UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

SYLLABUS DEL CORSO

European Union Common and Security Defence Policy

1819-4-A5810219

Learning objectives

The course aims at consolidating the knowledge of the institutional and structural aspects of the European Union, as well at enhancing the comprehension of the role of played by the Union in the field of the maintenance of peace and security

Contents

The course deals with the European Union common security and defence policies. While excluded from the competences of the EU for almost fifty years, the Common Security and Defence Policy (CSDP) has recently emerged as an important facet of the EU's external action. Moreover, the Treaty on the European Union as amended by the Lisbon treaty has provided this policy with new tools and objectives in order to allow the Union to act globally against security threats. In a relatively short time the EU has engaged in a number of civilian and military missions throughout the world in order to contribute to the stabilization of endangered countries. The course considers the basic legal issues raised by development of the new role for the EU as a global security actor, as well as the legal and operational questions involved in peacekeeping mission carried out under the aegis of EU. The following issues will be covered: The basic features of the EU's external relations regime; The institutional aspects of the CSDP and its integration into the EU legal order; The CSDP missions carried out by the EU, their classification, structure and functions; The operational solutions adopted at EU level in order deal with legal implications of these missions (i.e., rules of engagement, human rights protection in the territories where the EU is present, the distribution of responsibility between the EU and its Member States for the activities carried out); The applicability of international humanitarian law to CSDP operations; The EU as a regional agency in the sense of Chapter VIII of the UN Charter and its relationship with the UN Organization

Detailed program

The Course will deal in particular with the following topics: 1) The origin and development of the European Political Cooperation in the field of Security and Defence; 2) The existing (post-Lisbon) legal and institutional framework for the EU Common Foreign and Security Policy (CFSP) and the specific characters of this policy; 3) The Actors involved in the EU CFSP; 4) The instruments of the EU CFSP; 5) The limited role of judicial review in the field of EU CFSP and the boundaries between the latter and other EU policies; 6) The Common Security and Defense Policy (CSDP) as a part of the EU CFSP; 7) Typologies of EU missions launched under CSDP, military operations and civilian missions; 8) Steps and procedures for planning, financing and launching EU CSDP missions; 9) Legal basis and contents of agreements relating to CSDP missions 10) The relationship between the EU, UN Organization and NATO.

Prerequisites

The knowledge of the institutional aspects of European Union law is recommended

Teaching methods

The course will be taught in English and developed through seminaries, discussion prompts, critical examination of required or recommended readings and materials circulated to students attending the class; students will be required to prepare and present selected cases

Assessment methods

Oral exam (in English)

Textbooks and Reading Materials

B. Van VOOREN, R. WESSEL, EU External Relations Law. Text, Cases and Materials, Cambridge University Press, Cambridge, 2014.

Further readings and materials will be provided to students through the e-learning onlinedatabase