

# PRAVO EU

- \* Pravo EU kot nadnacionalno pravo velja v vseh članicah te nadnacionalne skupnosti (Slovenija je tako leta 2004 s polnopravnim članstvom prevzela pravni red Unije)
- \* zgodovina nastanka EU, ES!

## VIRI PRAVA EU

1. **primarna zakonodaja** → temeljne pogodbe, pristopne pogodbe
2. **sekundarna zakonodaja** → temelji na konstitutivnih pogodbah : uredbe, direktive, odločbe, priporočila in mnenja (sprejemajo jo EP skupaj s Svetom, Svet in Komisija)

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- **naddržavnost prava EU** oz. prevlada prava EU nad pravom države članice (omejenost njene suverenosti) in **medvladnost**
- **trije stebri**: prvi tvori primarno pravo ES (ustanovitvene pogodbe), **drugi** skupno zunanjo in varnostno politiko, **tretji** pa pravosodje in notranje zadeve
  - **avtonomnost in primarnost** (neposredna uporabnost – pravo EU ima prednost pred nacionalno zakonodajo)
- **sistem sodnega varstva** (\*MJP nima mednarodnega sistema sodnega varstva!): **Evropsko sodišče**
- **delitev pristojnosti med EU in državami članicami** (\*subsidiarnost in sorazmernost)

# Prez Shabliu Maem Prava Tvor

**David Kirk**



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