



Number \_\_\_\_\_ from \_\_\_\_\_

Form USAMV 0107040102

## SUBJECT OUTLINE

## 1. Information on the programme

1.1. Higher education institution	University of Agricultural Sciences and Veterinary Medicine of Cluj-Napoca
1.2. Faculty	Agriculture
1.3. Department	Environmental and Plant Protection
1.4. Field of studies	Environmental Engineering
1.5. Cycle of studies <sup>1)</sup>	Bachelor / Master
1.6. Specialization / Study program	Environmental Engineering
1.7. Form of education	Full time

## 2. Information on the discipline

2.1. Name of the discipline	Environmental law and legislation							
2.2. Holder of course activities	PhD. Lecturer Cristian IEDERAN							
2.3. Holder of seminar / laboratory / project activities	PhD. Lecturer Cristian IEDERAN							
2.4. Year of study	IV	2.5. Semester	I	2.6. Evaluation type	Continuc	2.7. Discipline status	Content <sup>2)</sup>	DD
							Compulsoriness <sup>3)</sup>	DO

## 3. Total estimated time(teaching hours per semester)

3.1. Number of hours per week - frequency form	4	Out of which: 3.2. lecture	2	3.3. seminar / laboratory / project	2
3.4. Total hours of the educational plan	56	Out of which: 3.5. lecture	28	3.6. seminar/laboratory	28
Distribution of the time fund					ore
3.4.1. Study after manual, course support, bibliography and notes					20
3.4.2. Additional documentation in the library, on specialized electronic platforms and in the field					2015
3.4.3. Preparation of seminars / laboratories / projects, topics, reports, portfolios and essays					2414
3.4.4. Tutorials					105
3.4.5. Examinations					10
3.4.6. Other activities					
3.7. Total hours of individual study	64				
3.8. Total hours per semester	120				
3.9. Number of credits <sup>4)</sup>	4				

## 4. Prerequisites (if applicable)

4.1. curriculum-related	General knowledge of the agricultural field.
4.2. skills-	The student must have a basic knowledge of law and law in general.

## 5. Conditions (if applicable)

5.1. for the course	The course is interactive, students can ask questions about the content of the exhibition. The university discipline requires the observance of the start and end time of the course. No other activities are tolerated during the lecture, mobile phones should be closed.
5.2. for the seminar / laboratory / project	At the student seminars. The academic discipline is required for the entire duration of the work.

## 6. Cumulated specific competences

Professional competences	C1 Explaining the mechanisms of processes and effects of anthropic or natural origin that determine and influence the pollution of the environment. Description and application of the concepts, theories and practical methods for determining the quality of the environment. Applying basic scientific knowledge in defining and explaining concepts related to environmental protection issues in agriculture. Choosing the principles and establishing the appropriate basic methods for solving problems
Transversal competences	CT3 Objective self-assessment of the need for continuous training in order to constantly adapt and respond to the demands of economic development; the use of information and communication techniques and, at least, of a language of international circulation

### 7. Discipline objectives (based on the cumulated specific competences)

7.1. General objective	The discipline of Law and environmental legislation aims to transmit knowledge on general notions of law by addressing the definition of law from a plurality of current perspectives of environmental protection.
7.2. Specific objectives	During the lectures, the students will acquire the basic concepts regarding the application and interpretation of the law; the legal report, examples and applications; civil legal act - conditions of validity, examples; contractual and criminal civil liability; cases that remove legal liability; the natural person, the legal person and the legal personality as well as the civil, criminal and administrative litigation actions. Within the special part, the knowledge that is transmitted to the course concerns general and introductory notions about elements of environmental law, legal reports on environmental law, modalities of legal liability in environmental law and the conditions and forms of legal responsibility, the particularities of states' responsibility in the field of environmental protection according to international conventions and treaties as well as regulated techniques for environmental protection.

### 8. Content

8.1. COURSE Number of hours -28	Teaching methods	Observation
	Lecture	1 lecture = 2 hours
1. General notions about law 1.1 Definition and origin of the law 1.2. The principles of law 1.3. The springs of law 1.4. Constitution and laws of the state 1.5. Other sources of law 1.6. The branches of law 1.7 International law	Lecture	2 lectures
2. The civil legal report 2.1. Elements and content of the civil legal report 2.2. The object of the civil legal report. The goods 2.3. Civil legal facts	Lecture	2 lectures
3. Civil legal act 3.1. The notion and classification of civil legal acts 3.2. Conditions of validity of civil legal documents 3.3. The effects of civil legal acts 3.4. The invalidity of the civil legal documents	Lecture	2 lectures
4. Civil obligations 4.1. The notion and classification of civil obligations 4.2. Definition and classification of contracts 4.3. The contractual responsibility 4.4. Criminal liability	Lecture	2 lectures
5. Subjects of law and legal personality 5.1. Individual 5.2. Legal entity 5.3. Exercise of rights	Lecture	2 lectures

6. Litigation and non-contentious justice 6.1. The lawsuit and the trial 6.2. Judicial decisions 6.3. Appeals	Lecture	1 lecture
7. Legal liability 7.1. Liability 7.2. Sanction 7.3. Execution	Lecture	1 lecture
8. General and introductory notions of environmental law 8.1. The protection of the environment - a vital problem of the contemporary world 8.2. Environmental protection and sustainable development strategy 8.3. World conferences in the field of environmental protection 8.4. Pollution and its legal implications 8.5. Regulation of human-nature relationships	Lecture	2 lectures
9. Generalities regarding environmental law 9.1. The objectives of environmental law 9.2. Definition and method of regulating environmental law 9.3. The sources of environmental law 9.4. Principles of environmental law 9.5. The place of environmental law in the legal system 9.6. Features and functions of environmental law	Lecture	2 lectures
10. The legal report on environmental law 10.1. Definition and specific characters 10.2. The quality of environmental law subjects 10.3. Categories of environmental law reports 10.4. Content of the environmental law report 10.5. The object of the environmental law legal report	Lecture	4 lectures
11. Legal liability in environmental law - Conditions and forms of legal responsibility 11.1. Criminal liability 11.2. Liability for environmental damage according to GEO 195/2005 on environmental protection 11.3. Regulations of a special nature in environmental law regarding criminal liability 11.4. Contraventional liability in environmental law 11.5. Criminal liability 11.6. The role of the body of ecological inspection and control, voluntary actions in the prevention and sanctioning of the reprehensible facts against the environment	Lecture	4 lectures
12. Particularities of the responsibility of states in the field of environmental protection according to international conventions and treaties 12.1. General considerations 12.2. The elements of responsibility, features 12.3. Liability for damages to the common heritage of humanity	Lecture	2 lectures
13. Regulated environmental protection techniques 13.1. The criminal regime of the protection techniques 13.2. Ecological prohibitions and limitations 13.3. Categories of regulatory acts	Lecture	2 lectures

13.4 Economic-fiscal instruments 13.5.Fund for the environment 13.6.Other funds with ecological destinations		
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8.2. PRACTICAL WORKS Number of hours – 28	Teaching methods	seminar
	exemplification	1 seminar (2 hours/seminar)
Notions and terminology of law and environmental legislation	exemplification	4 seminars
Regulations on the conservation of biodiversity, the regime of protected areas and nature monuments - OU 195/2005, OU 236/2000	exemplification	2 seminars
Legal norms regarding the protection of soil, subsoil and terrestrial ecosystems - OU 195/2005, L18 / 1991, L169 / 1997, L247 / 2005, etc.	exemplification	2 seminars
Legislation on the protection of the atmosphere, climate change and the management of environmental noise - OU 6243/2000, L 137/1995, OUG 195/2005, L24 / 1994, L 3/2001, etc.	exemplification	2 seminars
Regulations regarding the protection of water and aquatic ecosystems L 107/1996,L 310/2004, L 112/2006, etc.	exemplification	2 seminars
Legislative instruments for the protection of human settlements - GEO 195/2005,L 350/2001, L 171/1997, L 351/2001, L 575/2001, etc	exemplification	2 seminars
The regulated regime of genetically modified organisms, obtained by modern biotechnology techniques - GEO 195/2005, GE 49/2000, GEO 256/2006, GD 173/200	exemplification	2 seminars
Norms for regulating the waste regime - GEO 195/2005, OU 78/2000, L 101/2006, OUG 16/2001, GD 856/2002, etc	exemplification	2 seminars
The regime of dangerous chemical substances and preparations - GEO 195/2005, L 360/2003, OG 200/2000, HG 956/2005, etc.	exemplification	2 seminars
Regulation of the regime of chemical fertilizers and plant protection products - OG 4/1995, L 85/1995, L 26/2006, GD 1559/2004, OU 262/2000	exemplification	2 seminars
Regulated regime of the use of nuclear energy, radioactive pollution and radiation protection - OU 195/2005, L 111/1996	exemplification	2 seminars
Knowledge verification / Related support / Case study debates	testing	4 seminars
<p><i>Compulsory bibliography:</i></p> <ol style="list-style-type: none"> <li>Duțu M., - „ Dreptul Internațional &amp; Comunitar al Mediului”, Editura Economică, 1995</li> <li>Mazilu D., - “Teoria generală a dreptului”, Ed. All Beck, București, 1999</li> <li>Pascariu, Gabriela - “Uniunea Europeană – Politici și Piețe agricole”, Editura Economică, București, 1999.</li> <li>Marinescu Daniela, - “Tratat de dreptul mediului”, Editura Universul juridic, București, 2007</li> </ol>		

5. Duțu, M. – „Dreptul mediului”, Editura CH. Beck București, 2007
6. Petrescu-Mag Ruxandra Mălina – „Politici, instituții și legislație pentru mediu”, Editura AcademicPres, Cluj-Napoca, 2008
7. Note de curs – Ioan OROIAN

*Optional bibliography:*

1. 2002 Regular report on Romania's progress towards accession – SEC(2002)1409, Bruxelles, 2002.
2. "Europe's Environment: The Third Assessment" - *Environmental Assessment Report*, European Environment Agency: Copenhagen, 2003.

**9. Corroborating the discipline content with the expectations of the epistemic community representatives, of the professional associations and of the relevant employers in the corresponding field**

The content of the discipline is consistent with what is done in other university centers in the country and abroad. To better adapt to the demands of the labor market of the content of the discipline, meetings were held with representatives of the business environment.

**10. Evaluation**

Type of activity	10.1. Evaluation criteria	10.2. Evaluation type	10.3. Percentage of the final grade
10.4. Course	- theoretical tests for the verification of knowledge - questionnaires and debates	continuous	20% 50%
10.5. Seminar/Laboratory	- drawing up reports - case studies		30%

**10.6. Minimum performance standards**

Mastery of scientific information transmitted through lectures and practical papers at an acceptable level. Obtaining the passing grade for the ongoing checks is a condition of promotability.

- 1 Cycle of studies - choose one of the three options: Bachelor/Master/Ph.D.
- 2 according to the educational plan
- 3 Discipline status (compulsoriness) - choose one of the options – DI (compulsory discipline) DO (optional discipline) DFac (facultative discipline).
- 4 One credit is equivalent to 25-30 hours of study (teaching activities and individual study).

Filled in on  
04.09.2019

Course coordinator  
PhD. Lecturer Cristian FEDERAN

Laboratory work/seminar coordinator  
PhD. Lecturer Cristian FEDERAN

Approved by the  
department on  
05.09.2019

Head of the Department  
Prof. dr. Ioan OROIAN