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EVROPSKE ŠTUDIJE

UČNI NAČRT PREDMETA / COURSE SYLLABUS

Predmet:	Upravno pravo protikorupcije
Course title:	Administrative Anti-Corruption Law

Študijski program in stopnja Study programme and level	Študijska smer Study field	Letnik Academic year	Semester Semester
Državne and evropske študije – 1. stopnja		3	2
State and European Studies – 1st degree		3	2

Vrsta predmeta / Course type

izbirni / selective

Univerzitetna koda predmeta / University course code:

Predavanja Lectures	Seminar Seminar	Vaje Tutorial	Klinične vaje work	Druge oblike študija	Samost. delo Individ. work	ECTS
20	0		0	0	130	6

Nosilec predmeta / Lecturer:

prof. dr. Jernej Letnar Černič

**Jeziki /
Languages:**

**Predavanja /
Lectures:**

slovenski /
Slovenian

Vaje / Tutorial:

slovenski jezik / Slovenian

Pogoji za vključitev v delo oz. za opravljanje študijskih obveznosti:

Vpis v 1. letnik.
Vsaj 80% prisotnost na predavanjih.

Prerequisites:

Enrollment in the 1st year of study.
At least 80% attendance at lectures.



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Vsebina:

Predmet obravnava institute, pravila in institucije upravnega prava protikorupcije. Osredotoča se na pravne temelje in javne politike preprečevanja, prepoznave, pregona in kaznovanja korupcije v javnem sektorju. Obravnava pravna načela in pravna pravila ter domače, evropske in mednarodne pravne vire upravnega prava protikorupcije. Predstavlja in analizira uveljavljanje načel in pravil upravnega prava protikorupcije. Hkrati predstavlja in analizira praktične strategije uresničevanje integritete za boj proti korupciji s pomočjo institutov upravnega prava. Predmet posebno pozornost namenja skladnosti delovanja institucij, javnih funkcionarjev in javnih uslužbencev s pravnimi načeli in pravnimi pravili upravnega prava protikorupcije. V tej luči preučuje notranje in zunanje mehanizme skladnosti za preprečevanje, odkrivanje in kaznovanje korupcije v javni upravi ter analizira potencialna tveganja za kršitve različnih prepovedi korupcije. Preučuje različne notranje in zunanje mehanizme za prijavo korupcije in varstvo prijaviteljev.

Cilji predmeta so, da študente seznani s pravili, institucijami in postopki domačega, evropskega in mednarodnega pravnega reda za boj proti korupciji; preučuje mehanizme uveljavljanja odgovornosti, vključno s preiskavami, sankcijami in načrti skladnosti; raziskuje orodja za preprečevanje, odkrivanje in kaznovanje korupcije v javni upravi; ter razvija normativne modele za izgradnjo preglednih, poštenih in odgovornih institucij pravne in demokratične države.

Content (Syllabus outline):

The course examines the institutes, rules, and institutions of administrative anti-corruption law. It focuses on the legal foundations and public policies for the prevention, identification, prosecution, and punishment of corruption in the public sector. It addresses legal principles and rules as well as domestic, European, and international legal sources of administrative anti-corruption law. The course presents and analyses the implementation of the principles and rules of administrative anti-corruption law. At the same time, it introduces practical strategies for realizing integrity and combating corruption through the instruments of administrative law. Special attention is given to the compliance of institutions, public officials, and civil servants with the legal principles and rules of administrative anti-corruption law. In this light, the course examines internal and external compliance mechanisms for preventing, detecting, and sanctioning corruption in public administration and analyses potential risks of violations of various prohibitions on corruption. It studies different internal and external mechanisms for reporting corruption and protecting whistleblowers.

The objectives of the course are to familiarise students with the rules, institutions, and procedures of the domestic, European, and international legal systems for combating corruption; to examine mechanisms for enforcing accountability, including investigations, sanctions, and compliance programmes; to explore tools for preventing, detecting, and punishing corruption in public administration; and to develop normative models for building transparent, fair, and



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responsible institutions of a legal and democratic state.

Temeljni literatura in viri / Readings:

Temeljna literatura

Lovro Šturm: Omejitev oblasti. Ljubljana: Nova revija, 1998.

Jernej Letnar Čerňič, Polonca Kovač. Responding to the conflict of interest risks in Central and Eastern Europe : case of Slovenia. Hrvatska i komparativna javna uprava. 2022, vol. 22, br. 4, str. 575-604.

Jernej Letnar Čerňič, Matej Avbelj, Marko Novak, Dejan Valentinčič, Reforma demokratične in pravne države v Sloveniji. 1. natis. Kranj: Nova univerza, Fakulteta za državne in evropske študije, cop. 2018.

Matej Avbelj, Jernej Letnar Čerňič, The Impact of European Institutions on the Rule of Law and Democracy: Slovenia and Beyond. Oxford, Hart (Bloomsbury), 2020.

GRECO - Council of Europe: "Anti-Corruption and Integrity Outlook 2024 – Country Notes: Slovenia," 2024, https://www.oecd.org/en/publications/anti-corruption-and-integrity-outlook-2024-country-notes_684a5510-en/slovenia_395190ad-en.html

Zamira Sinaj, Ismail Saifnazarov, Tursinbay Sultanov, Ansatbay Yembergenov, Bermeta Tugelbaeva Institutions and corruption in Public administration: A study of the relationship and methods of preventing corruption, CERIDAP European Administrative Law Review, 2025 7(3).

Strahovnik, Vojko. 2012. Spoznavne vrline, integriteta in etika javne uprave. V: Bećir Kečanović, (ur.). Javna etika in integriteta: odgovornost za skupne vrednote: integriteta, odgovornost, vladavina prava. Ljubljana: Komisija za preprečevanje korupcije, str. 127- 137, 2012.

Cilji in kompetence:

- poznavanje in razumevanje pravnih pojmov, pravnih pravil, pravnih načel, družbenih procesov ter sposobnost za njihovo analizo, sintezo in predvidevanje rešitev in njihovih posledic
- seznanjenost z raziskovalnimi metodami,

Objectives and competences:

- knowledge and understanding of legal concepts, legal rules, legal principles, social processes and the ability for their analysis, synthesis, foreseeing solutions and their consequences
- familiarity with research methods, procedures



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postopki in procesi, sposobnost zbiranja in interpretiranja podatkov ter rezultatov raziskav;

- etična refleksija in zavezanost profesionalni etiki v družbenem okolju s spoštovanjem načela nediskriminatornosti in multikulturalnosti;
- razvoj kritične in samokritične presoje;
- sposobnost fleksibilne uporabe znanja v praksi;
- razumevanje pomena kakovosti in prizadevanje za kakovost strokovnega dela skozi avtonomnost, (samo)kritičnost, (samo)refleksivnost in (samo)evalviranje v strokovnem delu;
- sposobnost zagona strategij oziroma pretvorbe strategij v projekte;
- sposobnost globalnega mreženja na področju socialnih dejavnosti;
- sposobnost za izdelavo projekta, ki lahko kandidira za mednarodna sredstva;
- razumevanje ekonomskih vidikov za delovanje neprofitnega sektorja;
- sposobnost vodenja, koordiniranja in načrtovanja poslovnega procesa v neprofitni organizaciji;
- sposobnost divergentnega mišljenja, kritičnega presojanja, ustvarjalnosti in premagovanja problemov;
- sposobnost upravljanja človeških virov;
- sposobnost urejanja razmerij med delodajalci in delavci;
- sposobnost reševanja zahtevnih problemov posameznikov, ki nastajajo v delovnem okolju pri delu in v procesu zaposlovanja;
- sposobnost interdisciplinarnega povezovanja različnih strokovnjakov;
- sposobnost uporabe in ustreznega navajanja relevantnih domačih in mednarodnih virov, uporabe elektronskih virov in kritične analize

and processes, the capability of collecting and interpreting data and research results

- ethical reflection and commitment to professional ethics in the social environment while respecting the principle of non-discrimination and multiculturalism
- development of critical and self-critical judgement
- The ability of the flexible use of knowledge in practice;
- Understanding the importance of quality, and striving for quality professional work through autonomy (self) criticism, (only) and reflexivity (self) evaluation of the technical work;
- the ability to launch strategies or transforming strategies into projects;
- the ability of global networking in the field of welfare activities;
- the ability to produce a project that can run for international funding;
- understanding of economic aspects of the operation of the non-profit sector;
- leadership abilities, co-ordination and planning of the business process in the non-profit organisation;
- the ability of divergent thinking, critical judgement, creativity and overcoming problems;
- human resources management ability;
- the ability of managing relations between employers and employees;
- ability to solve complex problems of individuals emerging in the working environment in the process of employment;
- the ability of interdisciplinary integration of the different experts;
- the ability to use and properly refer to relevant domestic and international sources, to use electronic sources and to provide critical analysis of the relevant literature.



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relevantne literature.

Predvideni študijski rezultati:

Znanje in razumevanje:

Študent/študentka:

- Seznanitev študentov s pojmom in razvojem upravnega prava protikorupcije ter njegovimi temeljnimi inštituti.
- seznanitev študentov s človekovo pravico ljudstva do dobre vlade in javne uprave.
- Osvojitev temeljnih vprašanj vsebinskega in postopkovnega upravnega prava protikorupcije.
- razvije zanimanje in znanje o upravnem pravu protikorupcije.
- razvije kritično razumevanje upravnega prava protikorupcije.
- zmožen/na je ustrezno umestiti pravico do dobre vlade v varstvo človekovih pravic v upravnem pravu protikorupcije.

Intended learning outcomes:

Knowledge and understanding:

Student / student:

- To introduce students to the concept of administrative anti-corruption law and its development, and to its basic principle.
- To introduce students to the concept of human right of people to good governance and public administration.
- Acquiring the fundamental knowledge of substantive and procedural of administrative anti-corruption law.
- aims to develop the students' interest in, and knowledge of, administrative anti-corruption law.
- and develop a critical understanding of the administrative anti-corruption law.
- Able to the appropriately place right to good governance in the protection of human rights in administrative anti-corruption law.

Metode poučevanja in učenja:

Learning and teaching methods:



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Oblike dela:

- ☒ Frontalna oblika poučevanja
☒ Delo v manjših skupinah oz. v dvojicah
☒ Samostojno delo študentov
☒ e-učenje
☐ drugo (vpišite) _____

Metode (načini) dela:

- ☒ Razlaga
☒ Razgovor/ diskusija/debata
☒ Delo z besedilom
☒ Proučevanje primera
☒ Igra vlog
☒ Druge vrste nastopov študentov
☒ Reševanje nalog
☐ Študijski obiski podjetij ipd.)
☒ Vključevanje gostov iz prakse
☒ Udeležba na okrogli mizi, na konferenci

Types of learning/teaching:

- ☒ **Frontal** teaching
☒ Work in smaller groups or pair work
☒ Independent students work
☒ e-learning
☐ other _____

Teaching methods:

- ☒ Explanation
☒ Conversation/discussion/debate
☒ Work with texts
☒ Case studies
☒ Role-play
☒ Different presentation
☒ Solving exercises
☐ Field work (e.g. company visits)
☒ Inviting guests from companies
☒ Attending round table and conference

Načini ocenjevanja:	Delež (v %) / Weight (in %)	Assessment:
Način (pisni izpit, ustno izpraševanje, naloge, projekt)		Type (examination, oral, coursework, project):
Pisni izpit.	80%	Written examination.
Seminarska naloga	20%	Seminar paper.

Reference nosilca / Lecturer's references:

Jernej Letnar Čerňič je redni profesor za pravo človekovih pravic in ustavno pravo na Fakulteti za državne in evropske študije Nove Univerze. Na Pravni fakulteti Univerze v Ljubljani je diplomiral leta 2002. Za diplomsko delo je prejel študentsko Prešernovo nagrado. Doktoriral je v letu 2009 iz prava človekovih pravic in mednarodnega javnega prava na Univerzi v Aberdeenu, Škotska, Združeno kraljestvo. V zadnjih letih je delal na Evropskem univerzitetnem inštitutu, Univerzi New York v Firencah, Mednarodnem kazenskem sodišču, Univerzi v Aberdeenu ter pri Evropskem varuhu človekovih pravic.

Jernej Letnar Čerňič is Full Professor of Human Rights Law and Constitutional Law at the School of Government and European Studies, New University. He graduated from the University of Ljubljana with the France Prešeren award. He completed his Ph.D. in Law at the School of Law, University of Aberdeen, Scotland, UK. Jernej has worked at the European Ombudsman's Office,



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the Superior Court of the Republic of Slovenia, the Law Institute in Ljubljana, the International Criminal Court, and has taught at the University of Aberdeen, University of Lund, New York University and European University Institute.