

INS 591/Law 345

The European Union: Treaties, Institutions, Policies

Fall 2010

Mondays 3:30-6:00pm

Room: Merrick 307

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Content

Born from the devastation of World War II, the European Union has become one of the most complex and effective international organizations, and the most developed of the integrations systems in history. After the fall of the Berlin Wall, it has been facing a historic opportunity to obliterate dividing lines and make Europe “whole and free.” In the wake of September 11, the EU embarked in the process of its most important enlargement in history, institutional reform and the task of drafting a Constitution, while searching for a place in the world, as a collective entity and through some of its most leading state actors.

The processes of European integration, its governance, and politics have been the object of extensive study and theory development. The dual tasks of deepening and widening present the European Union with daunting challenges that can put to test its ability to govern. Even when it aims at assuming pan-European parameters, the Union has to address age-old issues such as nationalism, racism, and inequality that have persisted in the age of globalization.

This course is intended to provide understanding of the European Union’s most significant historical stages, its government treaties, its institutions, and most important policies, as well as controversial issue. The focus will be on the content, development, and reform of the institutions, and the evolution of the common policies. These have been adapted over the years to reflect the altering make up of the institution within a changing European context. The need for reform was recognized even before the

prospect of enlargement loomed large, since policy development and implementation involve a complex interplay of factors such as domestic politics and institutional dynamics.

The course will also examine social problems within the European Union that have significant political and policy implications. The increasing volume of transnational and transborder interactions have brought to the fore a slew of alarming tendencies, such as violence and discrimination. These have fueled public debates on issues ranging from identity and belonging to immigration and asylum policies. Awareness and recognition of these problems is an integral part of a comprehensive understanding of the workings and complexity of the European Union.

The course will end with sessions dedicated to the development of a common foreign and security policy, as a sign of autonomous collective identity, and a final session dedicated to the pressing current issues dominated by the debate on the constitutional process.

Requirements:

- (1) Two minipapers (600-1,000 words, 20% each of the final grade) based on a subtopic of a cluster of units (1-6; 7-12). This minipaper should be informative and critical, reflecting (in notes) a minimum of seven sources: one from each of these categories: (1) chapters of basic textbooks, (2) chapters from advanced/recommended books or a scholarly article (journals, monographs), (3) a reference to web or brochure materials, (4) a think tank analytical piece, (5) a news item as anchor of current awareness and relevancy, (6) reference to one paper produced by the EU Center (www.miami.edu/eucenter, "publications"); if not available, substitute for a second source from 1, 2, or 4; and (7) reference with precise information to a guest lecture given on the topic (when feasible and available; if not, substitute for 1, 2, 4, 6). At least one source has to be in a language other than English. Papers have to be submitted (by email to all members of the class and the instructor) by 9am the days prescribed.
- (2) Final scholarly paper, or special project (optional, to be discussed individually). 40%. The final paper has to show evidence of creative research. It has to contain references to a double number of sources used in the minipapers (a minimum of 14). Length: 3,000-4,000 words. Any style of documentation/notes, consistent
- (3) An objective test ("Proficiency on the EU", like a "Driver's License") on basic aspects of the EU. This test will be administered in two parts, one before mid term, and one during the last meeting, or final exam date (to be determined). 10% each (total 20%).

Basic Texts:

- Bomberg, Elizabeth, and Alexander Stubb. The European Union: How Does it Work?. NY: Oxford, 2008, 2nd edition. JN30.E9417 2003 ISBN 978-019-920639-1 [fundamental textbook]
- McCormick, John. The European Union Politics and Policies. Boulder: Westview Press, latest edition, 1999. jn30.m376 [secondary book for MA and Law students]
- Ginsberg, Roy. Demiystifying the European Union. Lanham, Maryland: Rowland, 2007. JN30.G553 2007 isbn 13 978 0 7425 36 548 paper. [secondary book, as a substitute for McCormick; highly recommended for Law and Ph.D. students]

Special source: Treaty of Lisbon

http://europa.eu/lisbon_treaty/glance/index_en.htm

Other texts produced by the EU Center will be provided free or available on line (www.miami.edu/eucenter), publications

Roy, Joaquín and Roberto Domínguez (eds) **Regional Integration: fifty years after the Treaty of Rome (March 25, 1957): The EU model in the Americas, Asia and Africa**. Miami: European Union Center/Jean Monnet Chair, 2008.
<http://www6.miami.edu/eucenter/books/Fifty%20years-text+cover.pdf>

Roy, Joaquín and Roberto Domínguez (eds.) **Towards the Completion of Europe: Analysis and Perspectives of the New European Union Enlargement**.. Miami: European Union Center/Jean Monnet Chair, 2006. 296 p. ISBN 0-9638678-7-3; JN30 .T685 2006; <http://www6.miami.edu/eucenter/books/EU%20enlarg-book-text+cover.pdf>

Roy, Joaquín and Roberto Domínguez (eds). **Lisbon Fado: The European Union under Reform**. Miami-Florida European Union Center/Jean Monnet Chair, 2009.
<http://www6.miami.edu/eucenter/books/Lisbon%20Fado-textfinal-all.pdf>

Recommended and Supplementary Texts:

- Devuyst, Youri. The European Union at the Crossroads: The EU's Institutional Evolution from the Schuman Plan to the European Convention. Presses Interuniversitaires Européennes/ Peter Lang, 2004. isbn 90-5201-183-4
- Dinan, Desmond. Ever Closer Union: An Introduction to European Integration. Boulder and London: Lynne Rienner Publ., Inc., 2000.hc241.2.d476
- Ginsberg, Roy. The European Union in International Politics: Baptism by Fire. Rowman and Littlefield, 2001. 0-7425-0023-3 paper
- Hix, Simon. The Political System of the European Union. New York: St. Martin's Press, 1999. JN30 .H5 1999

- McCormick, John. Understanding the European Union: A concise introduction. NY: Palgrave, 2002. ISBN 0-333-71695-7 JN30.M38 2002
- Van der Hoek, M. Peter (ed.) Handbook of Public Administration and Policy in the European Union. Boca Raton, Fl: Taylor and Francis, 2005. ISSN: 0824759141
- Nugent, Neil. The Government and Politics of the European Union. Durham: Duke University Press, 1999. jn15.n84 1999
- Peterson, John; Michael Shackleton. The Institutions of the European Union. NY/Oxford: Oxford University Press, 2002. ISBN 0-19-870052-0
- Piening, Christopher. Global Europe: The European Union in World Affairs. Boulder, Co.: Lynne Rienner Publ., 1997. LC 97-43 ISBN 1-55587-700-1 pbk D1058.p54 1997
- Van Oudenaren, John. Uniting Europe: European Integration and the Post-Cold War World. Lanham and Oxford: Rowman & Littlefield Publ., Inc., 1999. ISBN 0-8476-9032-6 HC241.V352 2000

Tentative Class Schedule

Monday, August 30

Unit 1: Introduction to regional integration and the EU

Central Topic: "What is the EU?"

Subtopics:

- "What is a 'nation'?" "What is a state?"
- "How states cooperate or integrate: the model of the EU"
- "What theories of the EU are most useful today?"
- "Can you make sense of these names: Europe, European Union, Council of Europe?"
- "What is Europe?"
- "Is there anything that can be called 'European identity'?"

Basic sources: Bomberg Ch. 1; McCormick 1; Ginsberg 2

Monday, September 6: no class (Labor Day)

Monday, September 13

Unit 2: History

Central Topic: "How the EU was founded and developed"

Subtopics:

- "Why war was the reason for the foundation of the EU?"
- "The role of leaders in the foundation and development of the EU?"
- "Why the constant change of name of the entity known today as the EU?"
- "How the EU is run?"

Basic Sources: Bomberg, Ch 2; McCormick 2, 3; Ginsberg 1, 2, 3

Monday, September 20

Unit 3: Institutions: European Council, Council of Ministers, COREPER

Central Topic: "Who is in charge?"

Subtopics:

- "Who is the President of "Europe"?"
- "How he/she is elected/ appointed"?
- "Who will you call in case you want to deal with European 'power'?"
- "How you can become a member of the Council of Ministers?"
- "How the Council votes?"
- "Who represents the EU member states in Brussels?"

Sources: Bomberg, Ch. 3; McCormick 6, 9; Ginsberg 5

Monday, September 27

Unit 4: Institutions: The European Commission

Central topic: "What is the origin and the evolution of the European Commission?"

Subtopics:

- “What interest of the EU Commission defends?”
- “Who heads the EU Commission? Qualifications. Term?”
- “Who names the president? Is he/she elected?”
- “Is the President of the Commission a ‘General Secretary of the EU’?”
- “How many members of the Commission?” How they are named?

Sources: Bomberg, Ch. 3; McCormick 5; Ginsberg 5

Monday, October 4

Unit 5: Institutions: The Parliament

Central Topic: “What is the main role of the Parliament?”

Subtopics:

- “How can you become an EU Parliament Member?”
- “How many members the EU Parliament has and how they are distributed?”
- “How the President of the EU Parliament is chosen?” Term?”
- “What or who the EU represents?”
- “How does the co-decision power work?”

Bomberg 3; McCormick 7, 8; Ginsberg 5

Tuesday, October 11

Unit 6: the Court of Justice and the legal system

Central Topic: “Is the EU Court a supreme court?”

Subtopics:

- “Who can be appointed to the EU Court?”
- “Types of “laws” in the EU”
- “How the EU Court has “created” the EU”? Crucial cases.”

Sources: McCormick 8; Ginsberg 3; Bomberg 3

Tuesday, October 18

Mid term Test I (units 1-6)

Review of first part of the course and introduction to the second

Special topic:

Unit 7: The Member States: The cases of Spain and Portugal.

- “What has been the experience of Spain and Portugal as members of the EU?”
- “What Spain has contributed to the evolution of the EU”
- “EU Democratic credentials: why the Iberian countries could not join the earlier stages of the organization?”

Bomberg, Ch. 4; other materials to be provided

Monday, October 26

Unit 8: Main Policies (Pillar I): From Single Market to Monetary Union

Central topic: “The euro”

Subtopics:

- “What the ‘single’ market means?”
- “What selected competences of the EU have been more important?”

- “What policies are of the exclusive domain of the EU? What are “shared”?”
- “How new legislation of the main policies is approved?”
- “How the euro was developed and what has been its impact?”

Sources: Bomberg, Ch. 6; McCormick 4, 11, 13, 14; Ginsberg 6

Note: Paper I due at 9am

Monday, November 1

Unit 9: Internal Policies (Pillar III)

Central Topic: “Why these policies are the shared domain of the EU and the states?”

Subtopics:

- “What does European citizenship mean?”
- “What are the rights of the EU citizens?”
- “Who decides on the control of borders?”

Bomberg, Ch. 7; Ginsberg 6; McCormick, 11-15

Monday, November 8

Unit 10: EU Enlargement and the Neighborhood Policy

Central Topic: “Where Europe ends?”

Subtopics

- “Why the latest 2004-07 enlargement?”
- “Why Turkey has been a ‘candidate’ for so long?”
- “What are the mechanisms of the Neighborhood Policy?”
- “What is the Union for the Mediterranean?”

Sources: Bomberg, Ch. 9; Dinan 7; Roy-Domínguez, Towards

Monday, November 15

Unit 11: The EU’s foreign relations (Pillar II)

Central Topic: “Is the EU a global actor? How?”

Subtopics:

- “How the model of the EU for regional integration works, or does not work?”
- “How the EU deals with the less developed world: the ACP and Latin America?”
- “What is the shape of the EU-US relations?”
- “What is the role of High Representative for the Common Foreign and Security Policy?”
- “What the EU External Service will be?”
- “How many tanks the EU has?”

Sources: Bomberg, Ch. 10; McCormick 15-16; Ginsberg 7, 9; Roy-Domínguez, Reg. Integration

Monday, November 22

Unit 12: Constitutionalism: The Lisbon Treaty

Central Topic: “The EU search for a ‘constitutional’ personality”

Subtopics:

- “Why the EU ‘constitution’ failed to be approved and was ‘rescued’?”
- “What were the roles of selected EU states?”

- “What are the characteristics and novelties of the Treaty of Lisbon?”
“Is the Lisbon Treat ‘the end of constitutional EU history’?”

Sources: Bomberg 8; Roy-Domínguez, Lisbon Fado

Note: Paper II (units 7-11) due at 9am

Monday, November 29

Test II (units 7-12)

Unit 13: Conclusions, current topics and summary

Bomberg, Ch. 11; Ginsberg 10

December (day of exam): Final papers due at 5pm

WEB Sites

European Union-related websites

Fundamental site:

European Union

<http://europa.eu/>

International organizations and government sites

ALADI

www.aladi.org

Andean Community

<http://www.comunidadandina.org/>

CARICOM

www.caricom.org/expframes3.htm

Comunidad Andina

<http://www.comunidadandina.org/>

Council of Europe

www.coe.fr

EUROCORPS

<http://www.eurocorps.com/>

European Commission of Human Rights

www.dhcommrh.coe.fr

European Court of Human Rights

www.dhcour.fr

FAO

www.fao.org

Free Trade Area of the Americas

<http://www.ftaa-alca.org/>

IMF

www.imf.org

International Labor Organization

www.ilo.org

NAFTA

http://ucsu.colorado.edu/~slusarz/nafta/nafta_li.htm

NATO

www.nato.int

OAS

<http://www.oas.org/lowdefault.asp>

OCDE
www.oecd.org

OSCE
www.osce.org

PNUD
www.undp.org

Sistema de Integración de Centroamérica (SICA)
<http://www.sgsica.org/>

UNESCO
www.unesco.org

UNITED NATIONS
<http://www.un.org/french/>

US State Department
<http://www.state.gov/>

United States Mission to the EU
<http://www.useu.be/>

Western European Union
<http://www.weu.int/>

World Trade Organization
www.wto.org

Centers and Associations

Association Jean Monnet
<http://www.jean-monnet.net/>

Center for European Policy Studies (CEPS)
<http://www.ceps.be/index.php>

Centre d'Informació i Documentació a Barcelona (CIDOB)
<http://www.cidob.es/>

Centro de Estudios Europeos (U. Complutense, Madrid)
www.ucm.es/bucm/be

Center for European Reform (CER), London
<http://www.cer.org.uk/about/index.html>

College of Europe
www.coleurop.be

Council of European Studies
<http://www.europamet.org/frames/overall.html>

Economic and Social Research Council (ESRC)

<http://www.one-europe.ac.uk/>

Euroactive

<http://www.euractiv.com/cgi-bin/cgint.exe?1&1000=1&tmpl=index>

Euroserver

http://www.independence.org.uk/html/eu_news.html

European University Institute

<http://www.iue.it/>

European Community Studies Association (ECSA)-Net

<http://www.ecsanet.org/>

Foro del Sur (Buenos Aires)

<http://www.forosur.com.ar/>

Foundation Robert Schuman

www.robert-schuman.org

Institut Français de Relations Internationales

<http://www.ifri.org/>

Institut Universitari d'Estudis Europeus (U. A. Barcelona)

www.uab.es/iuee

Istituto Affari Internazionali

<http://www.iai.it/>

Notre Europe

www.notre-europe.asso.fr

Nueva Mayoría (Buenos Aires)

www.nuevamayoria.com

Real Instituto Elcano (Madrid)

<http://www.r-i-elcano.org/>

The European Policy Center

<http://www.theepc.be/>

Journals

Archivos del Presente (Buenos Aires)

http://www.forosur.com.ar/pag_publicaciones.htm

Challenge Europe (Belgium)

<http://www.theepc.be/challenge/top.asp?SEC=challenge>

Foreign Policy

www.foreignpolicy.com

Foreign Affairs

www.foreignaffairs.org

Foreign Affairs en Español Mexico)
www.foreignaffairs-esp.org

Internationale Politik (Germany)
www.dgap.org

Journal of Common Market Studies (UK)
<http://www.blackwellpublishing.com/journals/JCMS/>

Journal of European Integration (UK)
<http://www.essex.ac.uk/centres/jme/journal.htm>

Politique étrangere (Paris)
<http://www.ifri.org/f/publications/pe/pe.htm>

Política Exterior (Madrid)
www.politicaexterior.com

The International Spectator (Italy)
www.iai.it

Revista de Derecho Comunitario Europeo (Spain)
<http://www.cepc.es/revistas.htm>

Revista CIDOB d'Afers Internacionals (Barcelona)
<http://www.cidob.es/Castellano/Publicaciones/Afers/afers.html>

News Agencies, Newspapers and Magazines

Agence France Press
<http://www.afp.com>

The Economist
<http://www.economist.com/>

EFE Spanish News Agency
<http://www.efe.es/>

El País (Madrid)
<http://www.elpais.es/>

Europe Magazine
<http://www.eurunion.org/magazine/index.htm>

Financial Times
<http://www.ft.com/>

Frankfurter Allgemeine Zeitung (English Edition)
<http://www.faz.com>

Il Corriere della Sera (Italy)
<http://www.corriere.it/>

La Vanguardia (Barcelona, Spain)

www.vanguardia.es

The Guardian

<http://www.guardianunlimited.co.uk/>

[La Repubblica \(Italy\)](http://www.repubblica.it/)

<http://www.repubblica.it/>

Le Monde (France)

<http://www.lemonde.fr/>

Publico (Lisbon)

www.publico.pt

Websites for Papers and Other Links

[ARENA Working Papers](http://www.arena.uio.no/publications/)

<http://www.arena.uio.no/publications/>

The European Policy Center- “Constitutional Library”

http://www.theepc.be/europe/strand_one_detail.asp?STR_ID=1&TWSEC=EPC%20Working%20Papers&TWDOSS=&REFID=1026

Columbia International Affairs Online

<http://www.cc.columbia.edu/sec/dlc/ciao/>

Economic and Social Research Council

<http://www.one-europe.ac.uk>

European Integration online Papers. (EioP)

<http://eiop.or.at/eiop/>

European Research Papers Archive

<http://eiop.or.at/erpa/>

European University Institute

<http://www.iue.it/PUB/Welcome.html>

[Max Planck Institute for the Studies of Societies](http://www.mpi-fg-koeln.mpg.de/pu/discpapers_en.html)

http://www.mpi-fg-koeln.mpg.de/pu/discpapers_en.html

The European Union –a Bibliography. Memorial University

<http://www.mun.ca/ceuep/EU-bib.html>