipline deals with the study of the parliamentary democracy and parliamentary systems from theoretical, comparative, political and practical perspective, transition of the countries from South- Eastern Europe,

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as well as the parliamentary systems in: the Republic of Macedonia, the United Kingdom, France, Italy, Germany, Bulgaria, Romania, Hungary, Albania etc.

Public Security

The course in Public Security concerns itself with the study of the structures, systems and forms of public security, as well as their reform process in order to become integrated in NATO and EU.

ELECTIVE COURSES DESCRIPTION

Election Law

The elective course in Election Law examines the elections and electoral systems from a historical and comparative perspective, the relationship between electoral and party system in RM and EU, as well as the reforms in the electoral process in RM in order to become integrated in NATO and EU.

Comparative Constitutional Law

The elective course in Comparative Constitutional Law examines the comparative aspects of the constitutional systems in the EU countries and beyond in order to provide thorough knowledge about the principles and functioning of the key institutions of the state authority from comparative perspective.

Federalism, Theory and Practice

The elective course in Federalism, Theory and Practice, provides students with knowledge about the organization of the federal states, their bodies, responsibilities, types of complex states, several most representative world federations, as well as the central theoretical and practical issues related to the federal states, such as: the Constitution of the federal state, the composition- structure of the federation, the delegation of responsibilities between the federation and its subjects, the participation of the federation subjects in the execution of the federal authority, the right to self-organization of the federation subjects, the issue of sovereignty of the federal state, the perspectives of federalism throughout the world, as well as the issue of the position of the federal units in the international relations.

Legal Writing and Interpreting

The elective course in Legal Writing and Interpreting is a practical course typical for the American system of legal education which examines the basic rules and principles of legal writing in all the institutions of the state authority and their oral interpretation, and aims to develop the writing and speaking skills and abilities.