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EU Citizenship & the Constitutionalisation of the European Union

AUTHOR Hanneke van Eijken

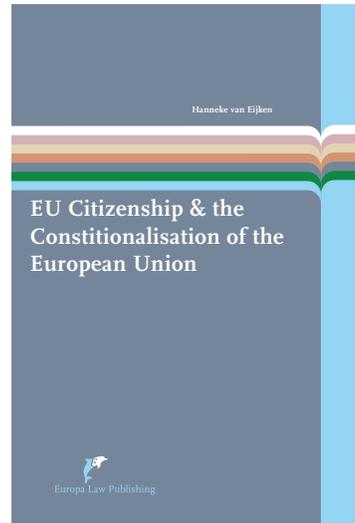
PUBLICATION 2015; EUROPEAN ADMINISTRATIVE LAW SERIES (9)

BINDING paperback, 310p

ISBN 9789089521569; ISBN EBOOK 9789089521576

PRICE €72, \$110

It has been 20 years since Union citizenship was introduced under the Treaty of Maastricht, yet it remains a topical and contemporary issue. The main research question underlying this study is whether and how European citizenship affects the constitutionalisation of the European Union. The present study connects European citizenship with European constitutional processes, in order to grasp the constitutional relevance of EU citizenship. To this end, the different aspects of European citizenship are specifically linked to features that are, commonly, found in constitutions. The effect of and relation between European citizenship and four of these constitutional 'building blocks' are assessed. First of all, the effect of European citizenship to the vertical division of powers between the Member States and the European Union is analysed. Second, the way European citizenship relates to a common ideology, existing of fundamental rights protection and democracy, is discussed. Moreover, the effect of European citizenship on judicial review and the hierarchy of norms in the European Union is addressed. Finally the question is posed how and to what extend European citizenship affects the constitutionalisation of the European Union and how European citizenship can be placed within the European constitutional context.



Still available in the European Administrative Law Series

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- *Traditions and Change in European Administrative Law*, edited by Roberto Caranta and Anna Gerbrandy. ISBN 9789089520715
- *Legitimacy in European Administrative Law*, edited by Matthias Ruffert. ISBN 9789089520982.

Europeanisation of Public Law (Second Edition)

EDITORS Jan H. Jans, Sacha Prechal and Rob Widdershoven

PUBLICATION August 2015

BINDING paperback, 566p

ISBN 9789089521279

PRICE €52, \$98

Europeanisation of Public Law is a study about the relation between European and national public law. Familiar EU doctrines on 'procedural autonomy', 'direct effect', 'consistent interpretation', 'ex officio application of European law' and 'state liability' are used as a starting point for examining the effects of these doctrines in the various Member States. Consideration is also given to important questions concerning the enforcement of European law in the national legal order, the organisation of the judiciary and the influence of European law on fundamental principles of (public) law such as legal certainty, non-discrimination and proportionality. The book has in particular been written for advanced bachelors and masters courses on the relation between national and European law. Because of the many examples of national case law, the book should be most welcome to any practitioner dealing with European law in a national context.



About the editors

Jan H. Jans is professor of Administrative Law at the University of Groningen. Sacha Prechal is judge at the Court of Justice of the European Union. Rob Widdershoven is professor of European Administrative Law at Utrecht University.

National Procedural Autonomy Revisited – Consequences of Differences in National Rules on Administrative Litigation for the Enforcement of Environmental European Union Law

AUTHOR Franziska Grashof

PUBLICATION 2015; EUROPEAN ADMINISTRATIVE LAW SERIES (10)

BINDING paperback, ±330p

ISBN 9789089521804; ISBN EBOOK 9789089521767

PRICE ±€72, \$110

Forthcoming

The Public Administration of the Internal Market

EDITORS Francisco Velasco Caballero & Fernando Pastor Merchante

PUBLICATION JUNE 2015; BINDING paperback, 256p

ISBN 9789089521651; ISBN EBOOK 9789089521668

PRICE €62, \$85

This book is borne out of the observation of a certain gap in the legal literature on the European internal market, which has traditionally focused on substantive issues – such as the content and the scope of the rules on free movement, including adjacent policies such as State aid control – and on their impact on the allocation of powers between the European institutions and Member States. Little attention has been devoted to the way in which these rules shape the administrative institutions in charge of securing the internal market. This is, precisely, the subject of this book. The book builds on the notion of “European administrative union” and, hence, on an understanding of the European administration as a sum of institutions, bodies or agencies – both European and national – which act cooperatively.

It is against this complex reality that the different chapters of the book scrutinize the organizational and procedural specificities of the different public administrations that interact in the internal market. Some chapters address these issues from a cross-sector perspective (e.g., the studies on the public administration associated to the four fundamental freedoms or the study on independent regulatory authorities) while others do so from a sector-specific perspective (e.g., the studies on the banking union, the European system of State aid control, the European networks of competition and food authorities, or the administrative implications of public procurement rules). The combination of both perspectives provides new insights into the administrative dimension of the internal market.

About the editors

Francisco Velasco Caballero, born 1965, Law Studies in Madrid and Erlangen (Germany), Dr. iur. 1994, Lawyer at the Constitutional Court of Spain (1998-2001), since 2010 Professor of Administrative Law at the Autonomous University of Madrid. Fernando Pastor Merchante, born 1983, Bachelor in Law and Political Sciences (Universidad Autónoma de Madrid), LL.M. (Columbia University School of Law), Ph.D. (European University Institute). Lecturer in EU Law (Universidad Autónoma de Madrid) and Lecturer in Business Law (Instituto de Empresa).



Selected National, European and International Provisions from Public and Private Law. The Maastricht Collection (Fourth Edition)

EDITORS N. Kornet; S. Hardt

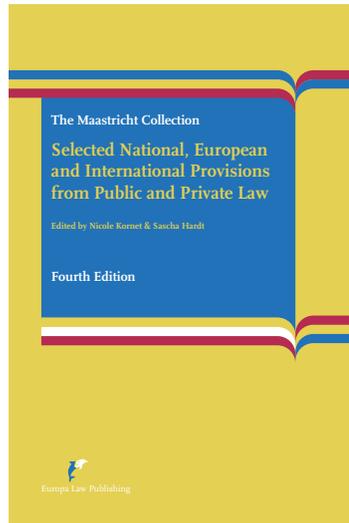
PUBLICATION September 2015

BINDING paperback, 1200p; 2 volumes

ISBN 9789089521712

PRICE €58, \$88

This volume, *The Maastricht Collection*, is based on the Maastricht Law Faculty's expertise in teaching European, international and comparative law. The Maastricht Collection comprises a selection of legal instruments and provisions which have proven to be particularly relevant and useful to students and practitioners of European and comparative law. It includes codes and statutory law from France, Germany, the Netherlands and the United Kingdom, international treaties, as well as legal instruments of the European Union. In addition, selected sources from the United States are provided. The main content is divided into chapters corresponding to different areas of law, such as constitutional law, criminal law and private law. This fourth edition constitutes an update and revision to the third edition. The provisions in this volume are reproduced in the original English or in the authentic English version, where applicable, or they are freshly translated under critical editorship. Many existing translations of written law, including officious translations available on government websites, are not faithful enough to the original. They often seek to turn old-fashioned or ambiguous original texts into modern and elegant English. Or, instead of translating, they seek to explain how certain terms or formulations are interpreted in practice. The *Maastricht Collection* remains as much as possible true to the content, style and syntax of the original, allowing the reader to appreciate not only the substance but also the authentic form of legal sources.



About the editors

Nicole Kornet is Assistant Professor of Commercial Law at Maastricht University. Sascha Hardt is Assistant Professor of Comparative Constitutional Law at Maastricht University.

Europees Recht – Algemeen Deel (vijfde druk)

AUTHORS W.T. Eijsbouts, J.H. Jans, A. Prechal, L.A.J. Senden e.a.

PUBLICATION 2015

BINDING paperback, 461p

ISBN 9789089521613

PRICE €44 \$84

Dit boek is geschreven voor studenten en andere belangstellenden die indringend willen kennismaken met de grote leerstukken van het Europese recht. Het is geen naslagwerk en streeft niet naar uitputtende behandeling, maar naar kennis en begrip van hoofdzaken in hun verband. Het boek benut de historische, de politieke en de maatschappelijke achtergrond van het Europese recht voor zover deze bijdragen aan overzicht en inzicht.

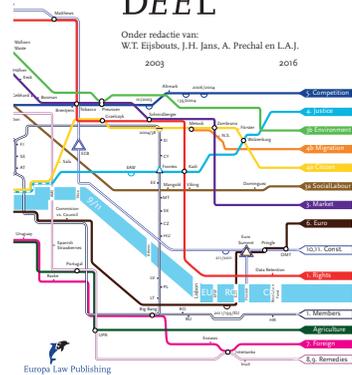
Europees recht heeft een centrale plaats in vrijwel elk aspect van de moderne Nederlandse rechtsontwikkeling. Het is een bruisend rechtsgebied dat op het eerste gezicht almaar groter en ingewikkelder wordt. Bij nader inzien vindt men krachtige elementen van eenvoud in zijn grote thema's en algemene leerstukken.

Deze vijfde druk is verrijkt met de laatste ontwikkelingen in wetgeving, rechtspraak en praktijk, en met nieuwe inzichten. Een apart hoofdstuk bespeekt de eurocrisis en haar juridische gevolgen, in deze druk met inbegrip van de Bankenunie.

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EUROPEES RECHT ALGEMEEN DEEL

Onder redactie van:
W.T. Eijsbouts, J.H. Jans, A. Prechal en L.A.J.
2003 2016



Europese Rechtspraak – Algemeen Deel

EDITORS R. van Ooik & T.A.J.A. Vandamme

PUBLICATION September 2015

BINDING paperback, 330p

ISBN 9789089521583

PRICE €22

Europese Rechtspraak – Algemeen Deel bevat de belangrijkste uitspraken van het Hof van Justitie van de Europese Unie. Daarmee is de bundel in de eerste plaats bedoeld om te worden gebruikt in het hoger onderwijs. Deze arrestenbundel volgt daarbij de structuur van het studieboek *Europees Recht – Algemeen Deel*. De samenhang tussen de arrestenbundel en het boek zit met name in de keuze van arresten: alle uitspraken in deze bundel zijn ook, thematisch en in dezelfde volgorde, besproken in het tekstboek. Voor onderwijsdoeleinden, en voor groter leesgemak, zijn de opgenomen uitspraken bewerkt, voorzien van een korte inleidende tekst en, waar mogelijk, ingekort.

Trafficking in Human Beings

AUTHORS Ana Isabel Pérez Cepeda & Demelsa Benito Sánchez

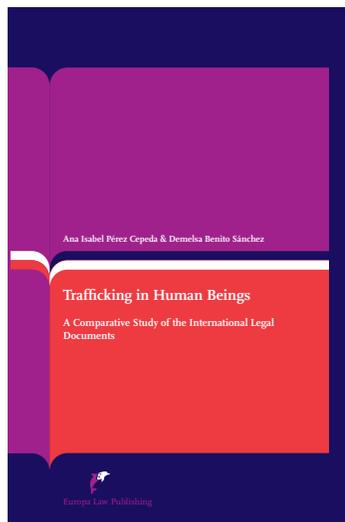
PUBLICATION 2014

BINDING paperback, 103p

ISBN 9789089521606; ISBN EBOOK 9789089521620

PRICE €32, \$58

Trafficking in human beings has become one of the most serious problems of the international community nowadays. Combating this phenomenon in an effective manner requires a comprehensive international approach of all countries. Being aware of this, several international organisations have launched a number of documents to fight against this phenomenon. The most representative ones are the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime (2000), the Council of Europe's Convention on Action against Trafficking in Human Beings (2005) and the EU Directive 2011/36/EU on preventing and combating trafficking in human beings and protecting its victims. This book provides a comparative analysis of these legal documents and suggests a number of proposals in order to improve the international and national policies to combat this kind of criminality.



About the authors

Ana Isabel Pérez Cepeda is Professor of Criminal Law at the University of Salamanca (Spain). Demelsa Benito Sánchez (Ph.D in Law, Salamanca, 2010) works as a lecturer of criminal law at the University of Deusto (Spain).

Sustainability, Law and Public Choice

AUTHORS Gyula Bándi, Marcel Szabó & Ákos Szalai

PUBLICATION 2014

BINDING paperback, 205p

ISBN 9789089521538; ISBN EBOOK 9789089521545

PRICE €49, \$72

Still available

Environmental and Property Protection in Europe

EDITOR G. Winter

PUBLICATION October 2015

BINDING paperback, €40.00

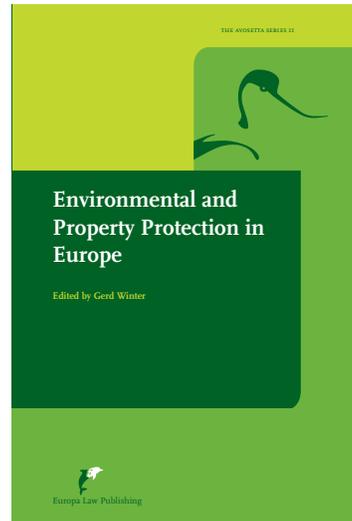
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Imagine a factory that pollutes the air. If government closes it down, can the operator allege undue encroachment on his property? If government remains inactive, can the neighboring farmer demand that his/her property must be protected? The two questions point to two dimensions of interrelation between environmental concerns and property interests. Property is either used as a barrier to or as a quest for environmental protection. This book examines how the weighing up of property and environmental protection interests is determined by law. It discusses solutions found in EU Member States and the EU looking both at regulatory and constitutional law. It is based on national reports guided by a common list of questions. Cross-cutting contributions highlight commonalities and differences with a view to develop a European *ius commune*. This is framed by analyses of the pertinent jurisdiction of the European Court of Human Rights, of the Court of Justice of the EU, and of Investor-State Arbitration.



The EIA Directive and its 2014 Amendment

EDITOR Jerzy Jendroska

PUBLICATION Spring 2016

BINDING paperback, 25.00

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EU Language Law

AUTHOR Stefaan van der Jeught

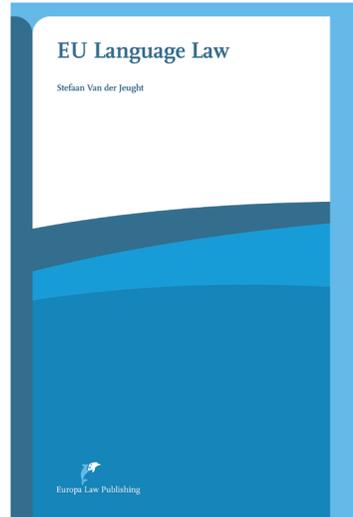
PUBLICATION October 2015

BINDING paperback, 303p

ISBN 9789089521729; ISBN EBOOK 9789089521736

PRICE €64, \$89

EU Language Law gives a comprehensive account of all language regulations and arrangements which currently exist in EU law. First and foremost, it covers the various explicit and implicit language regimes of EU institutions, bodies and agencies, explaining how and why they came about. It also explores numerous other EU language provisions in the area of freedom, security and justice, relating to quite diverse topics such as road traffic offences, recognition of national court decisions, the European Arrest Warrant and crime victims. It also discusses EU linguistic provisions in the internal market regarding product labelling or the language proficiency assessment of professionals such as medical doctors or lawyers seeking to provide services in other EU Member States. Many other issues such as language testing for newcomers in society and language proficiency requirements for employment are investigated. This book highlights an often neglected, yet tremendously important aspect of EU integration: the language issue.



Stefaan van der Jeught works as an official in the Directorate Communication of the European Court of Justice and is affiliated to the Centre for European Law of the Vrije Universiteit Brussel (VUB). In 2015, he earned a PhD at that University with a dissertation on Conflicting Language Policies in the European Union and its Member States.

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EDITOR Antoni Vaquer

PUBLICATION 2008

BINDING paperback, 217p

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PRICE €49, \$95

European Contract Law and the Welfare State

EDITOR J. Rutgers

PUBLICATION 2012

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The Law of Succession: Testamentary Freedom. European Perspectives

EDITORS M. Anderson & E. Arroyo i Amayuelas

PUBLICATION 2011

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AUTHOR Sabrina Praduroux

PUBLICATION 2013

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Introduction to Global Food-Safety Law and Regulation

AUTHOR Dario Bevilacqua

PUBLICATION September 2015

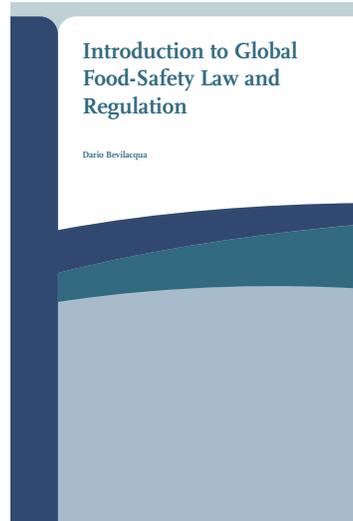
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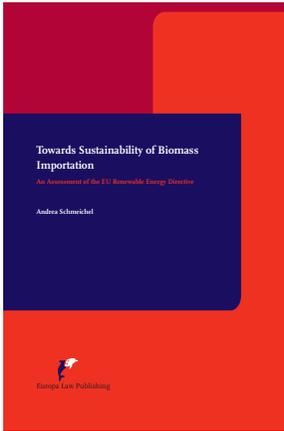
PRICE €49, \$62

This introductory book concerns a new, evolving and still not definite subject: global food safety law and regulation. One of the peculiarities of food safety relies in the fact that its specificity is not exclusive or mono-dimensional, while being saddled between consumers' health protection and other economic factors and stakes, notably free trade of goods. At the same time, rules concerning food safety are characterized by few original traits: the dialectic between producers' and consumers' interests; the strategic role played by scientific findings in decision-making, which may conflict with a discretionary precautionary approach; the implication of cultural, political and traditional insights, which create clashes between local specialities and global harmonization; the world-wide relevance of the public policies. All this makes food safety a crucial issue in nowadays administrative regulation. The book is divided in five sections: the first one is introductory and gives a descriptive definition of the subject; the second one illustrates its main problems and characters through the analysis of three specific legal cases; the third one is a general and articulated analysis of the international legal framework of the subject at stake; the fourth one is dedicated to the main body of global food safety law – the Codex Alimentarius Commission; the final chapter presents some conclusions focusing on the problems, challenges and future perspective of food safety law and regulation.

Dario Bevilacqua has a Doctorate in Administrative Law, at the Faculty of Law, University of Rome "La Sapienza". He has held a post-doc position on "Extra-national legal orders and administrative law" at the University "La Sapienza". Currently he works for the Italian Ministry of Agriculture.



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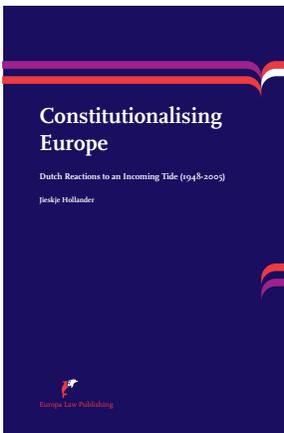
AUTHOR Andrea Schmeichel

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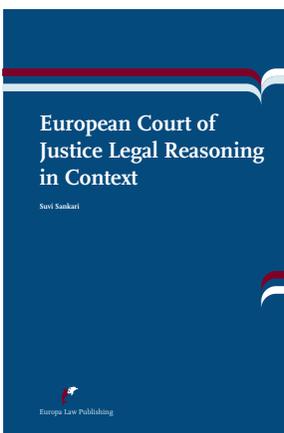
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European Court of Justice Legal Reasoning in Context

AUTHOR Suvī Sankari

PUBLICATION May 2013

BINDING paperback, 275p

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ISBN EBOOK 9789089521385

PRICE €62, \$98

Concise Introduction to EU Private International Law (third edition)

AUTHOR Michael Bogdan

PUBLICATION January 2016

BINDING paperback, ±250p

ISBN 9789089521774

PRICE ±€38, \$59

Forthcoming

This concise book is mainly intended to be used as an introduction to the rules of private international law belonging to the legal system of the European Union. It provides legal practitioners with an overview of this highly complex field of law and can serve as an introductory textbook in elective undergraduate courses and master programs offered today by many law schools both to their own students and to exchange students from other countries.

Michael Bogdan is Professor of Comparative and Private International Law at the University of Lund, Sweden.



EU Private International Law: An ECJ Casebook (second edition)

AUTHORS Michael Bogdan & Ulf Maunsbach

PUBLICATION January 2012

BINDING paperback, 545p

ISBN 9789089520005

PRICE €42, \$69

Still available

The purpose of this book is to provide an easy access to and overview of the case law of the ECJ (the Court of Justice of the European Union, previously Court of Justice of the European Communities) pertaining to private international law. The book contains edited extracts from all ECJ decisions of immediate private international law relevance made before 1 January 2012.

Most of the cases are important for the interpretation and understanding of the numerous existing European regulations and directives dealing with private international law, but cases affecting the interpretation of the EU Treaties are also included.

Michael Bogdan is Professor of Comparative and Private International Law and Ulf Maunsbach is Assistant Professor of Law, both at the University of Lund, Sweden.

Concise Introduction to Comparative Law

AUTHOR Michael Bogdan

PUBLICATION January 2013

BINDING paperback, 202p

ISBN 9789089521255

PRICE €40, \$65

Still available

In today's globalized world, jurists cannot limit themselves to studying the laws of their own country. This book is mainly intended to be used as a textbook for beginners taking introductory courses on foreign and comparative law. Its concise format makes it fit for use also in other courses, such as legal history or jurisprudence, having the ambition to provide the students with a basic knowledge about English, American, French, German, Chinese and Islamic law and legal culture, as well as about the methodological problems that arise in connection with studying, comparing and working with foreign legal systems in general. The book will hopefully also be useful as a spring-board towards more profound studies by students and others seeking more advanced knowledge.



The Proportionality Principle – Balancing Rights and Deep National Interests in EU Internal Market Law

AUTHOR Gunnar Thor Pétursson

PUBLICATION January 2016

BINDING paperback, 300p

ISBN 9789089521781 ISBN EBOOK 9789089521798

PRICE ±€62, \$98

Forthcoming

This book evolves around the principle of proportionality as currently applied by the Court of Justice, mainly in cases which require balancing of a sort. The main aim of the book would be to reveal to verify whether and to which extent the principle of proportionality is an apt methodological tool to secure deference, divergence and flexibility, necessary in the adjudication of EU rules and the deep national interests. Or, is it still only a tool to secure integration? Underlying is a quest for coherence in the Court's adjudication of different and at times perplexing legal norms, of various national and international origins.

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