



The Constitution

The Outcomes of the Constitutional Treaty

- Reinforcement of the role of national Parliaments (*e.g.: control of the application of the Principle of Subsidiarity*)
- Consideration of civil society aspects
- Well-balanced institutional system
- Restriction of the right of veto
- Improvements in the areas of freedom, security and justice
- Reinforcement of the role of the Union on the international stage

The European Union Constitutional Treaty A Guide For Americans

Philipp Dann, Michal Rynkowski



The European Union Constitutional Treaty A Guide For Americans:

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 Fr hlich University of Erlangen Nuremberg Stephen Breyer associate justice U S Supreme Court Robert Cottrell Financial Times Esther Brimmer Center for Transatlantic Relations G nter Burghardt Delegation of the European Commission to the U S and Lamberto Dini senator Republic of Italy The Foreign Policy of the European Union Federiga M. Bindi, Irina Angelescu, 2012-06-27 Explores European foreign policy and the degree of European Union success in proposing itself as a valid international actor drawing from the expertise of scholars and practitioners in many disciplines Addresses issues past and present theoretical and practice oriented and country and region specific Provided by publisher **Protecting Democracy** Morton H. Halperin, Mirna Galic, 2005-01-01 Over the past several decades democracy has taken root or been re established in a number of countries with support from other democratic states and private groups While the increase in the number of democracies worldwide has been widely heralded very little has been written on how democracy can be protected and sustained where it has been chosen by the people of a state Coups d etat and the erosion of democratic freedoms and institutions remain the most salient threats to democratic governance around the globe How can democratic states protect themselves and secure more effective international action against such threats Protecting Democracy International Responses is the first comprehensive guide to preventing and responding to threats to coups and erosions in democracies Through case studies and in depth analyses the book provides legal and policy justification for these processes and discusses how they can be made more effective combining the findings of an international task force on threats to democracy with contributions from leading scholars and policymakers Timely and enthralling Protecting Democracy is essential reading for policymakers and academics as well as anyone committed to supporting democracy at home and abroad **The EU and Federalism** Finn Laursen, 2016-03-23 Tracing the evolution of federalist theory and the European Union EU an international line up of distinguished experts debate the pros and cons of treating the EU in a comparative context and ask whether a constitutional equilibrium has been reached in the EU They examine policymaking or modes of governance in the areas of employment health environment security and migration comparing the EU's policies with policies of both international organisations like NATO OECD and federal states such as Canada Japan and South Africa **The Constitutional Dilemma of the European Union** Joakim Nergelius, 2009 This book discusses the future steps in European integration which are to be taken after the likely entry into force of the Lisbon Treaty in 2010 Against the background of the drafting of this new treaty and the constitutional discussion within EU law

during the last decades the book questions whether the Treaty and leading EU law theorists have really grasped and addressed the true future challenges of European integration Instead of always trying to balance supra nationalism and inter governmentality and seeing the EU as less democratic than a nation state at least the doctrine ought to embrace the most characteristic trait of European integration namely supra national decision making and discuss its future potential In the book recent changes in EU constitutional law and constitutional theory are observed Leading EU theorists such as Weiler Majone and Habermas are critically analyzed with a view to their inability to see the EU today for what it really is Finally alternative strategies for the next decades are discussed which may make the EU work more efficiently and at the same time bridge the gap between the Union and its citizens

Central European Constitutional Courts in the Face of EU

Membership Allan F. Tatham, 2013-03-27 Central European Constitutional Courts in the Face of EU Membership explores the enduring German legal influence on other systems of constitutional justice concentrating on the impact of the Federal Constitutional Court's approach to EU integration on its counterparts in Hungary and Poland Such a model aims to protect Germany's constitutional identity or essential core of sovereignty the contents of which are not susceptible to transfer or limitation in the face of the requirements of the Union's constitutional legal order The influence of this model on the two Central European courts has encouraged them to take an active part in negotiating the new multilayered judicial construct of Europe Tatham thus firmly places the Hungarian and Polish constitutional courts within the overall context of the continuing dialogue between national courts and the Court of Justice in the evolution of the European constitutional space

Health Law and the European Union Tamara K. Hervey, Jean V. McHale, 2004-11-04 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 Litigation based on EU law has resulted in a right to receive health care services across national boundaries which may have huge practical implications for national health systems The EU has promulgated legislation regulating clinical research and the marketing of pharmaceuticals patients rights are affected by EU legislation on data protection and product liability the qualifications of health care professionals are legally recognised across the EU and the EU has acted to promote public health 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

The Struggle for the European Constitution Michael O'Neill, 2008-11-28 The European Union EU Constitution was one of the most important developments in the history of the EU aiming to make the EU more transparent relevant and accountable to the citizens of its member states Current anxieties over the pace and direction of EU integration place this comprehensive study at the forefront of the EU governance debate O'Neill goes far beyond a simple account of the EU Constitution focussing also on the response to the current crisis of confidence between the Union and its citizens and how those in power have responded to the challenge Making a substantial contribution to

literature on the EU key discussion points include The political crisis behind the Constitution The power politics at work in the negotiations How the Constitution affects EU policymaking The impact on the citizens of the EU This is essential reading for all those wishing to understand the background to one of the key areas within European Politics Michael O Neill is Jean Monnet Professor in EU Politics at Nottingham Trent University

The Social Construction of Free Trade Francesco Duina, 2013-10-24 This book offers a compelling new interpretation of the proliferation of regional trade agreements RTAs at the end of the twentieth century Challenging the widespread assumption that RTAs should be seen as fundamentally similar economic initiatives to pursue free trade Francesco Duina proposes that the world is reorganizing itself into regions that are highly distinctive and enduring With evidence from Europe North America and South America he challenges our understanding of globalization the nature of markets and the spread of neoliberalism The pursuit of free trade is a profoundly social process and as such a unique endeavor wherever it takes place In an unprecedented comparative analysis the book offers striking evidence of differences in the legal architectures erected to standardize the worldview of market participants and the reaction of key societal organizations interest groups businesses and national administrations to a broader marketplace The author gives special attention to developments in three key areas of economic life women in the workplace the dairy industry and labor rights With its bold and original approach and its impressive range of data *The Social Construction of Free Trade* represents a major advance in the growing fields of economic sociology and comparative regional integration

The Migration of Constitutional Ideas Sujit Choudhry, 2007-01-18 The migration of constitutional ideas across jurisdictions is one of the central features of contemporary constitutional practice The increasing use of comparative jurisprudence in interpreting constitutions is one example of this In this 2007 book leading figures in the study of comparative constitutionalism and comparative constitutional politics from North America Europe and Australia discuss the dynamic processes whereby constitutional systems influence each other They explore basic methodological questions which have thus far received little attention and examine the complex relationship between national and supranational constitutionalism an issue of considerable contemporary interest in Europe The migration of constitutional ideas is discussed from a variety of methodological perspectives comparative law comparative politics and cultural studies of law and contributors draw on case studies from a wide variety of jurisdictions Australia Hungary India South Africa the United Kingdom the United States and Canada

Poland Within the European Union Aleks Szczerbiak, 2012-04-27 This book examines the first five years of Polish EU membership The combination of Poland's potential power as a major and possibly controversial player in both the region and Europe as a whole and the apparent salience of Euroscepticism in domestic electoral politics at the core of the Polish government and party system presented the possibility that Poland would be a new awkward partner in Europe However although Poles may have voted for EU critical parties in large numbers no Eurosceptic backlash has emerged In fact far from being a new awkward partner Poland has tried to portray itself as the new heart of

Europe and it certainly came to be increasingly perceived as such in Brussels and by its European allies. This book focuses on two linked questions. Firstly, what impact has Poland had upon the EU as a new member state? Secondly, how has becoming an EU member impacted upon public attitudes towards the EU and Polish domestic politics, particularly on its party and electoral politics? Szczerbiak provides the first detailed empirical case study of the impact of Poland's EU membership on its politics and of Poland's impact on the EU. The book also makes broader theoretical contributions to our understanding of EU relations with its member states. As a result of the above, this book will be of interest to students and scholars of European Politics, political science and European integration.

Britain and the World since 1945 Alasdair Blair, 2014-07-11. This Seminar Studies title is a succinct study of modern British foreign policy focusing on the period from 1945 to the present day. Since the end of the Second World War, Britain has been engaged in international conflicts from the Suez Crisis to the Gulf War and has actively sought involvement in transnational and global affairs. Starting with a brief overview of the rise and fall of the British Empire and continuing chronologically with detailed chapters covering the second half of the twentieth century and the beginning of the twenty-first, Alasdair Blair discusses the highs and lows of British foreign policy in an accessible yet analytical manner. Dealing with themes such as the issues triggered by decolonisation and the changing relationship between Britain and Europe, this text considers the pivotal moments in modern Britain's engagement with the wider world. Included in this title are supporting materials such as a chronology of important events from 1945, a Who's Who of key government figures and a collection of relevant primary sources. Thorough yet concise, *Britain and the World since 1945* is the ideal resource for students interested in the development of British foreign policy.

Text, Cases and Materials on European Union Law John Tillotson, Nigel Foster, 2003-07-15. First published in 2003, Routledge is an imprint of Taylor & Francis, an informa company.

European Union--the Second Founding Ludger Kühnhardt, 2008. The author is presenting a broadly structured study about the first fifty years of European integration, its geopolitical context and academic reflection. His study is based on the two-fold thesis that since a few years the European Union is going through a process of its Second Founding while simultaneously changing its rationale.

European Union Politics Michelle Cini, Nieves Pérez-Solórzano Borragán, 2016. Presentation de l'auteur. *European Union Politics* is the most complete current issues-led textbook on the European Union. Written by an expert team of contributors, it fully equips students to understand the European Union and the topical debates and issues which surround it. Alongside comprehensive coverage of the history, theory, institutions and policies of the EU, the book features a whole section on contemporary issues and current debates, including democracy and legitimacy in the EU, public opinion, the economic crisis and a brand new chapter on the future of the EU, which is written by a leading expert in the subject. The accessible and wide-ranging nature of this text makes it the ideal starting point for all those wishing to fully understand the workings of this ever-evolving subject. Helpful learning features throughout the text, including key points, questions and examples, support students' learning and the book is fully supported by an extensive Online Resource.

Centre designed to help students take their learning further **Legitimizing the European Union** J. Mather, 2006-10-10

This is a study in EU legitimacy from the perspective of EU citizens Mather argues that legitimacy is empirical legitimacy only exists if people feel that it does and that the EU is a unique and dynamic institution hence legitimating factors are also evolutionary *The Unity of the European Constitution* Philipp Dann, Michal Rynkowski, 2010-05-10 This book collects the

contributions to a conference of a group of young Polish and German public law scholars on the Constitutional Law of the European Union The articles present a multi faceted examination of unity and its realization in the primary and constitutional law of the EU an analysis of EU constitutional structure in the face of diversity and the independence of EU law from

international common law among other topics *European Constitutional Imaginaries* Jan Komárek, 2023 What does it mean to say that the European Union has a constitution theoretically but more importantly practically What sort of possibilities such assertion opens for various actors politicians legal professionals or the general public And what is the role of

constitutional thinkers in establishing constitutional discourse as the dominant way in which European law is or was conceived after 1989 This volume seeks to answer such questions with a special emphasis on the last one European Constitutional Imaginaries are the central focus of the book These are sets of ideas and beliefs that help to motivate and at the same time justify the practice of government and collective self rule established by the constitution written or unwritten

Such imaginaries are as important as institutions and office holders They provide political action with an overarching sense and purpose recognized by those governed as legitimate The book brings together reflections by lawyers philosophers sociologists or political economists who shed light on various constitutional imaginaries of Europe They provide critical

intellectual histories of particular legal approaches to European integration and look behind the language of law to reach deeper insights into the contested history and political economy of Europe They ask us to think about European law differently **European Union Politics** Michelle Borrigan Cini (Nieves Perez-Solorzano), 2025 This edited textbook covers

a broad range of topics being taught in courses on the European Union The 25 chapters are written by experts from around the world and provide extensive coverage of history theories institutions and actors policies and issues and debates

European Union Law and Defence Integration Martin Trybus, 2005-10-05 This monograph examines the legal dimension of European defence integration from the Second World War to the Treaty Establishing a Constitution for Europe It covers the evolution of European defence and security law in its legal historical and political context The notion of defence law describes the entire field of rules created to regulate the defence of a nation or alliance The analysis leads from the earliest mutual defence treaties to the failure of the European Defence Community and the eventual separation of defence from the mainstream of European integration in the 1950s further to the re vitalisation of a European security policy in the Treaties of Maastricht Amsterdam and Nice In the context of this evolutionary process the book examines the function of Community Law as an instrument of European defence integration Community law affects the economic and social aspects of the defence

within the limits of the security exemptions of the EC Treaty It has an impact on the composition of the armed forces the procurement of armaments or the regulation of the defence industries The book concludes with an analysis of the Common Security and Defence Policy of the Constitutional Treaty agreed by the European Council in 2004 The discussion shows that European defence integration is characterised by fragmentation in an area where coherence is particularly important First defence and security are addressed in several organisations the EU the Western European Union NATO the Organisation for Security and Cooperation in Europe and the Organisation for Joint Armaments Cooperation Second defence and security are addressed in both the supranational Community Pillar and the intergovernmental Second Pillar of the Treaty on European Union The new Constitutional Treaty aims to overcome the three Pillar structure of the Union Nevertheless it leaves the intergovernmental character of the security and defence policy intact and introduces flexible frameworks for its mutual defence crisis management and armaments components However the Union needs a coherent defence policy to ensure her security and to speak with one voice on the international scene

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