EU Enlargement and the Constitutions of Central and Eastern Europe
Anneli Albi
University of Kent, Canterbury

In the wake of the EU's biggest enlargement, this book explores the adaptation of the constitutions of Central and Eastern Europe (CEE) for membership in the European Union. In response to the painful past, these new constitutions were notably closed to transfer of powers to international organizations, and accorded a prominent status to sovereignty and independence. A little more than a decade later, the process of amending these provisions in view of the transfer of sovereign powers to a supranational organization has proved a sensitive and controversial exercise. This book analyses the amendments against the background of comparative experience and theory of sovereignty, as well as the context of political sensitivities, such as rising euroscepticism ahead of accession referendums.

Cambridge Studies in European Law and Policy
2005 228 x 152 mm  290pp  18 tables
978 0 521 84541 0  (0 521 84541 6)  • HB  • £50.00
978 0 521 60736 0  (0 521 60736 1)  • PB  • £22.99

Social Rights and Market Freedom in the European Constitution
A Labour Law Perspective
Stefano Giubboni
Università degli Studi di Firenze, Italy

This is a timely and innovative account of the development of European labour and social security law as it interrelates with the evolution of market integration in the European Union. Giubboni presents, from a labour law perspective, a case study of the changes the European Community/European Union has undergone from its origins to the present day and on the ways these changes have affected the regulation of European Welfare States at national level. Drawing on the idea of ‘embedded liberalism’, Giubboni analyses the infiltration of EC competition and market law into national systems of labour and social security law, and provides a normative framework for conceptualising the transformation of regulatory techniques implemented at the EU level. This important, interdisciplinary contribution to research in EU social law illustrates how the vision of social protection and solidarity is changing.


Cambridge Studies in European Law and Policy
December 2005 228 x 152 mm  320pp
978 0 521 84126 9  (0 521 84126 7)  • HB  • £55.00

Cambridge Studies in European Law and Policy

Cambridge Studies in European Law and Policy aims to produce original works which contain a critical analysis of the state of the laws in particular areas of European Law. It will set out different perspectives and suggestions for future development, and will also encourage a range of work on law, legal institutions and legal phenomena in Europe, including ‘law in context’ work.
European Union Law in a Global Context
Text, Cases and Materials
Trevor C. Hartley,
London School of Economics and Political Science

This book is a comprehensive introduction to European law in its international context. It also includes significant coverage of international and comparative law, especially in the area of human rights. The author provides an explanation of the basic principles of each topic covered. The inclusion of cases and extracts from EC treaties and other instruments make it an invaluable resource for students of EU law at university level, and its coverage of the practical application of EU law in British Courts will be of use to practitioners of the subject.


Health Law and the European Union
Tamara K. Hervey,
University of Nottingham
and Jean V. McHale,
University of Leicester

How does the law of the European Union affect health law and policy? At first sight, it seems limited. However, despite its restricted formal competence, the EU has recently become increasingly involved in the health field. This book explores the various impacts of measures of EU law on national health law and policy. Through elaboration of selected examples, the authors show that, within the EU, health law cannot be regarded as a purely national affair.


Law in Context
The European Union and Conflict Prevention
Legal and Policy Aspects
Edited by V. Kronenberger, European Free Trade Association and Jan Wouters, Université Catholique de Louvain, Belgium

This volume explores and scrutinizes the progress achieved by the European Union in the definition of a concrete conflict prevention strategy, as well as the challenges it still faces. The contributors to the volume focus on the following issues: definition of and indicators for conflict prevention; institutional and constitutional dimension of conflict prevention; EU’s instruments for the prevention of violent conflicts; structural conflict prevention and mainstreaming conflict prevention into EU’s policies; and cooperation with other international organisations and civil society.

The Modernisation of EU Competition Law Enforcement in the European Union
FIDE 2004 National Reports
Edited by Dermot Cahill, University College Dublin
General Rapporteur John D. Cooke
2004 228 x 152 mm 754pp
978 0 521 60559 5 (0 521 60559 8) • PB • £65.00

Migration and Asylum Law and Policy in the European Union
FIDE 2004 National Reports
Edited by Imelda Higgins, University College Dublin
General Rapporteur Kay Hailbronner
2004 228 x 152 mm 490pp
978 0 521 60558 8 (0 521 60558 X) • PB • £50.00

Police and Judicial Co-operation in the European Union
FIDE 2004 National Reports
Edited by Anthony Moore, Dublin Institute of Technology
General Rapporteur Mario Chiavario
2004 228 x 152 mm 412pp
978 0 521 60557 1 (0 521 60557 1) • PB • £50.00

The Hague – Legal Capital of the World
Edited by Peter J. van Krieken and David McKay
The Hague: Legal Capital of the World examines the city that hosts the world’s main legal bodies. It discusses the International Court of Justice, the International Criminal Court, the Yugoslav Tribunal and the Organization for the Prohibition of Chemical Weapons, to name a few. Renowned experts offer clear exposition and incisive analysis, supported by fact sheets and key documents. Lesser-known organizations, such as the Permanent Court of Arbitration, are also discussed.

A publication of T.M.C. Asser Press, exclusively distributed by Cambridge University Press
2005 240 x 160 mm 644pp
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The Quality of European Legislation and its Implementation and Application in the National Legal Order

Ernst M. H. Hirsch Ballin,
Universiteit van Tilburg
Linda A. J. Senden
Universiteit van Tilburg

In June 2004, the Association of the Councils of State and Supreme Administrative Jurisdictions of the European Union organised a two-day colloquium in The Hague, during which the quality of European legislation was discussed by representatives of the 25 Member States of the EU as well as of the Court of Justice for the EC. This book is based on, amongst other things, the General Report from that colloquium, national reports, and reports prepared by members of the Court of Justice and the Court of First Instance.

A publication of T.M.C Asser Press, exclusively distributed by Cambridge University Press

2005 245 x 160 mm 184pp
978 9 067 04184 3 (9 067 04184 X) • HB • £30.00

The Relationship between European Community Law and National Law

The Cases – Volume 1

Edited by Andrew Oppenheimer,
University of Cambridge, Lauterpacht Research Centre for International Law

Foreword by Leon Brittan

1994 228 x 152 mm 1029pp
978 0 52147296 8 (0 521 47296 2) • HB • £150.00

The Relationship Between European Community Law and National Law

The Cases – Volume 2

Edited by Andrew Oppenheimer,
University of Cambridge, Lauterpacht Research Centre for International Law

2003 228 x 152 mm 732pp
978 0 521 63098 6 (0 521 63098 3) • HB • £135.00

These two volumes constitute the only comprehensive collection of court decisions dealing exclusively with the ‘constitutional’ relationship between European Community law and the national laws of the Member States. The first volume covers the period 1962 to 1993 and contains 90 decisions. The second volume contains a further 55 decisions given since 1994 by both the Community’s Courts of Justice (10 cases) and the courts of the 15 Member States (45 cases).

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NEW

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Dr Bernhard Hofstötter,
Institute of European Law, Fribourg, Switzerland

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2005 245 x 160 mm 220 pp
978 6 704 205 5 (9 067 04205 6) • HB • £40.00
European Comparative Company Law
Mads Andenas,
British Institute of International and Comparative Law
and Frank Wooldridge,
Notre Dame University

European Comparative Company Law is a contribution to the emerging discipline of European company law where both the harmonisation of company law by the EU, and also national jurisdictions are the important features. The EU Company Law Directives, the case law of the Court of Justice on the directives and the right to free movement and establishment in the Treaty of Rome, are considered.


2006   228 x 152 mm   500pp
978 0 52184219 8  (0 521 84219 0) • HB • c.£65.00

Building an EU Securities Market
Eilis Ferran,
University of Cambridge

This book considers some of the fundamental issues concerning the legal framework that has been established to support a single EU securities market, focusing particularly on how the emerging legal framework will affect issuers’ access to the primary and secondary market. EU policymakers have relied heavily on law reform as a primary building tool. This book examines the wisdom of this strategic policy choice.

Contents: 1. Overview and introduction to terminology; 2. Law’s role in the building of an integrated EU securities market; 3. The regulatory process for securities law-making in the EU; 4. The centrality of disclosure as a regulatory strategy; 5. Issuer disclosure; 6. Institutional supervision of issuer disclosure within the EU; 7. Regulatory competencies: the end of exchange-based regulation and supervision of issuers in the EU?

2004   228 x 152 mm   300pp
978 0 52184722 3  (0 521 84722 2) • HB • £55.00

EU Principles on Jurisdiction and Recognition and Enforcement of Judgments in Civil and Commercial Matters
Jannet A. Pontier and Edwige Burg
Both from the Universiteit van Amsterdam

A publication of T.M.C. Asser Press, exclusively distributed by Cambridge University Press

2004   254 x 160 mm   280pp
978 9 067 0417 7  (9 067 041734) • HB • £50.00
Compensation for Personal Injury in English, German and Italian Law
A Comparative Outline
Basil Markesinis, University College London
Michael Coester, University of Munich
Guido Alpa, University of Rome
and Augustus Ullstein

Cross-border claims for personal injuries are becoming more common, creating a need to know more about the law of damages in Europe and America. This book aims to fill that gap by looking at the law in England, Germany and Italy.

Cambridge Studies in International and Comparative Law
2005 228 x 152 mm 390pp
978 0 521 84723 0 (0 521 84723 0) • HB • £55.00

The Politics of Judicial Co-operation in the EU
Sunday Trading, Equal Treatment and Good Faith
Hans W. Micklitz,
Otto-Friedrich-Universität Bamberg

The European legal order is largely based on judicial co-operation between the ECJ and the national courts. The three case studies outlined in the subtitle reveal that national courts and national litigants are mainly pursuing national interests, while the ECJ seeks European solutions.

2005 228 x 152 mm 480pp
978 0 521 82516 0 (0 521 82516 4) • HB • £75.00

Employment Policy and the Regulation of Part-time Work in the European Union
A Comparative Analysis
Edited by Silvana Sciarra,
Università degli Studi, Florence,
Paul Davies,
London School of Economics and Political Science
and Mark Freedland,
University of Oxford

Analyses the EU rules relevant to part-time working and examines the impact of the EU provisions on the national policies of seven European countries. Suggests a framework for the identification of these influences.

“This book is another excellent result of intensive and integrated work by a group of outstanding comparative labour lawyers coordinated by Silvana Sciarra...The book is a rich and knowledgeable source for everyone interested in the regulation and policies of part-time work. It comprises a lot of interesting and sometimes even surprising findings on part-time work in the national systems explored as well as on the European level.”

INDUSTRIAL LAW JOURNAL, VOLUME 34
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NEW

European and US Constitutionalism
Edited by Georg Nolte,
Georg-August-Universität, Göttingen, Germany

European constitutionalism is not merely an intra-European phenomenon but it can also be compared to other major forms of constitutionalism. Over the past decade or so issues have emerged which seem to indicate that European constitutional theory and practice is becoming aware that it has developed certain rules and possesses certain characteristics which distinguish it from US constitutionalism and vice versa. This book explores whether such differences can be found in the five areas of 'freedom of speech', 'human dignity', 'duty to protect', 'adjudication' and 'democracy and international influences'.

October 2005   228 x 152 mm   241pp
978 0 521 85401 6  (0 521 85401 6) • HB • £50.00

The European Community, the European Union and the International Law of Treaties
A Comparative Legal Analysis of the Community and Union’s External Treaty-Making Practice
Delano R. Verwey,
Erasmus University, Rotterdam

Provides a comparative legal analysis of the European Community and the European Union's external treaty-making practice.

A publication of T.M.C. Asser Press, exclusively distributed by Cambridge University Press

2004   245 x 160   320pp
978 9 067 04182 9  (9 067 04182 9) • PB • £50.00

European Constitutionalism beyond the State
Edited by J. H. H. Weiler,
New York University
and Marlene Wind,
University of Copenhagen

Leading scholars of European constitutionalism highlight different facets of the new constitutional discussion.

‘The contributors to this volume do not disappoint … there is much here for European public lawyers to reflect on.’

PUBLIC LAW

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EU Harmonisation and Soft Law in the Member States
Gerda Falkner, Oliver Treib, Miriam Hartlapp and Simone Leiber

Themes in European Governance

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978 0 52161513 6  (0 521 61513 6) • PB • £19.99
For the transnational lawyer the present European situation is equivalent to that of a traveller compelled to cross legal Europe using a number of different local maps. To assist lawyers in the journey beyond their own locality The Common Core of European Private Law Project was launched in 1993 at the University of Trento under the auspices of the late Professor Rudolf B. Schlesinger. The aim of this collective scholarly enterprise is to unearth what is already common to the legal systems of European Union member states.

**Pure Economic Loss in Europe**
Edited by Mauro Bussani, Università degli Studi di Trieste and Vernon Valentine Palmer, Tulane University, Louisiana

The Common Core of European Private Law
2003 228 x 152 mm 638pp 978 0 52182464 4 (0 521 82464 8) • HB • £75.00

**The Enforceability of Promises in European Contract Law**
Edited by James Gordley, Università degli Studi di Trento, Italy

The Common Core of European Private Law
2001 228 x 152 mm 512pp 978 0 52179021 5 (0 521 79021 2) • HB • £65.00

**Good Faith in European Contract Law**
Edited by Reinhard Zimmermann, Universität Regensburg, Germany and Simon Whittaker, University of Oxford

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**Commercial Trusts in European Private Law**
Edited by Michele Graziadei, Università del Piemonte Orientale, Italy Ugo Mattei, Università degli Studi di Torino, Italy and Lionel Smith McGill University, Montréal

In European legal systems, a variety of approaches to trust and relationships of trust meet the universal professionalisation of asset management services. This book explores that interface in order to seek a better understanding of the legal regulation of the entrustment of wealth. It sets out cases on the establishment and termination of management relationships, obligations of loyalty and of professionalism, and the choice of law. More specialized cases address collective investment, collective secured lending, pension funds, and securitisation. Reports on these cases from fifteen jurisdictions of the European Union tackle fundamental problems of trust law and show which legal techniques are deployed to solve them across Europe. In addition to a much-needed comparative treatment of the subject, the book discusses the scholarly setting for the issues and gives guidance on the terminology in the evolving European scene.

The Common Core of European Private Law
October 2005 228 x 152 mm 550pp 978 0 521 84919 7 (0 521 84919 5) • HB • £85.00

**Mistake, Fraud and Duties to Inform in European Contract Law**
Edited by Ruth Sefton-Green, Université de Paris I

This book investigates how thirteen European legal systems solve twelve case studies about mistake, fraud or duties to inform in contract law. After considering the historical origins of these legal concepts, national reports explain each system’s solution. Comparative observations synthesise and evaluate the national rules.

The Common Core of European Private Law
2005 228 x 152 mm 480pp 978 0 52184423 9 (0 521 84423 1) • HB • £65.00

**Security Rights in Movable Property in European Private Law**
Edited by Eva-Maria Kieninger, Bayerische-Julius-Maximilians-Universität Würzburg, Germany

Surveys the law relating to secured transactions in all member states of the EU. Following the Trento ‘Common Core’ approach, the national reports are centered around 15 hypotheticals dealing with the most important issues. Each case is followed by a comparative summary. A general report evaluates the possibilities of European harmonisation.

The Common Core of European Private Law
2004 228 x 152 mm 826pp 978 0 52183967 9 (0 521 83967 X) • HB • £100.00
European Criminal Procedures
Edited by Mireille Delmas-Marty, Université de Paris I and J. R. Spencer, University of Cambridge

Leading scholars describe and discuss criminal procedure in England, Belgium, France, Germany and Italy, analysing the main differences and similarities of each system in historical context. This will interest academics and postgraduates in criminal law; comparative, EU and human rights lawyers; lawyers interested in European harmonization and in reforming criminal procedure.

Cambridge Studies in International and Comparative Law
November 2005 228 x 152 mm 832 pp
978 0 521 67848 3 (0 521 67848 X) • PB • £40.00

Direct Application of International Criminal Law in National Courts
W. N. Ferdinandusse, Legal Adviser on International Criminal Law to the Dutch Department of Prosecutions

Examines the concept of direct application of international criminal law in national courts, analyzing both the international legal framework for the prosecution of international crimes in national courts and policy considerations pertaining to direct application.

A publication of T.M.C. Asser Press, exclusively marketed and distributed by Cambridge University Press
2005 160 x 245 mm 400 pp
978 9 067 04207 9 (9 067 04207 2) • HB • £55.00

Handbook on the European Arrest Warrant
Edited by Rob Blekxtoon, District Court of Amsterdam

Wouter van Ballegooij, Foreword by António Vitorino

On 13 June 2002 the Framework Decision on the European Arrest Warrant and Surrender Procedures between Member States of the European Union (EAW) was adopted by the Council of the European Union. Written by legal experts - practitioners and academics - this handbook offers an introduction to the EAW, its origin and its implications. It covers the history of extradition as a legal system and compares the EAW with the old system of extradition between the Member States. It includes the full text of the EAW with commentaries per paragraph.

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Sports Image Rights in Europe
Edited by Ian S. Blackshaw
Robert C. R. Siekmann
Sports image rights have evolved to become important marketing tools in promoting individual sports persons, teams, and major sporting events. This book provides a concise legal and practical overview of the creation, protection and enforcement of sports image rights in EU Member States, Norway and Switzerland. It also looks comparatively at sports image rights in the USA.
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978 9 067 04204 8 (9 067 04204 8) • HB • c. £60.00

The European Union and Sport
Legal and Policy Documents
Edited by Robert C. R. Siekmann
Janwillem Soek
This is a collection of documents on international sports law containing material on the intergovernmental element of international sports law. The legal and policy texts cover the period since the Walrave judgement in 1974.
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Implementation of Council of Europe standards in Slovakia, Romania and Bulgaria
Anna K. Meijknecht
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978 0 521 54263 0 (0 521 54263 4) • PB • £43.00