**Legal or political constitutionalism? The background of constitutional crisis in Poland and the constitutional backsliding in Hungary**

**Lecturers**

Tomasz Jurczyk (assistant professor, Wrocław University Faculty of Law)

Nóra Chronowski (associate professor, Department of Constitutional Law/ELTE)

**Dates, room**

20 September 14.00-18.00 - Lecture room IV - Tomasz Jurczyk

21 September 14.00-18.00 - Lecture room IV - Tomasz Jurczyk

22 September 10.00-12.00 - Lecture room IV - Tomasz Jurczyk

5 October 12.00-18.00 - Lecture room IV - Chronowski Nóra

6 October 10.00-14.00 - Lecture room IV - Chronowski Nóra

**Schedule**

1. Principles of modern constitutional order and their historical evolution
2. Repressive Tolerance
3. Manifesto of Ventotene
4. Constitutional crisis in Poland I.
5. Constitutional crisis in Poland II.
6. Constitutional evolution in Hungary after democratic transition (1989)
7. The adoption and amendments of the Fundamental Law (2011)
8. The Fundamental Law and the European constitutional values
9. Challenges and dangers of cardinal laws in Hungary
10. The Checks and (Im)Balances of European Illiberal Democracies
11. Test and evaluation

**Literature** **(please read the materials before the starting of the course)**

* SPINELLI, Altiero; ROSSI, Ernesto. The Ventotene Manifesto. Ventotene: The Altiero Spinelli Institute for Federalist Studies, [s.d.]. p. 75-96.
* MARCUSE, Herbert. Repressive Tolerance, in A Critic of Pure Tolerance, Beacon Press, Boston 1965
* CHRONOWSKI, Nóra and VARJU, Márton, Two Eras of Hungarian Constitutionalism: From the Rule of Law to Rule by Law, 8 *Hague Journal on the Rule Law* 2016/2 (October) 271–289, doi:10.1007/s40803-016-0037-7
* CHRONOWSKI, Nóra, The Fundamental Law Within the Network of Multilevel European Constitutionalism. In Challenges and Pitfalls in the Recent Hungarian Constitutional Development (eds. Zoltán Szente – Fanni Mandák – Zsuzsanna Fejes). L’Harmattan, Paris 2015, 223-240

**Legal sources**

The Constitution of Poland (1997)

The Fundamental Law of Hungary (2011)

**Open book written exam** on 6 October 12-14pm