

**Course title:** The EU Internal Market  
**Instructor:** Daniele Gallo, [Jean Monnet Full Professor](#) of EU Law at Luiss - dgallo (at) luiss (dot) it  
**Office hours:** upon appointment via online and webex

### Course outline (10 hours)

At the core of the course lie the meaning, scope and extent of the EU internal market, as well as the economic freedoms of movement. Dimitry Kochenov will teach about EU citizenship in Fall 2022.

### Course methodology

Classes will consist primarily of seminar discussions. All students are expected to read the required materials for each class in advance and be ready to engage in a critical discussion with each other and with the instructor, who will ask questions and seek reactions from students throughout the course.

### Assessment

Students will be evaluated on the basis of both class participation and a written assignment. In this respect, they are required to write a paper of (up to) 3000 words (footnotes included, references excluded).

#### January 28, 14-17.

I. Origins, Notion and Development of the EU Internal Market.

- 1) Course contents through examples.
- 2) Concept of EU internal market and its 'beyondness'.
- 3) Legal sources.
- 4) Harmonization.
- 5) Harmonization *revisited*.
- 6) Non-economic interest in the internal market.
- 7) Covid-19 and internal market.

II. Goods.

- 1) Legal framework, Customs Union, customs duties and charges having equivalent effect.

*Compulsory Readings:* C. Barnard, *The Substantive Law of the EU*, OUP, 2019, pp. 3-36; *Van Gend en Loos*.

#### January 29, 14-17.

- 2) Quantitative restrictions and measures having equivalent effect.
- 3) *Dassonville* and beyond.
- 4) *Cassis* and beyond.
- 5) *Keck* and beyond.
- 6) Written derogations and mandatory requirements.

III. Workers.

- 1) Legal framework
- 2) Definition of 'worker'.
- 3) Discrimination.
- 4) Scope of application.

*Compulsory Readings:* *Dassonville*; *Schmidberger*; *Cassis*; *Bosman*.

#### February 4, 14-18.

IV. General remarks on services and establishment.

- 1) Scope and legal framework: similarities and divergences.
- 2) Definition of 'service'.

V. Establishment.

- 1) Legal framework and personal scope.
- 2) Material scope.
- 3) Companies.
- 4) Exemption and derogations.

VI. Services.

- 1) Legal framework.
- 2) Exemptions and derogations.

VII. Recognition of diplomas and professional qualifications.

- 1) General framework.

VIII. Capitals and Payments.

- 1) General remarks and legal framework.
- 2) Golden shares and the issue of sanctions.

*Compulsory Readings:* *Watts*; *Viking*; *Gebhard*; *Torresi*; *Commission v. Belgium*; *Regulation on FDI's Screening*.