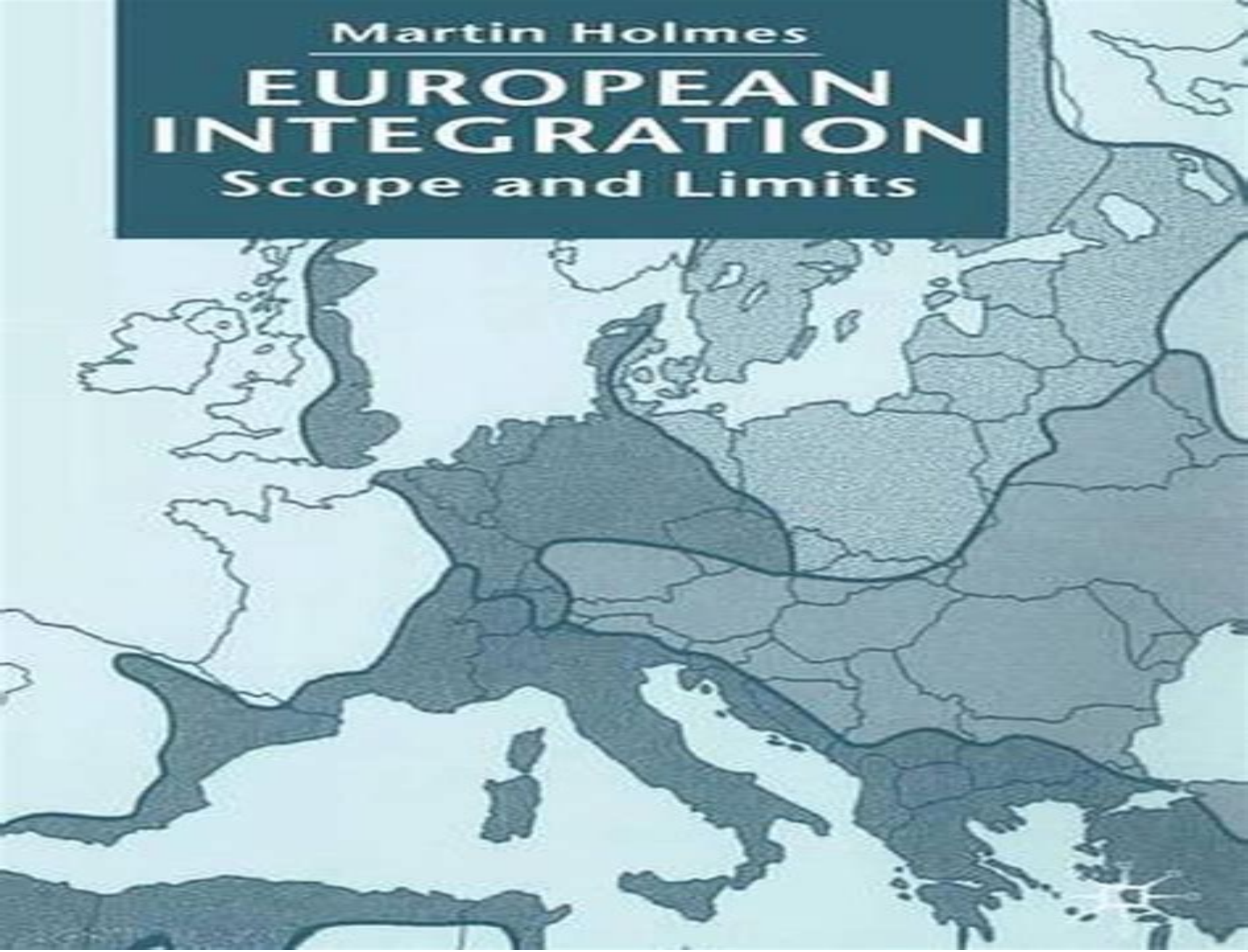


Martin Holmes

EUROPEAN INTEGRATION

Scope and Limits



European Integration Scope And Limits

Robert Schütze



European Integration Scope And Limits:

European Integration M. Holmes, 2001-01-11 While acknowledging the ability of the European Union to advance towards greater political and economic integration this book questions the wisdom of the European project Economic and monetary union is a risky venture even for the convergent countries of the continent let alone divergent Britain as the uncertain birth of the Euro proves Political union moreover remains an elite aspiration which weakens democratic accountability and lacks popular legitimacy The likelihood is that the full scope of EU integration will also reveal profound limits

European Integration, 1950-2003 John Gillingham, 2003-06-02 Integration is the most significant European historical development in the past fifty years eclipsing in importance even the collapse of the USSR Yet until now no satisfactory explanation is to be found in any single book as to why integration is significant how it originated how it has changed Europe and where it is headed Professor Gillingham's work corrects the inadequacies of the existing literature by cutting through the genuine confusion that surrounds the activities of the European Union and by looking at his subject from a truly historical perspective The late twentieth century has been an era of great though insufficiently appreciated accomplishment that intellectually and morally is still emerging from the shadow of an earlier one of depression and modern despotism This is a work then that captures the historical distinctiveness of Europe in a way that transcends current party political debate

Handbook of Public Administration and Policy in the European Union M. Peter van der Hoek, 2005-06-13 The Handbook of Public Administration and Policy in the European Union focuses on the current state of the EU while also demonstrating how its current structure came into being and how it may change in the near future Although most existing literature is either policy oriented or institution oriented this textbook employs a different more comprehensive approach Not only does it analyze selected EU laws and most EU institutions it is also unique in that it brings together EU public administration EU institutions and most importantly EU policies into a comprehensive text Divided into five parts the book provides an overview of theory discourses on European integration followed by an analysis of the development of European organizations Part II explains the nature of the EU highlighting its institutions Part III addresses various dimensions of public administration followed by a review in Part IV of major EU policies including the Common Agricultural Policy The textbook concludes with a history of Economic and Monetary Union and a study of the European Central Bank and the euro

[The Routledge Handbook of Differentiation in the European Union](#) Benjamin Leruth, Stefan Gänzle, Jarle Trondal, 2022-05-11 The Routledge Handbook of Differentiation in the European Union offers an essential collection of groundbreaking chapters reflecting on the causes and consequences of this complex phenomenon With contributions from key experts in this subfield of European Studies it will become a key volume used for those interested in learning the nuts and bolts of differentiation as a mechanism of dis integration in the European Union especially in the light of Brexit Organised around five key themes it offers an authoritative encyclopaedia of differentiation and addresses questions such as How can one define differentiation in the European Union in

the light of the most recent events Does differentiation create more challenges or opportunities for the European Union Is Europe moving away from an ever closer Union and heading towards an ever more differentiated Union especially as leading political figures across Europe favour the use of differentiation to reconcile divergences between member states This handbook is essential reading and an authoritative reference for scholars students researchers and practitioners involved in and actively concerned about research in the study of European integration As European differentiation is multifaceted and involves a wide range of actors and policies it will be of further interest to those working on countries and or in policy areas where differentiation is an increasingly relevant feature The Introduction and chapters 13 21 30 and 35 of this book is available for free in PDF format as Open Access from the individual product page at www.routledge.com It has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license

Limitations of National Sovereignty through European Integration Rainer Arnold, 2016-02-25 The book considers the changes which national sovereignty has undergone through the supranational European integration In various contributions by renowned academics and high judges demonstrate the serious impacts of supranationality on the EU member states and even on third countries which are connected with the EU by international treaties It becomes clear that primacy of EU law the most significant expression of supra nationality collides with national sovereignty as anchored in the national constitutions The studies clearly show that most member states do not fully deny EU law primacy but are aware of the need to find an adequate balance between the supranational and the national orders The result from the analyses of the authors from various European countries is that the upcoming constitutional paradigm is constitutional identity a concept established by jurisprudence in Germany France Czech Republic without being named so and debated also in Poland which herself denies supranational impact on the national Constitution entirely Studies on selected EU member states clarify the specific national approaches towards the limitations of their sovereignty as developed by the constitutional jurisprudence Poland Czech Republic Hungary Romania Italy Germany with comparative references to United Kingdom and France It is illuminated that traditionally strong sovereignty concepts UK France are considerably relativized and functionally opened towards the integration challenges Basic issues are furthermore reflected such as the supranational impact on the State's power to reform its Constitution the relation of national and constitutional identity and the national and supranational perspectives of identity The book also includes Europe beyond the EU by research on the supranational character of association treaties from a Ukrainian perspective and on the Europeanization of a third country preparing EU membership Albania

Equal Citizenship and Its Limits in EU Law Päivi Johanna Neuvonen, 2016-04-21 The research monograph *Equal Citizenship and Its Limits in EU Law* We the Burden is a critical study of the scope of EU citizenship as an equal status of all Member State nationals The book re conceptualises the relationship between the status of EU citizenship and EU citizens fundamental right to equal treatment by asking what indicates the presence of agency in EU law A thorough analysis of the case law is used to support the argument

that the present view of active citizenship in EU law fails to explain how EU citizens should be treated in relation to one another and what counts as related for the purposes of equal treatment in a transnational context In addressing these questions the book responds to the increasing need to find a more substantive theory of justice for the European Union The book suggests that a more balanced view of agency in the case of EU citizens can be based on the inherent connection between citizens agency and their subjectivity This analysis provides an integrated philosophical account of transnational equality by showing that a new source of meaningful relationships for the purposes of equal treatment arises from recognizing and treating EU citizens as full subjects of EU law and European integration The book makes a significant contribution to the existing scholarship on EU law first by demonstrating that the undefined nature of EU citizenship is fundamentally a question about transnational justice and not just about individual rights and secondly by introducing a framework within which the current normative indeterminacy of EU citizenship can be overcome The Internal Market and the Future of European Integration Fabian Amtenbrink, Gareth Davies, Dimitry Kochenov, Justin Lindeboom, 2019-04-18 A definitive reassessment of the constitutional economic institutional and judicial dimensions of the EU internal market including Brexit **Oxford Principles of European Union Law** Robert Schütze, Takis Tridimas, 2018 Provides an analysis of the constitutional principles governing the European Union It covers the history of the EU the constitutional foundations the institutional framework legislative and executive governance judicial protection and external relations Publisher's website *The Outer Limits of European Union Law* Catherine Barnard, Okeoghene Odudu, 2009-03-05 A commonly expressed view is that the citizens and the Member States are destined to be overcome by the European Union There is a sense that the Union of today is not what was intended to be created or acceded to by the Member States or its citizens The Outer Limits of European Union Law brings together a diverse group of legal scholars to consider aspects of EU substantive constitutional and procedural law in a manner highlighting the many senses in which the European Union is or can be limited and so demonstrating that the fear of being overcome is largely a false fear By exploring the mechanisms and devices used to limit the European Union the contributors also reveal not only the strengths of the various limits but also and more crucially the weakness of the limits thereby demonstrating that the prospect of being overcome may be a genuine risk to be guarded against By considering general themes eg legitimacy and core subject areas eg policing free movement of goods remedies the book reveals the various techniques used by the Court of Justice Community institutions and Member States to define and modify the outer limits of the European Union and European Union Law **National Constitutions and EU Integration** Stefan Griller, Lina Papadopoulou, Roman Puff, 2022-08-25 Do individual constitutions and the legal cultures underlying them pose an obstacle to future EU integration This ambitious collection brings together reports from all the European Member States systematically setting out their individual constitutional guarantees In doing so it tracks possible roadblocks to the future evolution of European integration Written by recognised authorities in each Member State it offers an authoritative

and rigorous overview of the European Union's constitutional landscape. Its single structure approach allows for comparison while maintaining consistency. It will become the standard reference work for academics, students, and practitioners in the field of European Union law and integration. *The Question of Competence in the European Union* Loïc Azoulay, 2014-02-20

The classic debate surrounding the prolific role of the European Union in defining spheres of competence and power relationships has long divided scholarly opinion. However, in recent years, the long-standing acquiescence to the broad powers of the Union has given way to the emerging perception of a competence problem in Europe. For a long period, it was taken for granted that the European Community could act whenever its action was justified on the basis of the widely interpreted objectives of the Treaties. However, this context has since changed. There is a widespread perception of a competence problem in Europe, and the overabundance of provisions limiting the Union's competences is one of the most obvious marks left by the Lisbon Treaty. This book discusses the extent to which the parameters of power throughout the Union and its Member States have been recast by the recent implementation of the Lisbon Treaty and doctrines developed by the European Court of Justice. Comprised of contributions from a vast array of leading practitioners and academics in the field of EU Law, this volume assesses the debate surrounding the political identity of the European Union and further illustrates the relevance of the Federal theory of sharing competences for the development of EU Law. Finally, the question of new potential limits to the Union's competence is addressed. If anything, this broad reflection on the notion of competence in the EU law context is a way of opening up the question of the nature and contours of the political identity of the European Union. **European Union Law** Robert Schütze, 2021

A comprehensive and critical textbook. Schütze's *European Union Law* uses a distinctive three-part structure to examine the constitutional foundations, legal powers, and substantive law of the European Union. Written in a uniquely engaging style and full of illuminating analyses, this book provides a thorough and modern guide to the study of the European law. Visual and pedagogical support is offered by the book's numerous diagrams and tables that clarify key concepts and processes, and a practical appendix helps students to find and read primary and secondary legal sources. This third edition includes an updated dedicated chapter on the past, present, and future of Brexit. Digital formats and resources: The third edition is available for students and institutions to purchase in a variety of formats. The e-book offers a mobile experience and convenient access along with functionality tools, navigation features, and links that offer extra learning support. www.oxfordtextbooks.co.uk/ebooks *Elgar Encyclopedia of European Union Public Policy* Paolo R. Graziano, Jale Tosun, 2022-12-13

A holistic and extensive exploration of both the dynamic and incremental changes in EU public policy and the decision processes surrounding them. This *Elgar Encyclopedia* is the definitive reference work in the field of EU public policy. *The Law of the European Union and the European Communities* Pieter Jan Kuijper, Fabian Amtenbrink, Deirdre Curtin, Bruno De Witte, Alison McDonnell, 2018-09-28

The *Law of the European Union* is a complete reference work on all aspects of the law of the European Union, including the institutional framework, the Internal Market, Economic and Monetary

Union and external policy and action Completely revised and updated with many newly written chapters this fifth edition of the most thorough resource in its field provides the most comprehensive and systematic account available of the law of the European Union EU Written by a new team of experts in their respective areas of European law its coverage incorporates and embraces many current controversial and emerging issues and provides detailed attention to historical development and legislative history of EU law Topics that are constantly debated in European legal analysis and practice are touched on in ways that are both fundamental and enlightening including the following powers and functions of the EU law institutions and relationship among them the principles of equality loyalty subsidiarity and proportionality free movement of persons goods services and capital mechanisms of constitutional change treaty revisions accession treaties withdrawal agreements budgetary principles and procedures State aid rules effect of Union law in national legal systems coexistence of EU European Convention of Human Rights ECHR and national fundamental rights law migration and asylum law liability of Member States for damage suffered by individuals competition law cartels abuse of dominant position merger control social policy equal pay and equal treatment environmental policy consumer protection public health cultural policy education and tourism nature of EU citizenship its acquisition and loss and law and policy of the EU s external relations The fifth edition embraces many new ongoing and emerging European legal issues As in the previous editions the presentation is notable for its attention to how the law relates to economic and political realities and how the various policy areas interact with each other and with the institutional framework The many practitioners and scholars who have relied on the predecessors of this definitive work for years will welcome this extensively revised and updated edition Those coming to the field for the first time will instantly recognize that they are in the presence of a masterwork that can always be turned to with profit and that helps in understanding the rationale underlying any EU law provision or principle

The European Union as Guardian of Internet Privacy Hielke Hijmans, 2016-09-06 This book examines the role of the EU in ensuring privacy and data protection on the internet It describes and demonstrates the importance of privacy and data protection for our democracies and how the enjoyment of these rights is challenged by particularly big data and mass surveillance The book takes the perspective of the EU mandate under Article 16 TFEU It analyses the contributions of the specific actors and roles within the EU framework the judiciary the EU legislator the independent supervisory authorities the cooperation mechanisms of these authorities as well as the EU as actor in the external domain Article 16 TFEU enables the Court of the Justice of the EU to play its role as constitutional court and to set high standards for fundamental rights protection It obliges the European Parliament and the Council to lay down legislation that encompasses all processing of personal data It confirms control by independent supervisory authorities as an essential element of data protection and it gives the EU a strong mandate to act in the global arena The analysis shows that EU powers can be successfully used in a legitimate and effective manner and that this subject could be a success story for the EU in times of widespread euroskepsis It demonstrates that the Member States remain

important players in ensuring privacy and data protection In order to be a success story the key stakeholders should be prepared to go the extra mile so it is argued in the book The book is based on academic research for which the author received a double doctorate at the University of Amsterdam and the Vrije Universiteit Brussels It builds on a long inside experience within the European institutions as well as within the community of data protection and data protection authorities It is a must read in a time where the setting of EU privacy and data protection is changing dramatically not only as a result of the rapidly evolving information society but also because of important legal developments such as the entry into force of the General Data Protection Regulation This book will appeal to all those who are in some way involved in making this regulation work It will also appeal to people interested in the institutional framework of the European Union and in the role of the Union of promoting fundamental rights also in the wider world **Market Supervision in the European Union**

Pieter van Cleynenbreugel, 2014-09-25 In *Market Supervision in the European Union* Pieter Van Cleynenbreugel compares and reconstructs the emergence of divergently structured supranational market supervision mechanisms in six different sectors of EU regulation competition financial services chemicals consumer law electronic communications and energy EU market supervision developments have been plentiful over the past decade but have so far mainly been studied in their own sector specific context On the basis of an innovative cross sector investigation Pieter Van Cleynenbreugel identifies and conceptualises common or converging EU constitutional benchmarks underlying those sector specific administrative design developments Those benchmarks better allow to conceptualise predict and restrain future EU integrated administration structures and initiatives in those and other fields of European Union law *European Union Law* Catherine Barnard, Steve Peers, 2023 Edited by Catherine Barnard and Steve Peers *European Union Law* draws together a range of perspectives from experienced academics teachers and practitioners to provide a comprehensive introduction Each chapter has been written and updated by an expert in the field to provide students with access to a broad range of ideas while offering a solid foundation in the institutional and substantive law of the EU Written by experts designed for students every chapter ensures a balance of accessible explanation and critical detail Case studies are included throughout the book to enable students to understand the context and implications of EU law as well as helping to familiarize them with some of the most significant case law in the area Quotations and examples from key legislation and academic sources are also included to help develop a well rounded understanding while further reading suggestions for each chapter act as a springboard for further study and assessment preparation This text provides a fresh and modern guide to EU law and is an ideal entry point for students new to the subject as well as those looking to develop their understanding Digital formats and resources The fourth edition is available for students and institutions to purchase in a variety of formats The e book offers a mobile experience and convenient access along with functionality tools navigation features and links that offer extra learning support www.oxfordtextbooks.co.uk/ebooks **A Companion to European Union Law and International Law** Dennis Patterson, Anna

Södersten,2016-03-16 Featuring contributions from renowned scholars A Companion to European Union Law and International Law presents a comprehensive and authoritative collection of essays that addresses all of the most important topics on European Union and international law Integrates the fields of European Union law and international law revealing both the similarities and differences Features contributions from renowned scholars in the fields of EU law and international law Covers a broad range of topical issues including trade institutional decision making the European Court of Justice democracy human rights criminal law the EMU and many others Research Handbook on European Union Citizenship Law and Policy Kostakopoulou, Dora,Thym, Daniel,2022-03-17 This Research Handbook provides a panoramic guide to the study and research of EU citizenship and its development within a challenging environment characterised by restrictive access to social benefits Brexit Euroscepticism and Covid 19 It combines theoretical perspectives with analyses of both the existing and future rights duties and social protection that EU citizens ought to enjoy in a democratic and principled European Union

The Eclipse of the Legality Principle in the European Union Leonard F. M. Besselink,Frans Pennings,Sacha Prechal,2011-01-01 Legality is a traditional normative concept to regulate the relationship between those in power and those subjected to that power The principle of legality protects the citizen against the arbitrary use of power or more precisely it demands a legal basis which itself must be of a certain standard to legitimize State action Is legality under siege in Europe The authors contributing to this provocative and important book answer this question in the affirmative Twenty one outstanding European legal scholars expose a spectrum of ways in which the traditional legality principle is under pressure because of the creation of new legal orders including that of the EU and the interaction between these new orders and that of the State combined with such factors as expertise driven governance difficulties of international organizations to meet their objectives due to a lack of adequate powers and lack of parliamentary control The question of whether the main functions of legality legitimating attributing and regulating the exercise of public authority are still fulfilled in the context of the overlapping interacting and mutually dependent legal orders of the EU the ECHR and the Member States is at the background of all the essays in this volume Recognizing that legality if it is to survive demands rigorous reconsideration of its scope and application the authors interrogate not only such fundamental democratic issues as who has legitimate power to perform legislative acts and through these to exercise of public power over citizens but also such urgent European problems as the following the use of the precautionary principle in EU decision making the scope of the principle that the exercise of public authority must rest on an act of Parliament the extent to which the EU can provide a legal basis for action of Member State authorities in the absence of such a basis within Member State legal orders the constitutional position of independent regulators the requirements that ECJ and ECHR case law impose on the exercise of public authority whether legislative results are coherent in the sensitive area of equal treatment transparency legal certainty enforceability and implementation of EC Directives in the field of workers involvement new instruments as the Open Method of Coordination and the

involvement of social partners in decision making the de facto harmonization of national criminal justice systems and the prominent role of the EU in the field of data protection There can be little doubt that the issue of legality and to whom it applies in a world in which the role of the modern State is changing profoundly is a crucial one It is highly important in the context of the ongoing discussion on the meaning of democracy and citizenship This volume with its clear message that reconsidering legality demands taking serious issue with the uncertainty engendered by the processes of globalization will resonate profoundly among practitioners and policymakers in this time of momentous change

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