



# Constitutional Problems of the European Union

Trevor Hartley

B L O O M S B U R Y

# Constitutional Problems Of The European Union Hardcover

**Menelaos Markakis**



## **Constitutional Problems Of The European Union Hardcover:**

The Constitution of the European Union Ulrich Haltern, 2025-01-23 This book provides a contextual analysis of the constitution of the European Union which unlike most constitutions does not belong to a state Rather the EU is an international organisation that has moved beyond the features of international law into a terrain very close to the municipal law of federal states Many features we take for granted in nation states are non existent or contested in the Union There is no European Union constitutional text in the proper sense the Constitutional Treaty signed by the Member States in 2004 failed spectacularly in the process of popular ratification The Union s founding texts were international treaties international law not constitutional law And yet over time legal doctrine put into place by the European Court of Justice in Luxembourg has led to constitutional attributes of Union law and political practice led by the Commission has mirrored these attributes complementing a de facto constitutionalist environment As a consequence we have seen a steady re ordering of the functional boundaries of the Member States followed by a nascent re ordering of the imagined boundaries of political community and self All of this is constitutionalism writ large legal doctrines institutional arrangements political practices and their implications for legitimacy democracy and political self imagination and together they form the subject of this fascinating book

*Law and Governance in an Enlarged European Union* George A. Bermann, Katharina Pistor, 2004-11-10 This book s principal aim is to critically address the institutional and substantive legal issues resulting from European enlargement chiefly those relating to the legal foundations on which the enlarged Union is being built The accession of new Member States creates the potential for a stronger and more powerful Europe Realising this potential however will depend on the ability of the EU to develop functional and effective governance structures both at the European level and at the level of the individual Member States While the *acquis communautaire* will ensure that formal laws in the new Member States will be aligned with those of existing members the question remains as to how effective institutions will be in implementing changes and what effects the imposed changes will have on the legitimacy of the new legal framework This book containing the work of leading scholars in law and social sciences examines the current and future legal framework for EU governance and the role that new members will or will not play in the creation of that framework paying particular attention to the specific challenges membership in the EU poses to the acceding states of Central and Eastern Europe It is a book which will contribute to and influence debates over constitutionalism and legal harmonisation in the EU

Highs and Lows of European Integration Luisa Antonioli, Luigi Bonatti, Carlo Ruzza, 2018-09-03 In light of Europe s prolonged state of crisis this book reassesses the challenges and prospects of the European integration process Scholars from diverse disciplines reflect on various types of integration by analyzing political economic and sociological variables while also taking legal and cultural constraints into account Readers will learn about the dilemmas and challenges of the European transformation process as well as political reforms to overcome these challenges The book is divided into four parts the first of which discusses the

external dimension of the European Union including a review of development aid policies and EU foreign policy In turn the second part focuses on institutional change and asymmetrical integration in the EU The third part is devoted to the rise of populism and nationalism including an analysis of the role of civil society organizations in the Brexit In closing the last part highlights the crisis of the Euro as a symbol of European integration and the emerging social and economic divide between countries of the North and South EU Law of Economic & Monetary Union Fabian Amtenbrink, Christoph

Herrmann, 2020-05-21 Presenting a sweeping analysis of the legal foundations institutions and substantive legal issues in EU monetary integration The EU Law of Economic and Monetary Union serves as an authoritative reference on the legal framework of European economic and monetary union The book opens by setting out the broader contexts for the European project historical economic political and regarding the international framework It goes on to examine the constitutional architecture of EMU the main institutions and their legal powers the core legal provisions of monetary and economic union and the relationship of EMU with EU financial market and banking regulation The concluding section analyses the current EMU crisis and the main avenues of future reform Accountability in the Economic and Monetary Union Menelaos

Markakis, 2020-04-02 Following the financial and public debt crisis the EU's Economic and Monetary Union EMU has been under intense political scrutiny The measures adopted in response to the crisis have granted additional powers to the EU and national authorities the exercise of which can have massive implications for the economies of the Member States financial institutions and of course citizens The following questions arise how can we hold accountable those institutions that are exercising power at the national and EU level What is the appropriate level type and degree of accountability and transparency that should be involved in the development of the EU's governance structures in the areas of fiscal and economic governance and the Banking Union What is the role of parliaments and courts in holding those institutions accountable for the exercise of their duties Is the revised EMU framework democratically legitimate How can we bridge the gap between the citizens and the institutions that represent them and those institutions that are making these important decisions in the field of economic and monetary policy This book principally examines the mechanisms for political and legal accountability in the EMU and the Banking Union It examines the implications that the reforms of EU economic governance have had for the locus and strength of executive power in the Union as well as the role of parliaments and other political fora and courts in holding the institutions acting in this area accountable for the exercise of their tasks It further sets out several proposals regarding transparency accountability and legitimacy in the EMU **Constitutional Problems of the European Union** Trevor C. Hartley, 1999-02-19 This book should be of interest to experts in Community law and those who want to understand the Community **EU Constitutional Law** Allan Rosas, Lorna Armati, 2018-05-17 The third edition of this acclaimed book continues the story of the EU's constitutional journey The EU's constitution composed of myriad legal texts case law and practice is no less of a moving target than before and the pace of change has if anything increased since the

publication of the second edition In a constantly challenging geopolitical context the EU faces unprecedented political economic and cultural trials all of which impact upon the evolution of its constitution In particular the migration crisis has given rise to the need for substantial revision of the chapter dealing with the area of freedom security and justice and the institutional reforms embarked upon in the quest to restore financial order have taken a more structured form following the inception of a European banking union Fully updated to include the ramifications of Brexit the book succeeds where others have struggled in making sense of the EU's complex constitutional order focusing on its essential features but taking into account the profound changes that have taken place over the past 20 years The EU has become much more than an internal economic market Recently it may even be argued that the focus of action has been in areas such as immigration and third country nationals security and defence policy and penal law and procedure and the work towards creating a European banking union underlines the continued need to monitor economic and fiscal policy Eschewing too much detail the authors underline the essential values principles and objectives of the integration regime as well as its basic normative structure and hierarchy In this context the decentralised nature of the EU is highlighted as an integral part of its constitutional make up Recurring themes include European citizenship fundamental rights and the rule of law The book also confronts head on the problems and challenges facing the Union and the gap which is often perceived between lofty ideals and harsh realities The book will be useful to students of EU law and European integration but will also appeal to a broader audience of researchers and practitioners including political scientists

**Maastricht Journal of European and Comparative Law**, 2002

**Global Issues in Constitutional Law** Brian K. Landsberg, Leslie Gielow Jacobs, 2007 Landsberg and Jacobs Global Issues in Constitutional Law is designed to supplement constitutional law classes with international comparative and transnational law issues This volume of West's Global Issues series covers Constitutionalism Judicial review Horizontal and vertical separation of powers Individual rights Equal protection Due process Freedom of speech and religion You can pick and choose among the topics and the selections within the topics inserting them as comparisons or elucidations in core constitutional law courses Carefully drafted note materials and a teacher's manual make the book self contained and allow you introduce international transnational and comparative law issues without additional background reading

*The European Union Constitutional Treaty* Esther Brimmer, 2004 Europeans have long sought to form an ever closer union through the European Union and its predecessors Can a closer union be based on the constitutional treaty signed at the June 2004 summit meeting What will it mean for Americans This volume offers perspectives on these questions as it reviews the process by which the treaty was concluded compares it to the American constitution and discusses the treaty's prospects for passage Contributors include Stefan Fröhlich University of Erlangen Nuremberg Stephen Breyer associate justice U S Supreme Court Robert Cottrell Financial Times Esther Brimmer Center for Transatlantic Relations Günter Burghardt Delegation of the European Commission to the U S and Lamberto Dini senator Republic of Italy

*Tilburg Foreign Law*

*Review*, 2004      **The European Constitution and Its Ratification Crisis** Nina Eschke, 2006      **The Singapore Year Book of International Law**, 2005      *International Law Review*, 2003      **The Difficulties of EU Governance** Stefan Fröhlich, 2004 Fröhlich international politics University of Erlangen Nurnberg Germany provides an account of the EU's institutional evolution and the current reform debate In light of the Convention of the Future of Europe he concludes that the idea of a dramatic overhaul of the EU system of governance is not realistic There is no subject index Annotation 2004 Book News Inc Portland OR booknews.com      **European Union Law for the Twenty-first Century: Constitutional and public law external relations** Takis Tridimas, Nebbia Paolisa, 2004      **The Committee of the Regions and the Implementation and Monitoring of the Principles of Subsidiarity and Proportionality in the Light of the Constitution for Europe** Committee of the Regions, 2004 This study is a Committee of the Regions contribution to the debate on European governance and it provides an overview of the issues and challenges in managing mechanisms for applying and monitoring subsidiarity      Bulletin on Constitutional Case-law, 2016      *The JCMS Annual Review of the European Union in 2007* Ulrich Sedelmeier, Alasdair R. Young, 2008-09-09 The Annual Review produced in association with JCMS The Journal of Common Market Studies covers the key developments in the European Union its member states and acceding and or applicant countries in 2007 It contains key analytical articles on political economic and legal issues in the EU by leading experts together with a keynote article on Russia EU relations by Margot Light and a review article on comparative regionalism by Alberta Sbragia Covers the key developments in the European Union and its Member States in 2007 The Review is the most up to date and authoritative source of information for those engaged in teaching and research or who are simply interested in the European Union Provides guidance on recent important documents and scholarly publications together with a chronology of key events      Parliamentary Debates (Hansard). Great Britain. Parliament. House of Commons, 2008

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