

# Der Effet Utile In Der Rechtsprechung Des Europai

The Law in the Information and Risk Society Gunnar Duttge, Sang Won Lee. 2011 The information and risk society poses a new challenge for the law in all its fragments. Modern media communication and technologies increase people's prosperity while stating new risks with not uncommonly devastating crisis-potential: The banking crisis, the safety net for the euro zone and the nuclear incident in Fukushima are only the latest forms of those specific modern common dangers which the law is facing--in many cases due to it's domestically limited validity--not or not sufficiently prepared. In order to promote the international dialog within the jurisprudence there was a conference in October 2010 held by the faculty of law of the Georg-August-Universität, supported by the chair of GAU, together with the faculty of Seoul National University School of Law discussing main issues of law in a modern information and risk society. With this volume the results of this convention shall be made accessible to everybody interested--Page 4 of cover.

**Sourcebook on EU Competition Law** Anne-Marie Van den Bossche, Jacques Derenne, Paul Nihoul, Christophe Verdure. 2015-10-21 One risks to drown in the flood of ever more regulatory texts, judgments, books and articles on European competition law. The Sourcebook on EU Competition Law brings some order to this subject. It combines the advantages of a practical one-volume overview of the law as it stands with an extensive bibliography which puts the reader on the right track towards in-depth research. The Sourcebook on EU Competition Law offers: (a) a full-text collection of EU documents on competition law: core Articles of the post-Lisbon Treaties, relevant Protocols, secondary legislation, Commission notices and communications; (b) excerpts of relevant judgments of the General Court and the European Court of Justice; (c) an extensive bibliography with books, articles and overviews of case law in several EU languages; and (d) notification forms, brought together in a separate section for easy reference. The Sourcebook on EU Competition Law covers all areas of competition law: restrictive practices, abuse of dominant position, merger control, state aid and services of general economic interest. The book's structure allows the reader to distinguish easily between the essential provisions and the implementing measures.

**An Ever More Powerful Court?** Dorte Sindbjerg Martinsen. 2015 Scholars generally agree that courts are powerful authorities in settling disputes between parties, but the broader political impact of such resolution is disputed. Are courts powerful generators of political change? This book examines the ability of the Court of Justice of the European Union (CJEU) to foster political change for a European Union (EU) social policy, including healthcare. The conventional assumption is that a strong causal link exists between legal and political integration in the EU, in which Court rulings progress and shape European integration. The book challenges this view on the basis of a careful examination of how judicial-legislative interactions determine the scope and limits of European integration in the daily EU decision-making processes. The legislative impact of Court rulings is traced by the use of original data over time from 1957 to 2014 and through three case studies: EU working time regulation, patients' rights in cross-border healthcare, and regulation of the posting of workers. The book finds that EU legislative politics has the capacity to condition the more general impact of legal integration. It demonstrates how the broader reach of jurisprudence results from a continuous interplay between law and politics, but one where the interpretations, perceptions, and interests of political actors and governing majorities matter for judicial influence on policies. Despite fragmentation of EU politics, politicians can modify and sometimes reject judicial influence on policy outputs. Rather than being judicialized, EU politics respond to and condition the political impact of legal integration, which again affects judicial behaviour.

The Past and Future of EU Law Luis Miguel Poiares Pessoa Maduro,Loïc Azoulai.2010-02-05 This book revisits, in a new light, some of the classic cases which constitute the foundations of the EU legal order and is timed to celebrate the 50th anniversary of the Rome Treaty establishing a European Economic Community. Its broader purpose, however, is to discuss the future of the EU legal order by examining, from a variety of different perspectives, the most important judgments of the ECJ which established the foundations of the EU legal order. The tone is neither necessarily celebratory nor critical, but relies on the viewpoint of the distinguished line-up of contributors - drawn from among former and current members of the Court (the view from within), scholars from other disciplines or lawyers from other legal orders (the view from outside), and two different generations of EU legal scholars (the classics revisit the classics and a view from the future). Each of these groups will provide a different perspective on the same set of selected judgments. In each short essay, questions such as 'what would have EU law been without this judgment of the Court? what factors might have influenced it?; did the judgment create expectations which were not fully fulfilled?' and so on, are posed and answered. The result is a profound, wide-ranging and fresh examination of the 'founding cases' of EU law.

**Police Forces: A Cultural History of an Institution** Klaus Mladek.2007-08-06 This collection focuses on the cultural history of the police as an institution from the sixteenth to the twentieth centuries. Contrary to most studies on the law and the state, Police Forces demonstrates how profoundly modern democracies are enveloped by more informal and less codified modes of social control. In a time when the rule of law appears to be on the retreat, 'police studies' emerges as a field in its own right. This volume helps stake out this new discipline, including the intricate link between police and the law, 'might' and 'right,' state violence, surveillance technologies, politics and resistance. Police Forces considers the question of law and order from below: alleyways, borders, police stations, law offices, bureaucracies, and the minds of administrators, in which the quotidian workings of the law unfold.

**The Dissolution of the Habsburg Monarchy** Oscar Jaszi.2018-09-03 The main factor which destroyed the Habsburg Monarchy was the problem of nationality and its dissolution was hastened, but not caused, by World War I. Oscar Jászi spent twenty years studying the dangers that threatened this monarchy but his practical plans for averting these dangers were not given a hearing until it was too late. This book was the culmination of Mr. Jászi's theoretical and practical activity and was enthusiastically received when first published in 1929. "It is not only effective and dramatic narrative, it is also political science of the first order."—Harold J. Laski "The work is a liberal education in Central European politics."—Henry C. Alsberg, *The Nation* "There have been many books written on the breakup of the Austro-Hungarian Empire, but there is none which goes so deeply into the causes...in this pitiless yet pitiful analysis, rigorously buttressed with statistics, the tragedy is described without bitterness but with deep feeling."—*The Manchester Guardian*

*Germany, 1866-1945* Gordon Alexander Craig.1978 A history of the rise and fall of united Germany, which lasted only 75 years from its establishment by Bismark in 1870. Suitable for A Level and upwards. In the OXFORD HISTORY OF MODERN EUROPE series.

*Defending Checks and Balances in EU Member States* Armin von Bogdandy,Piotr Bogdanowicz,Iris Canor,Christoph Grabenwarter,Maciej Taborowski,Matthias Schmidt.2021-01-05 This open access book deals with Article 7 TEU measures, court proceedings, financial sanctions and the EU Rule of Law Framework to protect EU values with a particular focus on checks and balances in EU Member States. It analyses substantive standards, powers, procedures as well as the consequences and implications of the various instruments. It combines the analysis of the European level, be it the EU or the Council of Europe, with that of the national level, in particular in Hungary and Poland. The LM judgment of the European Court of Justice is made subject to detailed scrutiny.

The Lisbon Treaty and Social Europe Niklas Bruun,Klaus Lörcher,Isabelle Schömann.2012-05-08 On 1 December 2009 the Treaty of Lisbon entered

into force. Although often described as primarily technical, it significantly amended the Treaty on the European Union (TEU) and the old EC Treaty (now the Treaty on the Functioning of the European Union, TFEU). The authors' aim in this book is to explore what the Treaty means for social law and social policy at the European level. The first part of the book on the general framework looks - at a time of financial crisis - for new foundations for Europe's Social market economy, questions the balance between fundamental social rights and economic freedoms, analyses the role of the now binding Charter of Fundamental Rights, maps the potential impact of the horizontal clauses on social policy and addresses the possibilities for social partners to enlarge their role in labour law and industrial relations. The second part, on the social framework of the Treaty, focuses on the development of the Union's competences. In it the authors evaluate the consequences of the new general framework on social competences, analyse the evolution of the principle of subsidiarity and its impact in the new Treaty, look at the coordination of economic policies in the light of fundamental rights, and analyse the adoption in the Treaty of a new architecture for services of general interest.

**The History of Law in Europe** Bart Wauters, Marco de Benito. 2017-04-28 Comprehensive and accessible, this book offers a concise synthesis of the evolution of the law in Western Europe, from ancient Rome to the beginning of the twentieth century. It situates law in the wider framework of Europe's political, economic, social and cultural developments.

Republican Europe Anna Kocharov. 2017-06 Índice: Liberty in the constitutional construct of Europe -- A union of polities : negative liberty -- A political union : positive liberty -- Conflict in Union law -- The EU court and liberty from dependence -- Conclusion : Union law as the pacifier of conflicts.

Nudge and the Law Alberto Alemanno, Anne-Lise Sibony. 2015-09-24 Behavioural sciences help refine our understanding of human decision-making. Their insights are immensely relevant for policy-making since public intervention works much better when it targets real people rather than imaginary beings assumed to be perfectly rational. Increasingly, governments around the world are keen to rely on those insights for reshaping public interventions in a wide range of policy areas such as energy, health, financial services and data protection. When policy-making meets behavioural sciences, effective and low-cost regulations can emerge in the form of default rules, smart disclosure and simplification requirements. While behaviourally-informed intervention has a huge potential for policymaking, it also attracts legitimacy and practicability concerns. *Nudge and the Law* takes a European perspective on those issues and explores the legal implications of the emergent phenomenon of behavioural regulation by focusing on the challenges and opportunities it may offer to EU policy-making and beyond.

*Decreta Regni Mediaevalis Hungariae* János M. Bak, György Bónis, James Ross Sweeney. 1999

*The International Criminal Court and Complementarity* Carsten Stahn, Mohamed M. El Zeidy. 2011-10-06 This systematic, contextual and practice-oriented account of complementarity explores the background and historical expectations associated with complementarity, its interpretation in prosecutorial policy and judicial practice, its context (ad hoc tribunals, universal jurisdiction, R2P) and its impact in specific situations (Colombia, Congo, Uganda, Central African Republic, Sudan and Kenya). Written by leading experts from inside and outside the Court and scholars from multiple disciplines, the essays combine theoretical inquiry with policy recommendations and the first-hand experience of practitioners. It is geared towards academics, lawyers and policy-makers who deal with the impact and application of international criminal justice and its interplay with peace and security, transitional justice and international relations.

*Terrorism and International Law: Accountability, Remedies, and Reform* Elizabeth Stubbins Bates, IBA Task Force on Terrorism, Richard Goldstone, Eugene Cotran, Gijs de Vries, Julia A. Hall, Juan E. Méndez, Javaid Rehman. 2011-02-03 Since the events of 9/11 the threat of terrorism has remained. The International Bar Association's Task Force of world famous jurists provides a global overview of counter-terrorism, analysing recent

developments, considering case law and examples of state practice throughout the world, and making recommendations to the international community.

**The European Constitution** Giuliano Amato.2009-01-01 'I can enthusiastically recommend and endorse this book. It serves the very important purpose of collecting key documents together in an elegant and accessible text. There currently exists a huge proliferation of material on the EU Constitution this volume makes a very wise selection of this profusion, compiling it into a manageable and informative whole. Nine chapters deal with the most significant matters concerning the Constitution. A short but well written introduction at the start of each chapter precedes following extracts. Part of the value of this book lies in the fact that it includes translations of some important documents which are difficult, or impossible, to access in English for example, recent decisions of national courts concerning the European Arrest Warrant. All in all, this work is a comprehensive, but not overwhelmingly large, collection of materials on the EU Constitution, and it will prove extremely valuable to all those working within this area of law. By presenting the Constitution, the background to the Constitution, and the issues it deals with, in this clear and informative way, it will shed new light upon, and help all of us to form our own judgements on, the EU Constitution, and its importance to our lives.' Sionaidh Douglas-Scott, King's College London, UK 'Whatever the ultimate fate of the EU's Constitutional Treaty, both the events which led to its conclusion and those which occurred afterwards during its ill-fated ratification process have profoundly shaped the future of the European Union as a constitutional project. This collection of materials offers an invaluable set of resources for understanding these events, in their widest legal and political context. The text will be useful to all those who seek to understand both why the EU has reached such a turning point, and where it might go in the future.' Jo Shaw, Edinburgh Law School, UK This book offers a selection of materials that enable a better understanding of some of the most important changes that would be introduced by the Treaty establishing a Constitution for Europe in the EU legal and political system. It also helps to assess the need for the reforms embedded in the Constitutional Treaty as well as the quality of the formulations agreed upon by the signatory Member States. The book includes excerpts of the European Convention's work, selected statutory and constitutional provisions of the Member States, and also related passages from pertinent court decisions from both European courts as well as Member States' constitutional courts. Institutional and doctrinal analyses and relevant excerpts from the Constitutional Treaty itself are also included. Many of these documents directly relate to the provisions of the Constitutional Treaty, while the others, although not directly related, are nevertheless relevant to the debate surrounding it. The European Constitution, by two of the best experts on the Constitution for Europe, will be of great interest to researchers and teachers in the fields of European Law and European politics, and also to policy makers in European affairs.

Defining Terrorism in International Law Ben Saul.2008 This book examines the attempts by the international community and the United Nations to define and criminalise terrorism. In doing so, it explores the difficult legal, ethical and philosophical questions involved in deciding when political violence is, or is not, permissible.

How to Measure the Quality of Judicial Reasoning Mátyás Bencze, Gar Yein Ng.2018-08-30 This edited volume examines the very essence of the function of judges, building upon developments in the quality of justice research throughout Europe. Distinguished authors address a gap in the literature by considering the standards that individual judgments should meet, presenting both academic and practical perspectives. Readers are invited to consider such questions as: What is expected from judicial reasoning? Is there a general concept of good quality with regard to judicial reasoning? Are there any attempts being made to measure the quality of judicial reasoning? The focus here is on judges meeting the highest standards possible in adjudication and how they may be held to account for the way they reason. The contributions examine theoretical questions surrounding the measurement of the quality of judicial reasoning, practices and legal systems across Europe, and judicial reasoning in various

international courts. Six legal systems in Europe are featured: England and Wales, Finland, Italy, the Czech Republic, France and Hungary as well as three non-domestic levels of court jurisdictions, including the Court of Justice of the European Union (CJEU). The depth and breadth of subject matter presented in this volume ensure its relevance for many years to come. All those with an interest in benchmarking the quality of judicial reasoning, including judges themselves, academics, students and legal practitioners, can find something of value in this book.

*EU Counter-Terrorist Policies and Fundamental Rights* Christina Eckes.2009-12-10 Of individual sanctions could comply with general principles of EU law. Readership: Academics, graduate students, and practitioners interested in sanctions against individuals.

**Constitutional Pluralism in the European Union and Beyond** Matej Avbelj,Jan Komárek.2012-02-29 Constitutional pluralism has become immensely popular among scholars who study European integration and issues of global governance. Some of them believe that constitutionalism, traditionally thought to be bound to a nation state, can emerge beyond state borders - most importantly in the process of European integration, but also beyond that, for example, in international regulatory regimes such as the WTO, or international systems of fundamental rights protection, such as the European Convention. At the same time, the idea of constitutional pluralism has not gone unchallenged. Some have questioned its compatibility with the very nature of law and the values which law brings to constitutionalism. The critiques have come from both sides: from those who believe in the 'traditional' European constitutionalism based on a hierarchically superior authority of the European Union as well as from scholars focusing on constitutions of particular states. The book collects contributions taking opposing perspectives on constitutional pluralism - some defending and promoting the concept of constitutional pluralism, some criticising and opposing it. While some authors can be called 'the founding fathers of constitutional pluralism', others are young academics who have recently entered the field. Together they offer fresh perspectives on both theoretical and practical aspects of constitutional pluralism, enriching our existing understanding of the concept in current scholarship.

*Judicial Evaluation* Francesco Contini,Richard Mohr.2008 Can courts and judges be evaluated? Or are the ideals of justice incompatible with quality measurement? These questions are addressed by research into the experience of nine European countries. Issues of independence and accountability are analysed by examining the role of the courts as a branch of government that maintains legitimacy and authority as well as providing a public service. This appreciation broadens the conception of accountability, while highlighting that independence is but a means to the end of impartiality. The interests, values and traditions of the law, public management and civil society are each recognised as being relevant to judicial evaluation. The criteria proposed for the effective evaluation of courts include a respect for the core values and roles of courts, a meaningful place for all actors, including the public, and means to ensure that evaluations have consequences in the day to day operations of justice systems. Drawing on practical examples, the book concludes with proposals that may enhance impartiality, accountability and democracy in the administration of justice.

Roman Private Law Max Kaser.1965

Citizenship, Crime and Community in the European Union Stephen Coutts.2019-09-19 Over the past 20 years the European Union has been increasingly active in the area of criminal law. Meanwhile, the status of European Union citizenship has been progressively developed and strengthened. Adopting an expressive and communitarian perspective of the criminal law, this book considers EU criminal law in light of EU citizenship with a view to revealing the structure of the EU's political community as expressed in its criminal law. It argues that while national communities remain dominant, through transnational processes certain features of a supranational community can be said to emerge. The book will be of interest to scholars of EU citizenship, EU criminal law and EU law and integration more generally.

**Customs Law of the European Union** Massimo Fabio.2020-03-12 Today, global competition obliges companies dealing in international trade to modernize their procedures of delivery in order to minimize the customs burden and simplify the relation with customs authorities. Customs planning

is the current option to be effective in the worldwide marketplace. However, customs officials are facing new challenges: they must ensure the smooth flow of trade while applying necessary controls on the one hand, while protecting the health and safety of the Community's citizens on the other. To achieve and maintain the correct balance between these demands, control methods are constantly evolving raising major challenges to those charged with planning and compliance. This book is a highly practical work dealing with the ins and outs of European Union (EU) customs law. Cases of study, jurisprudence and comparative law support the analysis of the different legal tools. The consolidated principles ruling the transactions within WTO Member States applied in EU law offer the readers the opportunity to understand how customs rules can be applied in any customs jurisdiction. Authored by an international tax lawyer with extensive experience enforcing EU customs law as a former member of Italy's financial police, this handy resource is designed to help the reader stay in compliance with the laws controlling EU importing and exporting while structuring transactions in a business-friendly manner. "This book is a reference work in the customs law field. It deals thoroughly and practically with all the matters that a customs law practitioner would need to know. This book works well both for beginners and experts, since both will find needed information and insight in it." EU Law Live - Book Review by Darya Budova, Senior Associate, Uría Menéndez

**EU Counter-terrorism Offences** Emmanuel Barbe, Martin Böse, Stefan Braum, Pedro Caeiro, Manuel Cancio Melia, Francesca Galli, Roland Genson, Sabine Gless, Laurent Kennes, Gilles de Kerchove, Robert Kert, Henri Labayle, Katalin Ligeti, Christophe Marchand, Ulrich Sieber, Katja Šugman Stubbs, John R. Spencer, Jørn Vestergaard, Anne Weyembergh. 2012 To several governments, modern international terrorism cannot be handled adequately within the ordinary criminal justice system. To fight terrorism (including the criminalization of certain "abstract danger", preparatory activities such as terrorist training, membership in a terrorist organization) more effectively, criminal law had to be adapted.

*The Court of Justice of the European Communities* Lionel Neville Brown, Tom Kennedy. 1994 This text provides background information for practitioners wishing to find out about the workings of the Court of Justice of the European Communities. This edition has been updated to reflect recent changes, including the impact on the Court of the Maastricht Treaty and the EEA agreement. The Court of First Instance is now fully operational, with its own rules on procedure, and there is a growing body of case law. The book also deals with amendments to the rules of procedure of the Court of Justice, and developments in case law, including Zwartfeld, Francovich and a number of others.

**National Criminal Law in a Comparative Legal Context** Ulrich Sieber, Susanne Förster, Konstanze Jarvers, Max-Planck-Institut für Ausländisches und Internationales Strafrecht. 2011 This publication is part of the International Max Planck Information System for Comparative Criminal Law, a project at the heart of the comparative legal research of the Max Planck Institute for Foreign and International Criminal Law in Freiburg/Germany. A primary objective of this project is to develop a universal meta-structure of criminal law that can serve as the basis for the organization of material, enable systematic comparisons, and further the development of an international criminal law doctrine. This meta-structure is also a prerequisite for analyzing the various approaches taken around the world to shared criminal law-related problems, identifying general legal principles, and drafting international model codes. A second goal of the project is to provide global access by means of a computer-based expert system to data from the participating legal systems in the form of country reports organized on the basis of the aforementioned universal meta-structure. Towards these ends, a pilot project was carried out to analyze, structure, and present the General Part of the criminal law in twelve legal systems. The results were published in five volumes from 2008 to 2010 (in German). In the meantime, the number of legal systems included in the study has grown considerably, with the help of contributions from researchers at the Max Planck Institute as well as from external research partners. First fruits of this expansion are presented here, with the publication of reports from an additional eleven countries: Australia, Bosnia and Herzegovina, Hungary, India, Iran, Japan, Romania, Russia, Switzerland, Uruguay, and the United States of America--Provided by the publisher.

**Conflicts of Rights in the European Union** Aida Torres Pérez.2009 Underlying the protection of human rights in Europe is a complex network of overlapping legal systems - domestic, EU, and ECHR. This book focuses on the potential for conflict to emerge between the systems where rights overlap and interpretations in different courts begin to diverge. From the perspective of EU law, where the interpretation of rights differs national courts are asked to renounce the constitutional scope of protection in favour of the scope defined by the European Court of Justice. This work presents a theory of supranational judicial authority to confront this problem, grounded in an ideal of judicial dialogue. It represents the first attempt to provide a thorough theoretical account of the value of judicial dialogue, and its potential for legitimating judicial decision-making at a supranational level. Combining theoretical rigour with attention to the practicalities of European human rights law, the book will be accessible to a broad readership of legal theorists, EU lawyers and judges involved in building inter-judicial dialogue.

**The EU Constitution** Gráinne De Búrca (jurist.).2005 Based on a lecture presented by the author, this book analyzes how the treaty establishing a constitution for Europe adds to Europe's search for an international identity. De Búrca submits that the boldest of the novel features of the new constitution, and the weight of significance of the changes which it has introduced, lie in the external domain. She launches the challenging question whether the emphasis on Europe's global role and its international identity will be the factor that ultimately will be capable of triggering the public imagination in such a way as to generate sufficient support for the ratification of the constitution and-in the long term-to generate a sense of European solidarity, rather than the internally focussed changes brought about by the constitutional treaty.

**Cooperation Or Conflict?** David J. Galbreath,Carmen Gebhard.2010 This combination of institutional and policy analysis provides a unique insight into the interactions between the EU, NATO, OSCE, and the Council of Europe. The book identifies areas of cooperation and areas of conflict, and asks whether these organizations still offer a useful service to regional stability. It is an original and stimulating resource for scholars and practitioners interested in the shifting international architecture of Europe.

**Getting a PhD in Law** Caroline Morris,Cian C Murphy.2011-09-01 Getting a PhD in Law is a unique guide to obtaining the degree of Doctor of Philosophy of Law in the UK. While there is a wide range of study guides for PhD students in the social sciences and other science-based disciplines, there is very little information available on the process of obtaining a PhD in law. Research degrees in law share some attributes with those in related disciplines such as the humanities and social sciences. However, legal methodology and the place of the PhD in law in the young lawyer's career create unique challenges that have not been addressed by existing guides. Getting a PhD in Law fills this clear gap in the market, providing an accessible guide to the PhD process from topic selection to thesis publication. This readable and informative guide draws on interviews and case studies with PhD students, supervisors and examiners. Getting a PhD in Law will be essential reading for the growing numbers of PhD students in the UK's many law schools-and those internationally who wish to learn from UK best practice.

*The Possibility of a European Judicial Culture* Elaine Mak.2015 In this inaugural lecture, delivered at the Erasmus University Rotterdam on November 21, 2014, Elaine Mak outlines how legal research, integrating comparative and empirical methods, can provide insights to assist European judiciaries in responding to current challenges. Two important challenges relate to the on-going process of legal integration and to changing societal demands regarding judicial functioning in Europe. In this respect, the engagement of judges, policy makers, and multidisciplinary scholarship is needed to guide processes of harmonization of legal rules and procedures, and to respond to the European Commission's ambition to establish 'a true European judicial culture' among legal professionals. As a starting point for further reflection and debate, Mak presents a theoretical framework and methodology for the analysis of interaction between courts in Europe and the study of professional values for judicial decision making and judicial organization. Central elements in this perspective are leadership, culture, and the (in)flexibility of constitutional systems. The research theme and

approach connect with Erasmus School of Law's research program 'Rethinking the Rule of Law in an Era of Globalization, Privatization, and Multiculturalization.' \*\*\* Librarians: ebook available on ProQuest and EBSCO (Series: Erasmus Law Lectures - Vol. 38) [Subject: Legal Theory, European Law, Comparative Law, Constitutional Law, Socio-Legal Studies]

Shaping EU Policy from Below Simona Piattoni, Justus Schönlaue. 2015-09-25 This book looks at the way in which the Committee of the Regions (CoR) can influence EU policy making from below, despite its relatively weak position in the decision-making process. Bringing together theoretical arguments about the central role of the formation of judgment in addition to the more conventionally emphasized expression of will, with an up-to-date account of the CoR's institutional development and activities, Simona Piattoni and Justus Schönlaue make a strong case not to overlook the significance of the Committee's contribution to EU-level democracy.

**Exploring Social Rights** Daphne Barak-Erez, Aeyal Gross. 2007-12-19 Exploring Social Rights looks into the theoretical and practical implications of social rights. The book is organised in five parts. Part I considers theoretical aspects of social rights, and looks into their place within political and legal theory and within the human rights tradition; Part II looks at the status of social rights in international law, with reference to the challenge of globalisation and to the significance of specific regional regulation (such as the European System); Part III includes discussions of various legal systems which are of special interest in this area (Canada, South Africa, India and Israel); Part IV looks at the content of a few central social rights (such as the right to education and the right to health); and Part V discusses the relevance of social rights to distinct social groups (women and people with disabilities). The articles in the book, while using the category of social rights, also challenge the separation of rights into distinct categories and question the division of rights to 'civil' vs 'social' rights, from a perspective which considers all rights as 'social'. This book will be of interest to anyone concerned with human rights, the legal protection of social rights and social policy. 'Social rights are the stepchildren of the human rights family. Are they really 'rights'? Can courts enforce them? And does it make any difference when they try? This remarkable collection of essays by distinguished scholars offers important new responses to all the basic questions. Ranging across disciplinary and national boundaries and brimming with both theoretical and practical insights, the book is especially welcome in this moment of mounting inequalities and growing interest in the possibilities and perils of social rights.' William E Forbath, Lloyd M Bentsen Chair in Law and Professor of History, University of Texas at Austin 'At the auspicious moment of the sixtieth anniversary of the Universal Declaration of Human Rights, and more than half a century since the beginning of the Human Rights Revolution—a time characterized by the end of the cold war, globalization and privatization, comes this important compilation which critically revisits the international commitment to social rights, and reconceives its core distinguishing principles—from crosscutting comparative, theoretical and practical perspectives—illuminating our commitment to human security.' Ruti Teitel, Ernst Stiefel Professor of Comparative Law, New York Law School. Author, 'Transitional Justice' (OUP 2002)

From Dual to Cooperative Federalism Robert Schütze. 2009-10-15 What is the federal philosophy underlying the law-making function in the European Union? Which federal model best characterizes the European Union? This book analyses and demonstrates how the European legal order evolved from a dual federalism towards a cooperative federalist philosophy.

The Lisbon Treaty Stefan Griller, Jacques Ziller. 2008-08-27 Immediately after the rejection of the Constitutional Treaty in France and in the Netherlands, I was tempted not to comply with a contract according to which I was expected to write on the European Constitution within a very close deadline. "What is the sense of it now?" I tried to argue. "I cannot be obliged by a contract without an object". I was wrong at that time and we would be equally wrong now, should we read the Irish vote on the Lisbon Treaty and the Lisbon Treaty itself as the dead end for European constitutionalism. Let us never forget that the text rejected in May 2005 was not the founding act of such constitutionalism. To the contrary, it was



nothing more than a remarkable passage in a long history of constitutional developments that have been occurring since the early years of the European Community. All of us know that the Court of Justice spoke of a European constitutional order already in 1964, when the primacy of Community law was asserted in the areas conferred from the States to the European jurisdiction. We also know that in the previous year the Court had read in the Treaty the justiciable right of any European citizen to challenge her own national State for omitted or distorted compliance with European rules. *The Unity of the European Constitution* Philipp Dann, Michal Rynkowski. 2010-05-10 This book collects the contributions to a conference of a group of young Polish and German public law scholars on the Constitutional Law of the European Union. The articles present a multi-faceted examination of unity and its realization in the primary and constitutional law of the EU, an analysis of EU constitutional structure in the face of diversity, and the independence of EU law from international common law, among other topics.

**Indirect Perpetrators** Andrew Szanajda. 2010-02-08 This work is an examination of the very first systematic attempt to bring before the courts and prosecute those who had directly or indirectly contributed to a crime against humanity by informing upon others during the National Socialist era in Germany. Szanajda looks at the theoretical and practical problems associated with this process and examines of how this process actually worked in practice in the immediate postwar era in the Western Occupation Zones and the Federal Republic of Germany.

Der effet utile in der Rechtsprechung des EuGH Sibylle Seyr. 2008

**Development of International Humanitarian Law** Géza Herczegh. 1984

Der Effet Utile In Der Rechtsprechung Des Europai: Bestsellers in 2023 The year 2023 has witnessed a noteworthy surge in literary brilliance, with numerous captivating novels enthralling the hearts of readers worldwide. Lets delve into the realm of popular books, exploring the engaging narratives that have captivated audiences this year. Der Effet Utile In Der Rechtsprechung Des Europai : Colleen Hoover's "It Ends with Us" This touching tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover skillfully weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can prevail. Der Effet Utile In Der Rechtsprechung Des Europai : Taylor Jenkins Reids "The Seven Husbands of Evelyn Hugo" This captivating historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reids captivating storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic : Delia Owens "Where the Crawdads Sing" This captivating coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens crafts a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These bestselling novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of captivating stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the

students for his own purposes. As the students become more involved with *Morrow*, they begin to commit increasingly dangerous acts. *The Secret History* is an exceptional and gripping novel that will keep you wondering until the very end. The novel is a warning tale about the dangers of obsession and the power of evil.

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