

CPE EC Law: Short-answer Questions. Tutorial 1, 2003.

1. What was the significance of the creation of the European Coal and Steel Community?
2. What important post-World War II developments underpinned the creation of the European Economic Community?
3. What is a Treaty? What is the purpose of signing an Accession Treaty? What Treaty created the EEC? How and when does an international treaty become part of English law?
4. Whilst it may be claimed that an ideal of a European Community is to promote and secure integrationism, precisely what does 'integration' entail? Has the EC secured 'integrationism'?
5. Explain what is meant by a State ceding its sovereignty.
6. Explain: (a) what is meant by an 'Institution'; and (b) explain what is meant by an institution acting within its attributed powers and provide three examples of what you mean.
7. What was the significance of: (a) Article 2 EEC; and (b) Art.3 EEC?
8. Explain how a customs union differs from a free trade area.
9. Identify and discuss some of the significant developments in EC law during the early years of the European Economic Community.
10. What factors led to the enactment of the Single European Act?

Questions requiring more thought:

1. Given that there was a fixed-term transitional period in the Treaty of Rome for achieving the common market, why was there a need for a 're-launch' more than 25-years after the Community it created came into force?
2. What do you consider to be the principal changes made to the original Treaty of Rome by the *Single European Act*, the **Treaty on European Union** and the **Treaty of Amsterdam**, respectively?
3. What do you consider to be six of the most important changes the Treaty of Amsterdam has made in bestowing a fresh identity on the European Union?
4. The changes to the EC brought about by the enactment of the Treaty of Amsterdam are far more superficial than they are substantive. Accordingly, the amended Treaty must be viewed as something of a disappointment and no more than a stop-gap pending further amendment when new Member States accede to the founding Treaties as modified.

Discuss.

5. Explain the meanings and ramifications of: (a) *acquis communautaire*; (b) the principle of subsidiarity; (c) attributed powers; and (d) Citizenship of the Union.

6. Why was it necessary for the Member States of the EC to agree on a new Treaty in Nice, 2000, and what are the principal amendments this Treaty will make to the EC Treaty?

7. Discuss when, if ever, the provisions of Art.7 TEU, as amended by the Treaty of Nice, might be invoked. (Clue: events in Austria, early 2000).

8. Critically review the impact on the original Treaty of Rome, the Treaty that founded the EEC, of the provisions of what you believe are the four Treaties that have made the most significant amendments to that founding Treaty. Rank, in order of importance, what you regard as the four most important amending Treaties. Provide reasons for your selections.