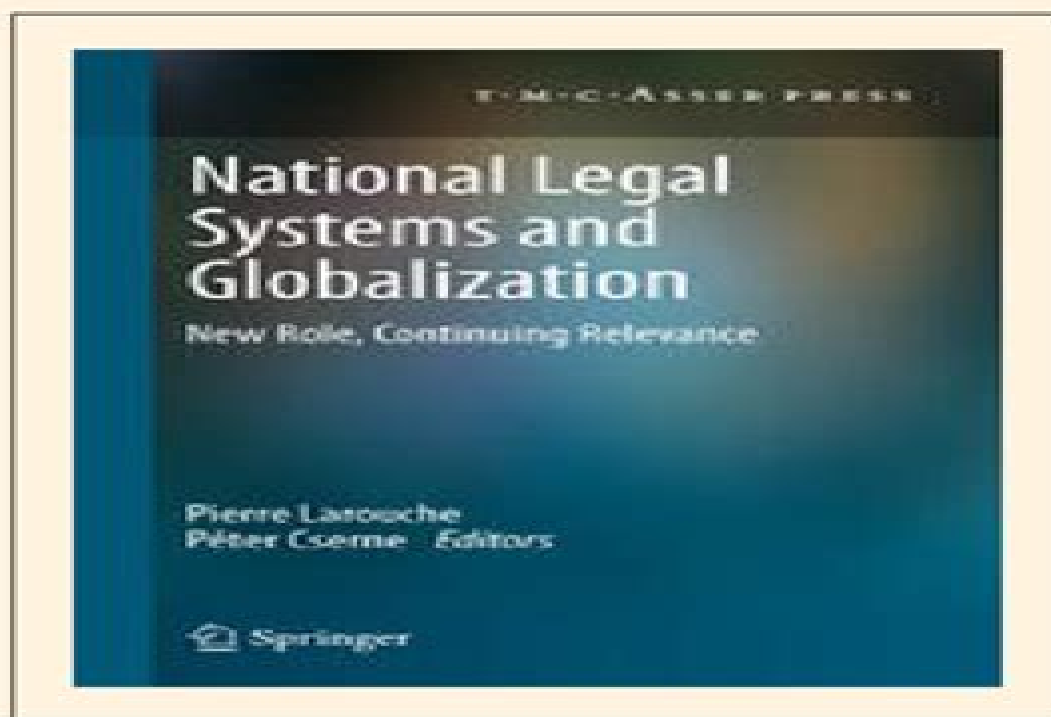


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(Ebook) National Legal Systems and Globalization:
New Role, Continuing Relevance by Pierre Larouche,
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National Legal Systems And Globalization New Role Continuing Relevance

Zvonimir Slakoper, Ivan Tot



National Legal Systems And Globalization New Role Continuing Relevance:

National Legal Systems and Globalization Pierre Larouche, Péter Cserne, 2012-11-27 This book presents the results of research project financed by the Hague Institute for the Internationalization of Law HiiL and carried out at the Tilburg Law and Economics Center TILEC of Tilburg University The project team shows that globalization instead of threatening national legal systems put them in a new role and gives them continuing relevance First of all once one takes a more functional view of the law based on law and economics and comparative law literature harmonization or unification of national legal systems is no longer a foregone conclusion Secondly fundamental constitutional principles continue to bear in the era of multi level and transnational governance they become governance principles divorced from specific institutional settings Finally looking beyond regulatory competition and comparative law legal emulation provides a rich and fruitful model to explain the interplay between legal systems This book explores these three themes both at a theoretical level and in the light of specific examples

Coherence in EU Competition Law Wolf Sauter, 2016 An examination of how competition law maintains its coherence this volume charts the historical development of the EU competition regime and its path to decentralized enforcement as well as studying the coherence of the regime s goals boundaries rules and exceptions

Central European Judges Under the European Influence Michal Bobek, 2015-11-19 The onset of the 2004 EU enlargement witnessed a number of predictions being made about the approaches capacity and ability of Central European judges who were soon to join the Union Optimistic voices foreshadowing the deep transformative power that Europe was bound to exercise with respect to the judicial mentality and practice in the new Member States were intertwined with gloomy pictures of post Communist limited formalism and mechanical jurisprudence that could not be reformed which were likely to undermine the very foundations of mutual trust and recognition the judicial system of the Union is built upon Ten years later this volume revisits these predictions and critically assesses the evolution of Central European judicial mentality institutions and constitutionality under the influence of the EU membership Comparatively evaluating the situation in a number of Central European Member States in their socio legal contexts notably Poland the Czech Republic Slovakia Hungary Slovenia Bulgaria and Romania the volume offers unique insights into the process of non Europeanisation of national legal systems and cultures

The Oxford Handbook of Institutions of International Economic Governance and Market Regulation

Brousseau/Glachant/S, 2023-07-11 His handbook is currently in development with individual articles publishing online in advance of print publication At this time we cannot add information about unpublished articles in this handbook however the table of contents will continue to grow as additional articles pass through the review process and are added to the site Please note that the online publication date for this handbook is the date that the first article in the title was published online

"The" Mind in the World Sudhir Kakar, 2024 *The Oxford Handbook of Comparative Administrative Law* Peter Cane, Herwig Hofmann, Eric C. Ip, Eric Chi Yeung Ip, Peter L. Lindseth, 2021 In this Handbook distinguished experts in the

field of administrative law discuss a wide range of issues from a comparative perspective The book covers the historical beginnings of comparative administrative law scholarship and discusses important methodological issues and basic concepts such as administrative power and accountability

Public Services in EU Law Wolf Sauter, 2014-11-27 Comprehensive analysis showing that utilities and welfare services are important building blocks for the EU social market economy

The Law of Obligations in Central and Southeast Europe Zvonimir Slakoper, Ivan Tot, 2021-08-16 The Law of Obligations in Central and Southeast Europe examines the new codifications reforms and other recent developments in Central and Southeast Europe which have significantly modernized the law of obligations in the last two decades focusing particularly on the legal systems of Poland Czech Republic Slovak Republic Hungary Slovenia Croatia Serbia and Turkey With chapters authored by prominent academics and promising young legal scholars this book discusses the results of the modernizations and describes the legislative reforms of the law of obligations that are underway or are discussed and advocated for in the countries of Central and Southeast Europe Divergences of the new civil codes and other legislative acts from earlier legal solutions are identified and the rationale behind these departures is analysed as well as the introduction of the new legal institutes in the law of obligations in these parts of the world The Introduction provides a concise country by country overview of the recodification modernization and reform of the law of obligations in Central and Southeast Europe In Part I chapters discuss the process of recodification in the Slovak Republic Czech Republic Poland and Hungary with focus on the main novelties in their contract and tort law The chapters in Part II then discuss several more specific legal institutes of the law of obligations and other recent developments and contemporary challenges to the law of obligations in the Czech Republic Slovenia Croatia Serbia and Turkey This book is of interest to legal scholars in the field of private law as well as to students practitioners members of law reform bodies and civil servants in Central and Southeast Europe and beyond

AI for Everyone: benefitting from and building trust in the technology Jiro Kokuryo, Toby Walsh, Catharina Maracke, 2020-01-28 If governed adequately AI artificial intelligence has the potential to benefit humankind enormously However if mismanaged it also has the potential to harm humanity catastrophically The title of this book reflects the belief that access to the benefits of AI awareness about the nature of the technology governance of the technology and its development process with a focus on responsible development should be transparent open understood by and accessible to all people regardless of their geographic generational economic cultural and or other social background The book is the result of a discussion series organized by the Association of Pacific Rim Universities APRU which was financially supported by Google

China's Insolvency Law and Interregional Cooperation Xinyi Gong, 2017-11-20 As a result of resumption of sovereignty over Hong Kong and Macao as well as the uncertain relationship between the Mainland and Taiwan China has become a country composed of peculiar political compounds resulting in four independent jurisdictions This makes inter regional legal cooperation a complicated yet compelling topic Divided into five parts this book considers possible solutions to problems in

China's inter regional cross border insolvency cooperation These solutions are developed on the basis of two groups of comparative studies including comparison among the cross border insolvency systems of the four independent jurisdictions in China and comparison between EU Insolvency Regulation and the UNCITRAL Model Law The author discusses the advantages and disadvantages of the two systems and presents original recommendations for the way forward The book will be a valuable resource for academics and policy makers in insolvency law Asian law and comparative law **Freedom of**

Contract and Paternalism P. Cserne, 2012-12-23 A theoretical discussion and internal critique of mainstream law and economics scholarship especially as it approaches the issue of paternalism Cserne discusses how and to what extent economic analysis can explain and or justify the limitations on freedom of contract with special emphasis on paternalism

International cooperation of competition authorities in Europe Mateusz Błachucki, 2021-07-31 Nak adem Wydawnictwa Instytutu Nauk Prawnych PAN ukaza a si 2 edycja poprawiana i uzupe niona monografi pt International Cooperation of Competition Authorities in Europe From Bilateral Agreements to Transgovernmental Networks pod redakcj Mateusza B łachuckiego Monografia zbiorowa po wi cona jest wsp pracy mi dzynarodowej krajowych organ w ds konkurencji NCA pa stw cz onkowskich UE Zosta y w niej om wione przyk ady wsp pracy dwustronnej mi dzy w a ciwymi organami krajowymi z Niemiec i Austrii lub Czech i S owacji wsp pracy regionalnej mi dzy nordyckimi w a ciwymi organami krajowymi oraz wsp pracy w ramach sieci kontynentalnej ze szczeg lnym uwzgl dnieniem zmian wprowadzonych Dyrektyw ECN Ksi ka zawiera r wnie analizy krajowych do wiadcz we wsp pracy mi dzynarodowej W ochy S owacja i Hiszpania Om wione zosta y tak e kwestie niezale no ci krajowych organ w ds konkurencji podstawowych praw przedsi biorstw nadzoru nad wsp prac mi dzynarodow krajowych organ w ds konkurencji Autorzy s zaanga owani w mi dzynarodow wsp prac w a ciwych organ w krajowych ds konkurencji pe ni c m in funkcje urz dnik w prowadz cych post powanie cz onk w mi dzynarodowych sieci organ w ochrony konkurencji doradc w pozarz dowych ds sieci naukowc w doradzaj cych sieciom i krajowym organom ochrony konkurencji prawnych przedstawicieli przedsi biorstw zaanga owanych w te post powania lub cz onk w innych instytucji zaanga owanych w ten proces Druga edycja monografii zawiera wszystkie opublikowane wcze niej artyku y kt re zosta y zaktualizowane i poprawione przez autor w ponadto zawiera jeden dodatkowy artyku autorstwa Margaridy Rosado da Fonseca dotycz cy portugalskiego prawa antymonopolowego Publikacja wydana w modelu OA pod patronatem Urz du Ochrony Konkurencji i Konsumenta b d ca efektem realizacji grantu NCN UMO 2016 23 B HS5 03605 Ponadnarodowe sieci organ w administracji publicznej i ich wp yw na krajowy porz dek prawny na przyk adzie sieci organ w ochrony konkurencji przyznanego dr hab Mateuszowi B łachuckiemu prof INP PAN jest dost pna w repozytorium e Biblioteka Prawnicza

Secured Credit in Europe Teemu Juutilainen, 2018-03-22 Winner of the 2016 2018 KG Idman Prize This monograph seeks the optimal way to promote compatibility between systems of proprietary security rights in Europe focusing on security rights over tangible movables and receivables Based on comparative research it proposes how best to tackle cross border

problems impeding trade and finance notably uncertainty of enforceability and unexpected loss of security rights It offers an extensive analysis of the academic literature of more recent years that has appeared in English German the Scandinavian languages and Finnish The author organises the concrete means of promoting compatibility into a centralised substantive approach a centralised conflicts approach a local conflicts approach and a local substantive approach The centralised approaches develop EU law and the local approaches Member State laws The substantive approaches unify or harmonise substantive law while the conflicts approaches rely on private international law The author proposes determining the optimal way to promote compatibility by objective based division of labour between the four approaches The objectives developed for that purpose are derived from the economic functions of security rights the conditions for legal evolution and a transnational conception of justice This book is an important contribution to the future of secured transactions law in Europe and more widely It will be of interest to academics policymakers and legal practitioners involved in this field **European**

Integration, Processes of Change and the National Experience S. Börner, M. Eigmüller, 2015-06-02 In order to better understand processes of European integration this book offers a new perspective that compares past experiences of change to current transitional moments at the European level It addresses key questions about European society EU integration and social change to reveal the social construction of emergent polities and societies **Representative Democracy in Flux**

Martin Belov, 2025-05-30 This book delves into the core of representative democracy in order to explain its main features institutional and imaginary and to show the reasons for its increasing dysfunctionality The collection explores the constitutional imaginaries of representation It outlines the main factors influencing the failures of representative democracy in an age of constitutional crisis and transition being gradually deconstructed via tendencies toward authoritarianism and technocracy Special attention is devoted to the impact of the politics of fear on representative democracy The analysis shows the main challenges stemming from national international transnational and supranational technocracy produced by the increased role of administration agencies and courts It exposes representative democracy as a composite phenomenon stretched between reason and emotions and between the constitutional past present and future The volume will be of interest to researchers academics and policymakers working in the areas of constitutional law and politics comparative constitutional law administrative law human rights law and theory and philosophy of law An Economic Analysis of Public Law George

Dellis, 2021-03-26 This original and insightful book considers the ways in which public law which emphasises legality the Demos and economics a science oriented towards the markets the Agora intertwine Throughout George Dellis argues that the concepts of legality and efficiency should not be perceived separately **International Cooperation, Competition**

Authorities and Transnational Networks Mateusz Błachucki, 2023-11-30 This book presents a comprehensive study of the emergence functioning and evolution of international cooperation among competition authorities It presents an in depth look at network cooperation taking place within international organisations as well as networks based on binding international

agreements and various informal networks among others It further identifies and analyses the forms of international cooperation among national competition authorities NCAs that are taking place within transnational competition networks The book classifies these forms of cooperation by grouping them into three stages soft developed and enhanced cooperation discussing each in detail It thus reflects the evolution of the international cooperation process and provides insights as to its possible development This work will be of interest to researchers academics and advanced students in the fields of competition law public administration international relations and those interested in international competition law and its contribution to global public governance

Capacity Mechanisms in EU Energy Law Kaisa Huhta, 2019-07-17 Many states including European Union EU Member States subsidise energy producers in order to guarantee the uninterrupted availability of affordable electricity This book presents the first in depth examination of how these so called capacity mechanisms are addressed in EU law and how they affect the functioning of the EU energy markets Focusing on the existing legal framework as well as the new provisions of the Clean Energy for All Europeans package for capacity mechanisms the author addresses and analyses such aspects as the following the structure and functioning of the EU electricity markets EU s competence to address security of supply and Member States margin of discretion sector specific rules for security of supply legal conditions for subsidising generation adequacy capacity remuneration under the EU State aid regime free movement rules that address generation adequacy measures balancing different interests of EU energy law in the context of generation adequacy and the requirement of proportionality in State intervention to ensure generation adequacy The analysis draws on relevant sources of EU law treaties regulations and directives as well as the case law of the European Court of Justice and the General Court together with soft law instruments such as Commission guidelines Scholarly sources include not only legal literature but also work on energy policy energy engineering and energy economics As a detailed analysis of how capacity mechanisms address issues arising in the context of the energy transition and how the system of EU law applicable to capacity mechanisms should be interpreted to further the objectives of EU energy law the book will help policymakers and legislators in Member States to understand the changing legal setting for capacity mechanisms Lawyers academics and other professionals who deal with EU electricity markets in the EU and beyond are sure to welcome its detailed description and analysis

The Constitutionalization of European Budgetary Constraints Maurice Adams, Federico Fabbrini, Pierre Larouche, 2014-12-01 The recently enacted Treaty on the Stability Coordination and Governance of the Economic and Monetary Union generally referred to as the Fiscal Compact has introduced a golden rule which is a detailed obligation that government budgets be balanced Moreover it required the 25 members of the EU which signed the Treaty in March 2012 to incorporate this golden rule within their national Constitutions This requirement represents a major and unprecedented development raising formidable challenges to the nature and legitimacy of national Constitutions as well as to the future of the European integration project This book analyses the new constitutional architecture of the European Economic and

Monetary Union EMU examines in a comparative perspective the constitutionalization of budgetary rules in the legal systems of the Member States and discusses the implications of these constitutional changes for the future of democracy and integration in the EU By combining insights from law and economics comparative institutional analysis and legal theory the book offers a comprehensive survey of the constitutional incorporation of new fiscal and budgetary rules across Europe and a systematic normative discussion of the legitimacy issues at play It thus contributes to a better understanding of the Euro crisis of the future of the EU and the reforms needed towards a deeper and genuine EMU

Women on Boards in China and India Alice de Jonge, 2022-05-09 This book provides an in depth comparative exploration of gender diversity in corporate leadership roles in China and India Set in the context of changing corporate governance norms it utilises both quantitative and qualitative research methods to understand the key determinants of gender disparity It identifies global national and enterprise level factors shaping gender diversity in the corporate boardroom and measures their economic political and socio cultural impacts on two of the world s largest economies The book draws upon narratives of women leaders to bridge the gap between theory and data examining possible solutions to achieve gender parity in organisational hierarchies Topical and detailed this book will be an essential read for scholars practitioners and researchers of gender studies corporate governance business studies human resource management public policy social anthropology and Asian studies

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