



Faculty of Law

Lectures conducted in English – Fall Semester 2019

Title of Lecture/Module	ECTS	Lecturer(s)	Content/Link
<b>Comparative Administrative Law</b> <a href="#">Link</a>	6	Johannes Reich Daniela Kühne	Comparative analysis of the following topics of administrative law: 1. Legal Sources 2. Private – Public Law Divide 3. International Law in National Administrative Law 4. Administrative Action 5. Judicial Review and Administrative Discretion 6. Administrative Law Principles 7. Standards of Good Administration Students will be given an administrative law case from a (to them) foreign country and will be asked to analyze this case under their own legal order.
<b>Comparative Civil Procedure</b> <a href="#">Link</a>	6	Samuel P. Baumgartner Tanja Domej Ulrich Haas	In this course we will discuss approaches taken in different jurisdictions towards key problems of civil litigation.
<b>Comparative Private Law</b> <a href="#">Link</a>	6	Helmut Heiss	The course will introduce students to contemporary concepts and methods of comparative law. It will illustrate the functions of comparative law by examples taken from various systems of law as well as sources of uniform law.
<b>European Economic Law</b> <a href="#">Link</a>	6	Peter Georg Picht Andreas Heine-	The course gives an overview of the principles of European Economic Law. The economic constitution of the European Union and the foundations of the Internal Market are dealt with. The general perspective will be complemented by an analysis of the most important cases of the European Court of Justice. The focus will be on the free movement of



		mann	goods, services, persons and capital as well as on EU competition law.
<b>European Tax Law</b> <a href="#">Link</a>	6	Madeleine Simonek	<p>The course European Tax Law is divided into four parts and begins with an introduction into the general principles of EU law looked at from a tax perspective. Part two discusses the impact of the fundamental freedoms on the domestic tax laws of the EU member states as well as the EU state aid rules with a focus on direct taxes. Even though direct tax law is not harmonised in the EU, the jurisdiction of the ECJ on the fundamental freedoms had in the past and still have an important influence on the national legislator's choices in matters of taxation.</p> <p>The third part of the course focuses on the EU directives with tax contents, in particular the merger directive, the parent-subsidiary directive and the interest and royalties directive. The fourth part, finally, deals with the tax aspects of the bilateral agreements between Switzerland and the EU. Teaching will mainly be case-based and mainly consists of reading and discussing ECJ decisions.</p>
<b>Gesellschaftsrecht</b> <a href="#">Link</a>	6	Samuel Kern Alexander Xenia Elisa Karametaxas David Bertrand Roth	<p>In the course Company Law (Master) we will discuss and analyse the fundamental theories of the company, the role of the board of directors, the role of shareholders, the minority shareholder rights, investor protection, the EU Company Law, Corporate Governance, insider dealing and market abuse, etc. All the issues are dealt with using an international and comparative perspective. Please consult the website of the chair of Prof. Alexander to get a comprehensive overview.</p>
<b>International Organisations</b> <a href="#">Link</a>	6	Urs Saxer	<p>The course is on the law of international organisations as a special branch of public international law. We will start with a general part addressing the basics of the law and the theory of international organisations. We will then discuss the UN, the EU as example of a supra-national organisation, regional organisations such as the OSCE and the Council of Europe, the WTO, the Bretton Woods Institutions, humanitarian organisations such as the ICRC, and the role of NGOs.</p>
<b>International Trade</b>	6	Matthias Oesch	



**Regulation**

[Link](#)

This course deals with the two central developments in the field of international trade regulation since the end of the Second World War, namely multilateralism and regionalism. With respect to the former, the focus lies primarily on the law and policy of the World Trade Organisation (WTO). Topics include the principles of non-discrimination and transparency, the pursuance of legitimate policy objectives other than trade liberalisation (such as the protection of the environment and human and animal life and health), non-tariff measures (such as rules on technical regulations and subsidies), the relationship to human rights and current developments (such as the recent trade-restrictive measures imposed by the United States). Special attention is given to the case law of WTO panels and the Appellate Body. With respect to regionalism, the course focuses on the law and policy of free trade agreements. Here, a particular focus will be put on selected free agreements which the US, the EU and Switzerland have concluded with partners all over the globe. Moreover, the relevance of "mega regionals", such as the planned TTIP and TPP, is discussed. With respect to both WTO law and free trade agreements, the relationship between international trade regulation and domestic law and policy is examined, in particular with a view to EU and Swiss law.

**Introduction to Swiss Law**

[Link](#)

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José Luis Alonso  
 Samuel Kern  
 Alexander  
 Ruth Arnet  
 Tanja Domej  
 Christoph B. Graber  
 Matthias Mahlmann  
 Matthias Oesch  
 Madeleine Simonek

**Block 1 (Public Law)** 20.09.2019, 14:00 - 18:00 Uhr: Constitutional Law / International Relations (Prof. Oesch); 26.09.2019, 10:15 - 12:00 Uhr: Tax Law (Prof. Simonek); 27.09.2019, 08:00 - 12:00 Uhr: Administrative Law / Administrative Procedure (Prof. Uhlmann)

**Block 2 (Private Law, Civil Procedure)** 27.09.2019, 14.00-18.00 Uhr: Civil Law I, Inheritance Law / Property Law (Prof. Arnet); 04.10.2019, 08:00 - 12:00 Uhr: Civil Law II, Law of Persons / Family Law (Prof. Fiocchi Malaspina / Dr. Battaglia); 04.10.2019, 14.00-18.00 Uhr: Law of Obligations I, Contract Law (Dr. Huber-Purtschert); 11.10.2019, 14:00 - 18:00: Law of Obligations II, Company Law (Prof. Alexander); 18.10.2019, 08:00 - 12:00: Civil Procedure (Prof. Domej)

**Block 3 (Criminal Law, Criminal Procedure)** 18.10.2019, 14:00 - 18:00 Uhr: Criminal Law (Prof. Thommen / Dr. Zurkinden) 25.10.2019, 08:00 - 12:00 Uhr: Criminal Procedure (Prof. Thommen / Dr. Zurkinden)

**Block 4 (Foundations)** 01.11.2019, 08:00 - 09:45 Uhr: Roman Law (Prof. Alonso); 01.11.2019, 10:15 - 12:00 Uhr: Legal History / History of International Law (Prof. Thier); 01.11.2019, 14:00 - 15:45 Uhr: Legal Sociology (Prof. Graber); 01.11.2019, 16:15 - 18:00



		Andreas Thier Felix Uhlmann Marc Thommen Elisabetta Fiocchi Malaspina Federico Battaglia Tina Huber- Purtschert Nadine Zurkinden	Uhr: Legal Philosophy (Prof. Mahlmann)
<b>Law and Economics</b> <a href="#">Link</a>	6	Adrian Künzler Mark Steiner	Introduction into the basics of Law & Economics by going through the legal fields of property, tort, contract, criminal, corporate, intellectual property, competition, procedural, public and environmental law.
<b>Law and Technology – a cross-continental perspective</b> <a href="#">Link</a>	6	Florent Thouvenin	This course will explore the interaction between law and modern technology. It will introduce students to the potentially problematic relationship between legal rules and technological change, and then begin to explore real substantive problems at the interface between them. This will require some understanding of particular legal doctrines and particular technologies, which the course itself will provide. It is the aim of the course to teach, encourage and nurture creative legal (and technological) thinking when contemplating questions such as the possible regulation and/or promotion (for example, through patents) of technology and technological change.
<b>Legal Theory</b> <a href="#">Link</a>	6	Matthias Mahlmann	The course offers an outline of key issues of a theoretical reflection of law and justice. It will discuss some historical examples of the evolving theoretical reflection of law and its ethical foundations. In addition, central analytical and normative problems will be considered concerning the structure and content of law and its relation to ethical thought. A special focus of attention will be contemporary cognitive science and its impact on the understanding and conceptualisation of law, including the structure and origin of moral cognition and the problem of free will. The course will offer a critical assessment of these approaches that form



			one of the most important issues in the contemporary reflection about law. Serious thought on these matters, it will be argued, leads to central problems of our human self- understanding that are of foundational importance for our concept of law. The theoretical reflection and its results will be exemplified by concrete cases including target killings, torture and other issues of civil, criminal, public law and the adjudication of human rights.
<b>Principles of Common Law</b>	3	Samuel Kern Alexander	The course will cover the general principles of common law and their applications to commercial and financial markets. This course aims at introducing the main concepts of common law as they are used in the UK and the US.
<b>Recent Case Law of International Courts</b> <a href="#">Link</a>	6	Daniel Moeckli	<p>Cases before international courts and tribunals raise fascinating, often highly political issues and shape the future development of international law. In this course we will critically analyse some of the most important judgments issued in recent years by the International Court of Justice as well as other international and regional courts and tribunals, such as the European Court of Human Rights. The course will be based on a reader of recent international case law.</p> <p>Each lesson will be devoted to the thorough analysis of one or two cases decided by an international court or tribunal.</p>
<b>Regulation Without Law? Law and the Technologies of the Twenty-First Century</b> <a href="#">Link</a>	6	Christoph Beat Graber	The rapid evolution of technology in the twenty-first century has changed our everyday experience. Every time we connect to the online world we are faced with filtering technologies that determine what we can or cannot view. More and more we are tied into technology-driven regimes that tether us to manufacturers able to control our experience through locked-in systems and "updates", such as with the iPhone. Dependency-creating technologies are being developed, such as "terminator seeds" that self-destruct after one use, forcing farmers to buy seeds anew every season. These technologies exclude people in a manner analogous to state-enacted property regimes, or make them dependent on their manufacturers raising issues of power balance. But, how is it that we should understand these technologies and the fact that they have law-like effects? Should we understand them as law or as part of the legal system? At the same time, how do these new technologies affect the way we conceive law? During the course we are going to take a primarily theoretical approach to reflect on the relationship between law and new technologies of the twenty-first



			century and how the concepts of "law" and "regulation" evolve under these new technological conditions.
<b>Transnational Organised Crime – The UN Perspective</b> <a href="#">Link</a>	3	Andreas Schloenhardt	<p>Contemporary Crime and Criminal Justice are increasingly characterised by the globalisation of criminal activities and international efforts to combat transnational crime. This course explores the international legal framework and best practice guidelines to prevent and suppress transnational organised crime, including drug trafficking, trafficking in persons, and the smuggling of migrants. The course outlines and examines the criminalisation of these activities and analyses national and international efforts to investigate such crime and prosecute offenders.</p> <p>The course is designed to give students a comprehensive understanding of contemporary patterns and characteristics of transnational organised crime and relevant international conventions in this field. The seminars, individual and team-based exercises, and assessment in this course invite students to gain insight into the levels and characteristics of various types of organized crime and critically reflect on international, regional, and domestic laws and policies designed to combat these phenomena. The course enhances students' abilities to engage with and research policy documents and legal material, critically analyse legislation, case studies and scholarly writing, present research findings to academic audiences, and elaborate practical recommendations for law reform and policy change relevant to the subject area.</p>
<b>Workshop &amp; Lecture Series on the Law &amp; Economics of Innovation</b> <a href="#">Link</a>	6	Peter Georg Picht Andreas Heine- mann Stefan Bechtold	<p>The Workshop &amp; Lecture Series is a joint project of ETH Zurich (Professors Stefan Bechtold and Gérard Hertig) and University of Zurich.</p> <p>It provides an overview of current interdisciplinary research on intellectual property, innovation and antitrust policy. Legal and economics scholars give a lecture and/or present their current research. All speakers are internationally well-known experts from Europe and the U.S.</p>