



UNIVERSITETI I EVROPËS JUGLINDORE
УНИВЕРЗИТЕТ НА ЈУГОИСТОЧНА ЕВРОПА
SOUTH EAST EUROPEAN UNIVERSITY

Study program **Constitutional and Administrative Law (2020/2021)**

Faculty	Law
Study Cycle	Third Cycle (PhD)
ECTS	180
Code	N-PhDLAWCAL180C
Title	Doctor of Legal Sciences - Module: Constitutional and Administrative Law
Accreditation archive number [180]	03-351/3
Decision for starting of the program	
Accreditation date	07.04.2021

Description of the program

The Constitutional and Administrative Law study program aims to provide a range of modules that will form the basis of information and advanced knowledge on constitutional and administrative matters for the purpose of training students to basic legal professions related to this field by providing solid knowledge, the specific and systematic institutes and concepts of Constitutional and Administrative Law in R. Of North Macedonia and comparative knowledge to the region and the EU.

Career

The Diploma of this study program will enable PhD students to conduct scientific research work in the field of Constitutional and Administrative Law sciences, as well as teaching at universities in the country and abroad and also will be actively involved in the process of strengthening the resources of government activities in terms of the country's Euro-Atlantic integration process.

Learning outcomes

Knowledge and understanding

- Shows systematic understanding in the field of research and perfect recognition of methods and skills of research in the framework of constitutional and administrative law according to the highest international standards.

Applying knowledge and understanding

- Shows constitutional and administrative ability to interpret, design, apply and adapt the essential subject of research to scientific integrity;
- It contributes through original research that exceeds existing knowledge boundaries, developing new knowledge, valued at the level of national and international peer reviewed publications in the area of constitutional and administrative law.

Making judgement

- Ability to critically analyze, evaluate and synthesize new and complex ideas, having assessment competencies;
- Ability to independently initiate and participate in national and international research networks and events with scientific integrity;
- Ability to independently initiate research and development projects, through which it will generate new knowledge and skills for the development of constitutional and administrative law.

Communication skills

- Can communicate with his colleagues, the wider academic community and with society as a whole within the framework of the constitutional and administrative law.

Learning skills

- It is expected to be able to promote himself/herself in academic and professional frameworks and in technological, social or cultural development in a knowledge-based society.

List of courses

Semester 1

- [DLAW0101] [10.0 ECTS] **Research Methodology**
- [C2010] [10.0 ECTS] **Constitutional Law - depth program**
- [C2011] [10.0 ECTS] **Administrative Law - depth program**

Semester 2

- [DCAL0104] [10.0 ECTS] **Review and Approval of the Doctoral Dissertation Plan**
- [10.0 ECTS] **Elective course**
- [10.0 ECTS] **Elective course**

Semester 3

- [PHD-S3-S4-01] [40.0 ECTS] **Scientific Research Work**
- [PHD-S3-S4-02] [15.0 ECTS] **Publications I**
- [C2020] [5.0 ECTS] **Student Mobility**

Semester 4

Semester 5

- [DCAL0105] [20.0 ECTS] **Presentation of Research Results**
- [PHD-S5-01] [10.0 ECTS] **Publications II**

Semester 6

- [CAL-PHD-THESIS] [30.0 ECTS] **Doctoral Dissertation**

Description of courses

Core courses

- **Research Methodology**
This course is designed for students who are preparing to carry out a doctoral thesis project. The main objective of the course is to offer students tools conceptualising their thesis regarding research issue and the creation of data collection methods and qualitative analysis. The course is focused on problems of the quantitative methods and

techniques, such as statistical analysis, texts related to theory and testing hypotheses. Then, the meaning and topics of descriptive and causal inference are of a great importance, longitudinal comparative research and case study. Advanced information data collection will be offered for working with text. The goal is to analyze the quality of data and incorporate all theoretical and practical performances in the function of designing and writing of the thesis.

- **Constitutional Law - depth program**

The aim of the course program is to enable students to gain depth and advanced knowledge in the field of constitutional law as a branch of law and as a scientific discipline and with specific skills for applying this knowledge in practice. To achieve these goals, the course program will address the theoretical aspects of constitutional law, and then focus on their practical application. With the adoption of the knowledge of this subject program, students will be able to: - to understand the concept and content of the constitutional law - to understand the sources of constitutional law - to distinguish constitutional law as a branch of law and constitutional law as a scientific discipline - to understand the models of government organization and to be able to determine the type of government organization in the Republic of Northern Macedonia - to understand the challenges in regulating and implementing the constitutional provisions on human rights - to be able to analyze the constitutional norms in the Republic of North Macedonia - to gain depth and advanced knowledge of the constitutional system of the Republic of North Macedonia - analytically and critically to recognize the constitutional-legal problems that arise in practice.

- **Administrative Law - depth program**

Objectives of the course: -Advanced definition and critical thinking about administration and administrative function; - Advanced and in-depth knowledge and analysis and critique of the legal regulations governing the organization and functioning of the public administration in RNM -Critical differentiation between the types of acts of the administration and to master the advanced techniques and skills of creating such acts; -Critical understanding of the mechanisms of control over the administration and its responsibility before other state bodies, but also before its clients-users of its services.

- **Review and Approval of the Doctoral Dissertation Plan**

After the first semester, the student begins his activities for the development of the plan on his doctoral dissertation. Activities include the definition of literature, defining hypothetical framework, the definition of the work methodology and determination of the individual plan as well as the first public presentation. If necessary, elective courses for this purpose can be taught.

- **Scientific Research Work**

In the second year (semester 3 and 4) the candidate continues with research activity by approved individual plan. The mentor provides assessment on these activities in the form of a report to the Scientific-Teaching Council of the Faculty.

- **Publications I**

Publication of research activities under the table relevant to the media for publication. Publication activities and successes of the candidate checked before scientific audience by area and relevance of the research.

- **Student Mobility**

During the fourth semester the student is obliged to visit and contribute to a relevant institution abroad for a period of at least one week. The aim of PhD students' mobility is to request candidates to present, exchange and discuss their research work with their colleagues from other countries for improving the quality of their dissertation. For the realization of mobility, the student brings evidence to the mentor.

- **Presentation of Research Results**

At the end of the 5th semester, after the research activities under the individual plan, overall results of this phase of the paper and the research will publicly be presented by the candidate.

- **Publications II**

Publication of research activities under the table relevant to the media for publication. Publication activities and successes of the candidate checked before scientific audience by area and relevance of the research.

- **Doctoral Dissertation**

Continuing the work of doctoral dissertation. Submitted thesis (dissertation), accepted by the Scientific-Teaching Council of the Faculty and submitted to committee members and begin the procedure of public defence.

Elective courses

- **Comparative Administrative Systems**

The purpose of this course is the students to gain and demonstrate their theoretical depth knowledge of importance and possibilities of comparative analyzes of comparative administrative systems. Students will be introduced with the importance of comparative administrative systems accordingly and the political system in different countries, by introducing various organizational administrative systems of the states making comparisons from a comparative and legislative aspect. The comparison of the state administration concerns specifically between European countries as well as between developing countries. The course focuses on problems in the application of comparative methods and the study of comparative administrative systems; Interpretations of the main models, principles and directions of public administration reforms; Proving the application of the acquired knowledge with examples; Explaining cases of successful and unsuccessful reform measures and influential factors; Analyze the various reform measures and compare trends within the European Administrative Space.

- **Constitutionalism and Human Rights**

The objective of this course is to offer students a deeper knowledge of the contents of human rights, particularly in accordance with the European standards and help them develop their analytical skills in assessing the situation in which there is a violation of a specific human right. This course will enable students: - to understand the concept of universalism and cultural relativism within the theory of human rights; - to learn about the philosophical foundations of human rights; - to understand the elements of the human rights and modalities of their protection in different jurisdictions; - to learn about the challenges in the regulation and enforcement of provisions of human rights; - to recognize the ways of interpreting the European Convention on human rights; - to enable them for legal analysis of the provisions on human rights; - to see the contexts of constitutional and other legal solutions for human rights; - to see the impact of various philosophical concepts over the legal provisions dealing with human rights; - to assess the existence of a case of a violation of human rights; - analytical and critical thinking on issues related to human rights.

- **Constitutional Procedural Law**

The purpose of the course program is to offer students in-depth and advanced knowledge and skills about various types of procedures before the constitutional authorities in the Republic of North Macedonia, such as: the procedure for passing and amending the constitution, the procedure for passing and amending laws; analysis of the critical interpretation of the constitution and laws; the procedure for the constitutional responsibility of the highest constitutional institutions of RNM; and to critically and progressively recognize the Rule of Law and the protection of Human Rights and Freedoms in front the state power in RNM as well as before the European Court of Human Rights in Strasbourg.

- **Contemporary Trends of Political Systems**

The main goal of the course is to provide students with advanced knowledge about the functioning of political systems that are found today around the world, covering not only those political systems that are considered democratic. The course is structured in such a way as to provide students with relevant advanced theoretical knowledge about basic theories and concepts of political systems, but at the same time to acquaint them with the practical functioning of several political systems worldwide. [?] From this aspect, the following can be stated as the main special goals of this subject: [?] To acquaint students with political systems in terms of their notion, specifics and historical development. [?] Students gain advanced knowledge about the main theories and concepts of political systems. [?] To acquaint students with the advanced approaches to the classification of political systems. [?] Students to be able to recognize the specifics of individual political systems.

- **Comparative Constitutional Systems**

The purpose of the program is to acquire in-depth and advanced knowledge of constitutional systems from a comparative point of view, in order to acquire analytical skills for the basic values protected by the constitution from from a comparative aspect. The course will enable students: - to understand the impact of constitutional systems on other constitutional systems - to critically evaluate the elements of the organization of the state power - to see the legal, philosophical, political and sociological context of the various constitutional solutions - to see the inapplicability of certain constitutional solutions in other constitutional systems - to promote the critical and analytical thinking of the students about the various constitutional solutions from a comparative aspect in the regional, European and world

context.

- **Trends of Local Self-Government**

The main goal of the program is to comprehensively and critically analyze the phenomenon of local self-government in the context of globalization as a fundamental benefit of modern European democracy and as a necessary and effective counterweight to the central government and the best school for democracy and good governance. Through this course, students will gain advanced knowledge of local self-government, deepening the knowledge gained in other subjects in this legal field.

- **Constitutional Law of the EU**

The aim of the course program is to provide students with in-depth and advanced knowledge of the EU's constitutional framework and content; EU constitutional principles and practices; EU constitutional freedoms and rights; to critically be familiarized with EU case law.

- **Administrative Law of the EU**

The aim of the program is to consolidate a number of conclusions in the field of administrative law, human rights, European Union legislation from various doctrinal aspects, case law, decision makers. The new generations of RNM lawyers will be dealing with administrative law from a European perspective, and therefore, they should receive advanced knowledge of current trends in the development of EU administrative law and the European Union member states in whose community it strives and Republic of North Macedonia.

- **Administrative Contracts and Public Administration**

The objectives of the course are to acquire knowledge about the emergence, development and forms of administrative agreements as specific public agreements in theoretical, practical and comparative legal level.