

MODULE DESCRIPTOR

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| MODULE TITLE | CYPRUS PUBLIC LAW AND SYSTEM | | |
| MODULE CODE | LW1035 (L4) | CREDIT VALUE | 20 UK CREDITS / <u>10 ECTS</u> |
| SCHOOL | SCHOOL OF LAW | | |
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MODULE AIMS

This module is designed to introduce students to the constitutional system of government in Cyprus (legislature, executive and judiciary). To explain the restraints on the exercise of governmental powers. Matters relating to the administration of government shall also be considered – including the concept of judicial review of administrative action, the concept of public authority, locus standi, natural justice and the functions of independent officials of the Republic, such as the Ombudsman and the Attorney General. The module will also examine the court structure (including an introduction to civil and criminal procedure) and the legal profession in Cyprus, based on Advocates Law Cap.2 and the Code of Conduct.

MODULE CONTENT

Indicative syllabus content:

1. The constitutional history of Cyprus. The Zurich and London Agreements. The bi-communal character of the Constitution. The Cypriot doctrine of necessity. Sources of Cypriot constitutional law and the impact of European Union membership. Separation of powers. Structures and institutions of government. The exercise of executive power. The protection of fundamental rights: the European Convention on Human Rights. The independent institutions of the Republic of Cyprus.
2. The court hierarchy. The judiciary (including: independence, immunity, appointment and removal). The legal profession. The Office of the Attorney-General. The appeals system.
3. The nature and scope of administrative law. Administrative act, public authorities. Recourse under Art 146 of the Constitution. Prerequisites for filing a recourse. General Principles of Administrative Law in Cyprus. Revocation of administrative acts. Extra-judicial mechanisms.
4. The Advocates Law. Cyprus and European Codes of Conduct for legal professionals in Cyprus. Cross-boundary provision of legal services within the EU. Disciplinary action. Professional privilege. Conflict of interest, contempt of court.

INTENDED LEARNING OUTCOMES

On successful completion of this module a student will be able to:

1. Examine the implications of Cyprus' membership of the European Union upon the Constitution and governmental institutions.
2. Discuss the importance of professional legal ethics in a modern society founded upon the rule of law.
3. Introduce the mechanisms whereby the exercise of governmental authority may be challenged.
4. Outline the hierarchical nature of the court system in Cyprus, including the jurisdiction of specialist courts and tribunals.
5. Effectively identify, find and use relevant sources of Cypriot law using both traditional and online resources in written and oral works

TEACHING METHODS

The module will utilise a variety of learning strategies designed to place the student at the centre of the learning process. The module will encourage student learning by participation and independent research as well as developing problem solving and analytical skills.

A module handbook will be compiled consisting of lecture outlines and further recommended reading.

ASSESSMENT METHODS

This module is assessed through one Portfolio and one Written Assignment.