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The Law And Economics Of The European Union

Nicholas Moussis



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The Law and Economics of the European Union Paul B. Stephan, Francesco Parisi, Ben Depoorter, 2002-12-31

Constitutional Law and Economics of the European Union Dieter Schmidtchen, Robert Cooter, 1997-01-01 Most papers are followed by remarks from two commentators which provide a useful summary of the issues at stake Keith Tribe The Economic Journal With its constitutional law and economics approach to European integration this book is both interesting and useful for academics policymakers and students of the EU Nina Grager Journal of Peace Research The process of European integration is at a crossroads As the Union becomes larger in terms of members the institutional structures and decision making procedures will have to change in order for it to make policy initiatives To meet these challenges the Union will need an effective institutional and constitutional structure which must be both democratic and acceptable to its citizens EU Law and Economics Armin Steinbach, 2024-12-17 The intersection between law and economics is a dynamic field of research Yet European law has so far not been the subject of comprehensive systematic economic analysis Instead issues such as the European debt crisis COVID 19 pandemic and the climate emergency have largely escaped scholarly analysis through the nexus of EU law and economics EU Law and Economics closes this gap providing an overview of the application of economics to the institutional procedural and substantive aspects of European law Drawing on various branches of the economic sciences including rational choice and game theory and institutional and behavioural economics this book goes beyond conventional methods of EU legal scholarship to expand our understanding of EU law and its effects This book devotes attention to EU Treaties and secondary law as well as their adjudicative interpretation while using economic theory to explain their core legal principles such as conferral subsidiarity and mutual recognition Systematic and original this book offers additional descriptive and normative metrics that expand our understanding of the decision making behaviour of EU institutions and member states while opening a new dialogue between two distinct disciplines This is an open access title available under the terms of a CC BY NC ND 4 0 International licence It is free to download from OUP and selected open access locations **The Law and Economics of Enforcing European Consumer Law** Franziska Weber, 2016-03-03 In the internet age the need for effective consumer law enforcement has arguably never been greater This timely book is a comparative law and economic analysis of the changing landscape of EU consumer law enforcement policy EU member states are moving away from purely public or private law enforcement and now appear to be moving towards a more mixed approach not least due to European legislation This book reflects on the need for and creation of efficient enforcement designs It examines the various economic factors according to which the efficiency of different enforcement mechanisms can be assessed Hypothetical case scenarios within package travel and misleading advertising dealing with substantial individual harm and trifling and widespread harm are used to illustrate various consumer law problems Design suggestions on how to optimally mix enforcement mechanisms for these case

scenarios are developed The findings are then used as a benchmark to assess real life situations in countries with different enforcement traditions the Netherlands Sweden and England The book is of value to both researchers and policy makers working in the area of consumer protection Law and Economics in Europe Klaus Mathis,2013-11-11 This anthology illustrates how law and economics is developing in Europe and what opportunities and problems both in general and specific legal fields are associated with this approach within the legal traditions of European countries The first part illuminates the differences in the development and reception of the economic analysis of law in the American Common Law system and in the continental European Civil Law system The second part focuses on the different ways of thinking of lawyers and economists which clash in economic analysis of law The third part is devoted to legal transplants which often accompany the reception of law and economics from the United States Finally the fourth part focuses on the role economic analysis plays in the law of the European Union This anthology with its 14 essays from young European legal scholars is an important milestone in establishing a European law and economics culture and tradition **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 *Access to the European Union* Nicholas Moussis,2015 This 21st edition not only provides a comprehensive overview of European integration but also offers a fresh insight with each revised edition Thanks to its clear and systematic approach this book guides the reader through the maze of European Union policies It throws light upon the European institutions their raison d'être their objectives and their experience and explains EU measures legal provisions and economic programmes **The Consumer Welfare Hypothesis in Law and Economics** Fabrizio Esposito,2022-11-18 The Consumer Welfare Hypothesis in Law and Economics is a compelling account of market relations with firm roots in economic theory and legal practice This incisive book challenges the mainstream view that allocative efficiency is about total welfare maximisation Instead it argues for the consumer welfare hypothesis in which allocating resources efficiently means maximising consumer welfare and demonstrates that legal structures such as antitrust and consumer law are in reality designed and practised with this goal in mind *Access to European Union* Nicolas Moussis,2003 **EU Liability and International Economic Law** Armin Steinbach,2017-06-01 The book provides both a legal and economic assessment of an increasingly important issue for the EU the question of whether individuals can hold the European Union liable for damages they suffer due to its infringement of international economic law However liability regimes vary depending on the issue concerned In international trade law the individual holds a weak position being deprived of both legal remedies to seek annulment and damages This is due to the constant refusal of the direct effect of WTO law By contrast international investment law has been designed in an individualistic manner from the outset states agree reciprocally to grant certain procedural and substantial individual rights which they

invoke to claim damages before international tribunals rather than domestic courts The divergent role of the individual in the respective area of international economic law leads to a different set of research questions related to liability In international trade law the doctrinal exercise of de coupling the notion of direct effect from liability is at the core of establishing liability In international investment law liability is connected to a number of issues emerging from the recent transfer of competence pertaining to investment issues from Member States to the EU and the nature of investment agreements as mixed agreements Against this backdrop exploring liability issues in the area of international economic law reveals a heterogeneous set of questions depending on the area of law concerned thus offering different perspectives for studying liability issues This title is included in Bloomsbury Professional s International Arbitration online service

Encyclopedia of Law and Economics Jürgen Georg Backhaus,2018-02-15 Law and Economics deals with the economic analysis of legal relations legal provisions laws and regulations and is a research field which has a long tradition in economics It was lost after the expulsion of some of the leading economists from Germany during 1933 to 1938 but then revived in Chicago Both the subject of Law of Economics and the need for a concise Encyclopedia is particularly relevant in Europe today Currently in the European Union there are several different legal cultures the Anglo Saxon legal framework the German legal framework which for example also includes Greece and the Roman legal family three jurisdictions which have to be covered with one and the same theory In the EU the task of the European Commission to interact with the various European jurisdictions means different legal cultures collaborating and some degree of harmonization is necessary The result is an immediate need if only for the science to show how a given problem is solved in each legal tradition and jurisdiction This Encyclopedia provides both a common language and precise definitions in the field which will be useful in the future to avoid misunderstandings during harmonization of EU Law

The Regulation of Sport in the European Union Barbara Bogusz,Adam Jan Cygan,Erika M. Szyszcza,2007-01-01 Globalization not only means fans watching distant contests and leagues exporting their products elsewhere it also means the ability of knowledgeable academics and policy oriented fans to learn about how others confront similar challenges North Americans who realize on reflection that the way we do things is not necessarily natural or the only way will enjoy and profit from the insightful comparative essays in this book The so called European Model of Sport is quite different than our own There are significant parallels between the European effort to distinguish sport and commerce and our own efforts in regard to big time collegiate sports The unusual for North American fans of typical sports leagues issues with regard to auto racing are quite instructive A truly horizon expanding work Stephen F Ross Penn State Institute for Sports Law Policy and Research US The purpose of this book is to examine from an EU perspective the numerous developments which have taken place in the regulation of sporting activity in the last decade Uniquely in addressing these developments the book adopts an inter disciplinary approach involving law economics and sociology The chapters place the regulation of sport in the context of the EU regulatory structure which hitherto has emerged in a piece meal fashion and thus

warrants a more holistic approach. The chapters bring together several key themes which arise from the question of whether sport is special. This addresses a growing argument that sporting activity displays unique properties which require a distinct form of regulation that existing competition or free movement rules cannot provide. The book is divided into three parts which reflect the current policy, legislative and judicial discourses that exist in the regulation of sport. The Regulation of Sport in the European Union provides both an academic and practical review of EU law and policy as applied to sport and as such this comprehensive overview will be of great interest to EU law academics, economists and political scientists. It will also appeal to legal practitioners and to those with an interest in regulatory processes in the EU.

The Concept of Abuse in EU Competition Law Pinar Akman, 2012-02-03. The objectives of Article 102 TFEU, what exactly makes a practice abusive and the standard of harm under Article 102 TFEU have not yet been settled. This lack of clarity creates uncertainty for businesses and coupled with the current state of economics in this area raises an important question of legitimacy. Using law and economic approaches, this book inquires into the possible objectives of Article 102 TFEU and proposes a modern approach to interpreting abuse. In doing so, this book establishes an overarching concept of abuse that conforms to the historical roots of the provision, to the text of the provision itself and to modern economic thinking on unilateral conduct. This book therefore inquires into what Article 102 TFEU is about, what it can be about and what it should be about regarding both objectives and scope. The book demonstrates that the separation of exploitative abuse from exclusionary abuse is artificial and unsound. It examines the roots of Article 102 TFEU and the historical context of the adoption of the Treaty, the case law, policy and literature on exploitative abuses and where relevant on exclusionary abuses. The book investigates potential objectives such as fairness and welfare as well as the potential conflict between such objectives. Finally, it critically assesses the European Commission's modernisation of Article 102 TFEU before proposing a reformed approach to abuse which is centred on three necessary and sufficient conditions: exploitation, exclusion and a lack of an increase in efficiency.

The Law, Economics and Politics of International Standardisation Panagiotis Delimatsis, 2015-12-11. In an era of increased reliance on private regulatory bodies and globalised economic activity, standardisation is the field where politics, technical expertise and strategic behaviour meet and interact. International standard setting bodies exemplify the rise of transnational governance and the challenges that it brings about relating to institutional choice, legitimacy, procedural and substantive fairness or transparency. This book takes a more empirical based approach focusing on the mechanics of international standard setting. It constitutes a multidisciplinary inquiry into the foundations of international standard setting, an empirically under researched yet important area of international informal lawmaking. Contributors expertly examine the peculiarities of international standardisation in selected issue areas and legal orders and shed light on the attributes of international standard setters, allowing comparisons among standard setting bodies with a view to identifying best practices and improve our understanding about standardisation processes.

The European Union and International Investment Law Reform Ivana

Damjanovic,2023-07-27 Examines the ways in which the EU is reforming the field of international investment law **The European Banking Union and Constitution** Stefan Grundmann,Hans-W. Micklitz,2019-01-24 In 2012 at the height of the sovereign debt crisis European decision makers pushed for developing an ever closer union with the formation of a European Banking Union BU Although it provoked widespread debate to date there has been no coherent discussion of the political and constitutional dimensions of the European Banking Union This important new publication fills this gap Drawing on the expertise of recognised experts in the field it explores banking union from legal economic and political perspectives It takes a four part approach Firstly it sets the scene by examining the constitutional foundations of banking union Then in parts 2 and 3 it looks at the implications of banking union for European integration and for democracy Finally it asks whether banking union might be more usefully regarded as a trade off between integration and democracy This is an important timely and authoritative collection **Money, Payment Systems and the European Union** Gabriella Gimigliano,2016-12-14 When the term governance is associated with money the mind goes directly to the traditional regulatory paradigm i e the nation State Central Banking Currency However over time there has been a steady erosion of the nation states sovereignty also in the area of monetary law This process of erosion is still working from within and externally to the nation State or in other words from upwards to downwards and vice versa Moving from upwards to downwards highly interconnected financial markets have urged the national competent authorities to improve the global level of coordination in terms of sharing regulatory standards supervisory models and risk monitoring procedures In the downwards upwards direction the concept of sovereignty is critically revised from the perspective of new and alternative means of payment thanks to the growth of e commerce and mobile commerce and new complementary currency projects The European Union is a feasible institutional context in which to investigate the development of the governance of money Indeed the EU considered as a unique economic and political partnership has not laid down a clear cut definition of money but the Member States have been carrying on a varying transfer of sovereignty and in particular of monetary sovereignty This book examines money as a means of payment and a reserve of value within the framework of the European Union with particular attention to community based currencies This book will prove an interesting and informative read for academics students and policymakers with an interest in the development of monetary and financial systems **The European Union** Ali M. El-Agraa,2011-09-08 The European Union has established itself as a leading text that provides readers from all disciplines with a sound understanding of the economics and policies of the EU Its wealth of information detail and analysis has ensured that previous editions have been read by a generation of students researchers and policy makers It covers all major EU policy areas as well as theories of economic integration the theory of economic and monetary union EMU the measurement of the economic effects of European integration and the legal dimension in EU integration It also includes an explanation and analysis of all recent developments affecting the EU such as enlargement the ratification of the Nice Treaty and the Convention for the Future of Europe This

edition has been thoroughly revised and updated and includes new resources to help students and teachers including summaries review questions suggestions for essay titles and further reading lists *EU Law and the Harmonization of Takeovers in the Internal Market* Thomas Papadopoulos,2010-01-01 Although some provisions of the Directive are obligatory for all Member States two key provisions have been made optional the non frustration rule which requires the board to obtain the prior authorization of the general meeting of shareholders before taking any action that could result in the frustration of the bid and the breakthrough rule restricting significant transfer and voting rights during the time allowed for acceptance of the bid Other relevant legal issues covered in the course of the analysis include the following A the right of establishment as a right of legal persons A vertical vs *Access to European Union* Nicholas Moussis,1998 Recoge Introduction 1 Customs Union 2 Common market 3 Economic and Monetary Union 4 Regional development 5 Social progress

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Table of Contents The Law And Economics Of The European Union

1. Understanding the eBook The Law And Economics Of The European Union
 - The Rise of Digital Reading The Law And Economics Of The European Union
 - Advantages of eBooks Over Traditional Books
2. Identifying The Law And Economics Of The European Union
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an The Law And Economics Of The European Union
 - User-Friendly Interface
4. Exploring eBook Recommendations from The Law And Economics Of The European Union
 - Personalized Recommendations
 - The Law And Economics Of The European Union User Reviews and Ratings
 - The Law And Economics Of The European Union and Bestseller Lists
5. Accessing The Law And Economics Of The European Union Free and Paid eBooks
 - The Law And Economics Of The European Union Public Domain eBooks
 - The Law And Economics Of The European Union eBook Subscription Services
 - The Law And Economics Of The European Union Budget-Friendly Options

6. Navigating The Law And Economics Of The European Union eBook Formats
 - ePub, PDF, MOBI, and More
 - The Law And Economics Of The European Union Compatibility with Devices
 - The Law And Economics Of The European Union Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of The Law And Economics Of The European Union
 - Highlighting and Note-Taking The Law And Economics Of The European Union
 - Interactive Elements The Law And Economics Of The European Union
8. Staying Engaged with The Law And Economics Of The European Union
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers The Law And Economics Of The European Union
9. Balancing eBooks and Physical Books The Law And Economics Of The European Union
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection The Law And Economics Of The European Union
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine The Law And Economics Of The European Union
 - Setting Reading Goals The Law And Economics Of The European Union
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of The Law And Economics Of The European Union
 - Fact-Checking eBook Content of The Law And Economics Of The European Union
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
14. Embracing eBook Trends
 - Integration of Multimedia Elements

- Interactive and Gamified eBooks

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