



FACULTY OF LAW

PROGRAM – SYLLABUS							
Level of Studies		Bachelor Program		Academic Year		2018-19	
Subject		CONSTITUTIONAL LAW					
Year	I	Status subject	Obligatory	3 hours (L)	2 hours (E)	ECTS Credit	7
Semester	II						
Week Lessons		15		Teaching hours		Lectures	Exercises
						45	30
Learning Methodology		Interactive Lectures / Practical Exercises					
Konsultime							
Professor		Prof.Ass.Dr. Kadri Kryeziu		e-mail		kadri.kryeziu@hotmail.com	
				Tel.		049 555 145	
Assistant				e-mail			

Course Objective	Student Benefits
<p>This course aims to familiarize bachelor students with the theoretical part of constitutional law as a separate branch of law. In particular, students will analyze fundamental constitutional concepts, constitutional systems and institutions, sources of constitutional law, the nature and types of constitutions, the constitutional aspect of the rule of law and the protection of constitutional rights and freedoms. Particular attention will be given to the constitutional system of the Republic of Kosovo, the constitutional principles and constitution in Kosovo, including the organization and scope of the constitutional bodies of the Republic of Kosovo.</p>	<p>Upon completion of this course, the student is expected to be able to:</p> <ul style="list-style-type: none"> • • Expected learning outcomes: After completing the lectures from this subject, the student will be able to: • • Ability to interpret legal provisions in this area: • • To be more closely acquainted with the relationships between employers and employees: • • Notify about the rights and obligations of employees: • • Monitor changes in the relationship between industrial partners (employers and employees): • • Be willing to use theoretical and practical knowledge in order to draft legislation in this area:

Methodology for realization of learning topics:

- Teaching methodology will consist of course material being clearly and comprehensively understood by students as well as in topic;
- The lecture will be presented according to the interactive method (sokratike).
- In order to better prepare the subject and enable greater interaction in the classroom, it is strongly recommended that students topic to be discussed at the next hour (s).
- Students are encouraged to ask questions, comments, and suggestions during the lectures, and to dispose of discussion points v

Conditions for realization of the subject:**Student Assessment Rating (in%)**

	Rating in%
Attendance and activity lectures 5%	50%- 60%
Activity in exercises 10%	60%-70%
Seminar Workshop 5%	70%-80%
First collagen 20%	80%-90%
final Exam 60%	90%-100%

Student Obligations:

LigjLectures	Exercises

Students are obliged to respect the rules of professional academic ethics such as keeping quiet in learning, disconnecting mobile phones. Plagiarism and similar fraudulent phenomena will be punished according to the regulations and applicable law. Communication with the e-mail of the assistant and announcement at the premises of the University.

Student load for the subject

Aktivitey	Times

Week 1

Understanding constitutional law

- 1) Introductory introduction,**
- 2) Knowledge of the subject program, teaching methodology, etc.**

(Week 2)

The birth and development of constitutional law

- 1) Constitutional right (importance, relevance, attributes)**
- 2) Historical development of constitutional law**
- 3) Constitutional law report with other branches of law**

(Week 3)

Meaning, content and constitutional models

- 1) What is the constitution?**
- 2) The content of the constitution,**
- 3) Structure of the constitution,**
- 4) Strong (rigid) and soft (flexible) constitutions,**
- 5) Written and non-written constitutions,**
- 6) The real and fictitious constitution,**
- 7) Forms of adoption and amendment of constitutions,**

(Week 4)

Constitutions in comparison

- 1) The US Constitution (1787)**
- 2) Great Britain case - an unwritten constitution**
- 3) The Constitution of France (1958)**
- 4) The Basic Law of Germany (1949)**
- 5) Constitution of Albania (1998)**
- 6) The Constitution of Switzerland (2000)**

(Week 5)

Sources of Constitutional Law in Kosovo

- 1) Declaration of Independence (2008)**
- 2) Kosovo Constitution (2008)**
- 3) International law**
- 4) Decisions of the Constitutional Court**

(Week 6)

Introduction to the Constitution of Kosovo

- 1. Preamble**
- 2. Basic principles**
- 3. Division and control of power**
- 4. Supremacy of the Constitution**
- 5. International law and its implementation**

(Week 7)

Freedoms and rights guaranteed by the Constitution of Kosovo

1) The constitutionalization of international human rights acts

2) Individual Rights

a) Right to life,

b) Right to dignity

c) The right to liberty and security d) The right to a fair trial

e) Freedom of movement

f) The right to privacy g) Right to trust

h) Freedom of expression

(Week 8)

Freedoms and rights guaranteed by the Constitution of Kosovo

1) Political rights

a) Right of assembly

b) Media freedom

c) Freedom of association

d) Election Law

2) Social, economic and cultural rights

a) The right to property

b) Right to education

c) Freedom of art and science

d) Labor law

(Week 9)

Constitutional protection of human rights and freedoms

1) Individual Constitutional Complaints

2) Time limits

3) Proceedings before the Constitutional Court

(Week 10)

The parliament of Kosovo

- 1) The structure of the Assembly**
- 2) The competences of the Assembly**
- 3) Mandate of deputies**
- 4) Immunity of MPs**
- 5) The process of adopting laws**
- 6) Distribution of the Assembly**
- 7) Case Study**

(Week 11)

President of Kosovo

- 1) Constitutional position**
- 2) Presidential Competencies**
- 3) Selection and temporary absence**
- 4) Immunities**
- 5) Constitutional Responsibility**
- 6) Case Study**

(Week 12)

The Government of Kosovo

- 1) Constitutional position**
- 2) Competences**
- 3) Choice**

4) Political accountability to parliament (motion of no confidence)

(Week 13)

Justice System

- 1) General Principles**
- 2) Organization of Courts**
- 3) Appointment and dismissal of judges**
- 4) Kosovo Judicial Council**
- 5) Kosovo Prosecutorial Council**
- 6) Advocacy**

(Week 14)

constitutional Court

- 1) Organization and Composition of the Constitutional Court**
- 2) Powers of the Constitutional Court**
- 3) The legal effect of the decisions of the Constitutional Court**

Lecture will be done with contemporary methods and a combination of interactive, debating and creative lectures with active participation of students in lectures and the expression of their free and critical opinion on the phenomena and constitutional processes. All lectures are followed by Slide Presentations at Power Point and other documentary presentations. Teamwork and practical work through constitutional cases will be stimulated by finding consistent applicability. Other forms of practical work with students in the elaboration of matter will be affirmed.

LITERATURA

- Prof .Dr. Kurtesh Salju e Drejta Kushtetuese Prishtinë 2004
- Prof. Dr. Kadri Kryeziu Pluralizmi në Kosovë Prishtinë 2014
- Prof. Dr. Kadri Kryeziu Edrejta e ygjedhjes Piren, 2013
- Prof Dr. Arsim Bajrami. Sistemi Kushtetues i Kosovës. Prishtinë, 2011.

- Visar Morina. Gjyqësia Kushtetuese. Prishtinë, 2013. (opsionale)
- Rosenfeld, Michel, and András Sajó, eds. The Oxford handbook of comparative constitutional law Press, 2012.
- Marko, Joseph. "The new Kosovo constitution in a regional comparative perspective." Review of European Law 33.4 (2008): 437-450.
- De Visser, Maartje. Constitutional review in Europe: a comparative analysis. A&C Black, 2014.
- Jackson, Vicki. Constitutional Engagement in a Transnational Era. Oxford University Press, 2013

Additional literature:

- Constitution of the Republic of Kosovo, 2008
- Rules of Procedure of the Assembly of Kosovo (2010)
- Ligji për Gjykatën Kushtetuese të Kosovës ♣ Ligji për Presidentin
- Ligji për Policinë e Kosovës ♣ Ligji për Forcën e Sigurisë së Kosovës
- Konventa Evropiane për të Drejtat e Njeriut
- Ligji për Gjykatat
- Ligji për Këshillin Gjyqësor të Kosovës

Suggestions:

Students are obliged to respect the rules of professional academic ethics such as keeping calm in learning, disconnecting mobile phones, entering the hall in time, etc. Plagiarism and related phenomena deceptive will be punished according to the regulations and applicable law.

Communication with students will be done mainly through e-mail and advertisements at the University premises.