

## Course description

<b>Course abbreviation:</b>	KÚP/ÚP1	<b>Page:</b>	1 / 3
<b>Course name:</b>	Constitutional Law 1		
<b>Academic Year:</b>	2023/2024	<b>Printed:</b>	03.06.2024 07:34

<b>Department/Unit /</b>	KÚP / ÚP1			<b>Academic Year</b>	2023/2024
<b>Title</b>	Constitutional Law 1			<b>Type of completion</b>	Pre-Exam Credit
<b>Accredited/Credits</b>	Yes, 3 Cred.			<b>Type of completion</b>	
<b>Number of hours</b>	Lecture 2 [Hours/Week]				
<b>Occ/max</b>	Status A	Status B	Status C	<b>Course credit prior to</b>	NO
<b>Summer semester</b>	0 / -	0 / -	0 / -	<b>Counted into average</b>	NO
<b>Winter semester</b>	0 / -	0 / -	0 / -	<b>Min. (B+C) students</b>	10
<b>Timetable</b>	Yes			<b>Repeated registration</b>	NO
<b>Language of instruction</b>	Czech			<b>Semester taught</b>	Winter semester
<b>Optional course</b>	No			<b>Internship duration</b>	0
<b>Evaluation scale</b>	S\N				
<b>No. of hours of on-premise</b>					
<b>Auto acc. of credit</b>	Yes in the case of a previous evaluation 4 nebo nic.				
<b>Periodicity</b>	K				
<b>Substituted course</b>	None				
<b>Preclusive courses</b>	KÚP/ÚP1N and KÚP/ÚP1R				
<b>Prerequisite courses</b>	N/A				
<b>Informally recommended courses</b>	N/A				
<b>Courses depending on this Course</b>	N/A				

### Course objectives:

Students will get an overview of fundamental sources and principles of the current Czech constitutionality, get acquainted with the concept of the state machinery, functions of the public authority system and a comprehensive institutional analysis of the Czech Republic constitutional model in order to understand the issue and be able to give appropriate assessment from the constitutional point of view.

### Requirements on student

writing a final test

### Content

1. The concept, content, subjects and the subject matter of constitutional law, its relationship to other branches of law, constitutional relationships, constitutional disputes, liability and sanctions in constitutional law, interpretation of the Constitution.
2. Principal stages of development of constitutions, their typology, the constitution as organic law, legislative system and legal status of public authority, modern constitution, its characteristics, its philosophical and legal grounds, the content and significance of the constitution, the law-abiding state (Rechtsstaat), the constitutional state.
3. Development of the Czech constitutionality, features and phases of the constitutional development, constitutional aspects of the separation of Czechoslovakia, continuity and discontinuity in creation of the Czech Republic.
4. The Constitution of the Czech Republic and Constitutional Order - its characteristics, structure and position in the system of law.
5. Constitutional grounds of the sovereignty of the Czech Republic, state territory, state citizenship, and state symbols.
6. Form of government in the Czech Republic and constitutional system of the separation of powers - its concept, content, typology, significance and function.
7. Legislative power, position of Parliament of the Czech Republic, its structure, powers and mutual relationships between its two chambers.
8. Executive power, position of the President of the Czech Republic, of the government of the Czech Republic, Czech Republic ministries, other administrative bodies, and the State Attorney's Office.
9. Constitutional position of the Supreme Control Office and Czech National Bank.

10. Judicial power and its constitutional concept, court system and mutual relationships between courts.
11. Electoral system in the Czech Republic, types of elections and their principles, objective voting rights.
12. Political parties in the constitutional system of the Czech Republic, the meaning and principles of the multi-party political system.
13. The Constitution of the Czech Republic and international law, characteristics of international treaties.
14. The Constitution of the Czech Republic and EU law, relationships of Czech and EU bodies, determination of jurisdictions.

## Fields of study

## Guarantors and lecturers

- **Guarantors:** Doc. JUDr. Monika Forejtová, Ph.D. (100%)
- **Lecturer:** Doc. JUDr. Monika Forejtová, Ph.D. (100%), Prof. JUDr. Václav Pavlíček, CSc. (100%), JUDr. Tomáš Pezl, Ph.D. (100%), JUDr. Josef Skála, CSc. (100%), JUDr. Milan Tomeš (100%), JUDr. Zuzana Vostrá, Ph.D. (100%)

## Literature

- **Basic:** Pezl Tomáš, Pezl Michael. *Dokumenty ke studiu ústavního práva*, 3. vydání. Plzeň: Aleš Čeněk, 2008. ISBN 978-80-7380-099-4.
- **Basic:** Klíma Karel a kol. *Praktikum českého ústavního práva*, 3. vydání. Plzeň: Aleš Čeněk, 2009. ISBN 978-80-7380-173-1.
- **Basic:** Klíma Karel. *Ústavní právo*, 3. vydání. Plzeň: Aleš Čeněk, 2006. ISBN 80-7380-000-4.
- **Recommended:** Klíma Karel a kol. *Komentář k Ústavě a Listině*, 2. vydání. Plzeň: Aleš Čeněk, 2009.
- **Recommended:** Wintr, Jan. *Principy českého ústavního práva : (s dodatkem principů práva evropského a mezinárodního)*. Vyd. 1. Praha : Eurolex Bohemia, 2006. ISBN 80-86861-75-9.
- **Recommended:** Blahož, Josef; Balaš, Vladimír.; Klíma, Karel. *Srovnávací ústavní právo*. 2., přeprac. vyd. Praha : ASPI, 2003. ISBN 80-86395-89-8.
- **Recommended:** Pavlíček, Václav. *Ústavní právo a státověda. II. díl, část 1., Ústavní právo České republiky*. Praha : Linde, 2001. ISBN 80-7201-273-8.
- **Recommended:** Pavlíček, Václav. *Ústavní právo a státověda. II. díl, část 2., Ústavní právo České republiky*. Praha : Linde, 2004. ISBN 80-7201-472-2.
- **Recommended:** Filip, Jan. *Ústavní právo České republiky. 1, Základní pojmy a instituty Ústavní základy ČR*. 4., v nakl. Doplněk 2., opravené a doplněné vyd. Brno : Masarykova univerzita, 2003. ISBN 80-210-3254-5(MU).

## Time requirements

### All forms of study

Activities	Time requirements for activity [h]
Preparation for comprehensive test (10-40)	35
Preparation for formative assessments (2-20)	18
Contact hours	26
<b>Total:</b>	<b>79</b>

## assessment methods

**Knowledge - knowledge achieved by taking this course are verified by the following means:**

Test

Individual presentation at a seminar

## prerequisite

**Knowledge - students are expected to possess the following knowledge before the course commences to finish it successfully:**

Not specified

#### teaching methods

**Knowledge - the following training methods are used to achieve the required knowledge:**

Lecture

Lecture supplemented with a discussion

One-to-One tutorial

#### learning outcomes

**Knowledge - knowledge resulting from the course:**

The students will be able to

- identify principal constitutional institutions, their meaning, forms and both general and particular application in the Czech Republic,
- evaluate constitutional development of the Czech Republic and analyze its impact upon the contemporary system of law,
- identify and evaluate the contents and structure of fundamental sources of the Czech constitutionality,
- identify and evaluate the range of democratic character of the Czech Republic,
- recognize various aspects of the relationship between public power and people,
- explain principal features of the Czech constitutionality as a whole.

**Course is included in study programmes:**

Study Programme	Type of	Form of	Branch	Stage	St. plan v.	Year	Block	Status	R.year	R.
Law and Legal Science	Undergraduate Master	Full-time	Law	1	10	2023	Obligatory subjects - 1st year	A	1	ZS
Law and Legal Science	Undergraduate Master	Full-time	Law	1	11	2023	Obligatory subjects - 1st year	A	1	ZS