

The Impact Legitimacy And Effectiveness Of Eu Counter Terrorism Routledge Research In Terrorism And The Law

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Embattled Europe Konrad H. Jarausch 2021-09-28 "Over the past decade, Euroskepticism has been on the rise, with many predicting the end of the European Union and the failure of progressive European values. With Brexit on the horizon, the far-right in power in Poland, authoritarianism on the rise in Hungary, riots in Paris, and austerity policies in place across the continent, it often seems that there is little reason to be optimistic about Europe's future or proud of its recent past. Konrad Jarausch begs to

differ. In this book, which he will write as a Tony Judt-style extended essay, he traces the history of Europe since 1989 and finds much cause for hope. Despite the Greek debt crisis, the weak reaction to the Russian invasion of Eastern Ukraine, and other failures that Euroskeptics cite frequently, the European model is strong. Jarausch ends his narrative by pointing to successes, such as Danish efforts to combat global warming, Sweden's restructuring of its welfare system, and Spain's transition to democracy and its ability to cope with a large influx of immigrants, among many other issues. Though Europe has many challenges to overcome in the next few decades, it still presents a powerful alternative to American-style unbridled capitalism and right-wing populism. Jarausch will color his narrative with his own impressions of living in both Europe and the United States at various points during this period"--

EU Criminal Law Valsamis Mitsilegas 2022-05-05 This is the second edition of EU Criminal Law, which has become since its publication in 2009 a key point of reference in the field. The second edition is updated and substantially expanded, to take into account the significant growth of EU criminal law as a distinct legal field and the impact of the entry into force of the Lisbon Treaty on European integration in criminal matters. The book offers a holistic and in-depth analysis of the key elements of European integration in criminal matters, including EU powers and competence to criminalise, the evolution of judicial co-operation under the principles of mutual recognition and mutual trust, EU action in the field of criminal procedure including legislation on the rights of the defendant and the victim, the evolving role of European bodies and agencies (such as Europol, Eurojust and the European Public Prosecutor's Office) in European criminal law, and the development of EU-wide surveillance and data gathering and exchange mechanisms. Several chapters are devoted to the external dimension of EU action in criminal matters (including transatlantic counter-terrorism cooperation and the impact of Brexit on EU Criminal Law) Throughout the volume, the constitutional and fundamental rights implications of European integration in criminal matters are highlighted. Covering all the key principles of EU law, with clear explanation and rigorous analysis, this will give scholars, students, policy makers and legal practitioners

interested in the subject a strong understanding of this fascinating but sometimes complex field.

Legislation in Europe Ulrich Karpen 2017-02-23 This book provides a practical handbook for legislation.

Written by a team of experts, practitioners and scholars, it invites national institutions to apply its teachings in the context of their own drafting manuals and laws. Analysis focuses on general principles and best practice within the context of the different systems of government in Europe. Questions explored include subsidiarity, legitimacy, efficacy, effectiveness, efficiency, proportionality, monitoring and regulatory impact assessment. Taking a practical approach which starts from evidence-based rationality, it represents essential reading for all practitioners in the field of legislative drafting.

The Single Currency and European Citizenship Giovanni Moro 2013-02-28 Established in 2002, the Euro is now the currency of 17 countries used by over 335 million people daily. Although the single currency is much discussed in terms of macroeconomics and global finances, policymakers rarely address its impact on European citizenship in social, cultural, political, and everyday life economics terms. This hidden side of the single currency is the focus of the essays, which use various approaches, from economic history and political sociology to citizenship and legitimacy, to reveal the connections between the Euro and European citizenship. This timely contribution by renowned experts provides a greater understanding of the Euro at a time when it is not clear whether it should be celebrated or commemorated, and looks into aspects of the single currency that are the base of the social trust that supports it and that is at stake in the present crisis. It will be an essential tool to anyone studying the political, social, and economic development of the E.U.

Routledge Handbook of Deradicalisation and Disengagement Stig Jarle Hansen 2020-03-24 The Routledge Handbook of Deradicalisation and Disengagement offers an overview of the historical settings, theoretical debates, national approaches and practical strategies to deradicalisation and disengagement. Radicalisation and violent extremism are major global challenges, and as new and violent extremist groups and environments emerge, there is an increasing need for knowledge about how individuals

physically exit these movements and how to change their mindset. Historically, much of the focus on these topics has been highly securitised and militarised; by contrast, this volume explores the need for more community-based and 'soft' approaches. The handbook includes discussions from both right-wing/left-wing political and religiously inspired deradicalisation processes. The handbook is organised into three parts: 1 definitions, backgrounds and theories; 2 actors; 3 regional case studies. This handbook will be of much interest to students, researchers, scholars and professionals of deradicalisation, counterterrorism, political violence, political extremism, security studies and international relations in general.

The Legitimacy of EU Criminal Law Irene Wieczorek 2020-07-09 This book traces the history of the EU competence, EU policy discourse and EU legislation in the field of criminalisation from Maastricht until the present day. It asks 'Why EU Criminal Law?' looking at what rationales the Treaty, policy document and legislation put forth when deciding whether a certain behaviour should be a criminal offence. To interpret the EU approach to criminalisation, it relies on both modern and post-modern theoretical frameworks on the legitimacy of criminal law, read jointly with the theories on the functions of EU harmonisation of national law. The book demonstrates that while EU constitutional law leans towards an effectiveness-based, enforcement-driven, understanding of criminal law, the EU has in fact in more than one instance adopted symbolic EU criminal law, ie criminal law aimed at highlighting what values are important to the EU, but which is not fit to actually deter individuals from harming such values. The book then questions whether this approach is consistent or in contradiction with the values-based constitutional identity the EU has set for itself.

Governance in EU Institutions: The Commission Or Consensus as Effectiveness Johannes Wiedemann 2011-07 Seminar paper from the year 2010 in the subject Politics - International Politics - Topic: European Union, University of Flensburg, course: Course European Governance," language: English, abstract: The concepts of governance have the advantage of including the informal aspect of decision-

making into their scope of analysis. The intention of this paper is the application of a fitting conceptual derivative of governance on the decision making process inside the institutional framework of the Commission of the European Union. The notion to be tested is the one of the Commission being by its institutional heritage inclined to promulgation of consensus among its principal actors, the members of the college of Commissioners. So what kind of governance might be characteristic for the Commission? The political setting is that of the European Union, which is on the one hand an intergovernmental organization of member states on equal terms, but on the other hand a political institution. Apart from partly being established on a supra-national echelon, which is rationally designed and controlled for the purpose action and intervention to foster economic prosperity and integration in accordance with the concepts of functional and rational-choice institutionalism characteristic for social and political institutions of modernity. As the EU is itself an extension of the mostly politically pluralistic and socially fragmented Member States (MS), certain elements and processes influencing the promulgation of the political will on all legislative governmental echelons are present in the context of governance in the European Union as well. The hypothesis of this paper consists of the following notions: Due to the "sui generis"-character the EU, employing decisions by consensus even on intergovernmental as well as on supranational level is most effective politics possible. Applying concepts of governance to the Commission's competences, institutional framework and formal as well as, i"

The Open Method of Co-ordination - An example of good governance? Nora Anton 2008-02-18 Seminar paper from the year 2006 in the subject Politics - International Politics - Topic: European Union, grade: 1,0, University of Twente, 21 entries in the bibliography, language: English, abstract: Growing European economic, social and cultural integration has implied an ever rising and ever more direct impact of the European Union on various aspects of the lives of its citizens. Although it remains uncontested that integration has brought a long period of stability and economic growth to the region, questions have increasingly been raised about the democratic legitimacy of the EU rule. After all, members of the most

important Community Institutions are not democratically elected for the tasks they carry out and methods of policy-making are often too complicated for being traced by the public. There is one policy area which has a very direct effect on citizens' lives and which is more and more concerned by integration: social policy. This is why it is preferred to other areas which would of course also have been suitable to serve as a concrete example in this investigation. In consideration of the facts that the settings of European welfare states are too diverse to find a one-fits-all solution, and that national leaders have been reluctant to cede this policy area to the supranational level, a new method has progressively been applied to the different fields of social policy: the Open Method of Co-ordination (OMC), a very prominent example of multi-level and multi-actor governance. At first, guidelines - which are not legally binding - are passed by the Council. Their implementation is then completely left to the member states. Important features of this method include the identification of best practices in member states, benchmarking and peer review. In 2000, the Commission, aware of a growing distrust of the citizens towards the EU, decided to initiate a governance reform, setting out five principles of good governance to be observed in EU policy making: transparency, participation, accountability, effectiveness and coherence. This paper will outline the processes of OMC and, referring to different stages of the policy chain, examine the question to what extent the OMC as applied in social policies meets these criteria at this stage and where there is still a need for improvement.

European Civil Society and Human Rights Advocacy Markus Thiel 2017-07-31 Adherence to basic human rights norms has become an expected feature of states throughout the world. In Europe, the promotion and protection of human rights through national governments has been enhanced by the diversity of intergovernmental organizations committed to this cause. The latest addition to the continent's rights organizations arrived ten years ago when, based on the EU's Lisbon Treaty, the Fundamental Rights Agency (FRA) was created as a functional institution to highlight and improve human rights within EU member states. In contrast to other regulatory agencies in the EU, the FRA

provides a research-based advisory function for EU institutions and legislation and performs a public-diplomacy function in promoting fundamental rights across EU member states. The linking of civil society with internal rights policies has yet produced very little scholarship. Markus Thiel's *European Civil Society and Human Rights Advocacy* not only fills this vacuum: it also offers a timely analysis in the context of Europe's proliferating human rights challenges, like the current refugee crises and the nationalist responses that geopolitical changes have provoked. *European Civil Society and Human Rights Advocacy* examines the interaction between the FRA and hundreds of transnational civil society organizations working with and on behalf of vulnerable populations in EU member states and probes the high normative standards of human rights attainment and transnational participatory governance in the EU. Thiel surveys how networking among civil society organizations takes place, to what extent they are able to set the agenda or insert themselves into EU decision-making procedures, and how they are able to exploit the opportunity structure presented by the FRA's institutionalization of a voice for civil society. Thiel draws conclusions for the larger issues of human rights promotion, transnational citizenship, and participatory governance in the region, reflecting broadly and critically on the legitimacy of EU human rights norms through a political sociology perspective.

Sovereignty in the Age of Global Terrorism Myriam Feinberg 2016-04-25 *Sovereignty in the Age of Global Terrorism: The Role of International Organisations* analyses the role of international organisations in adopting counterterrorism measures after 9/11 and the impact of these measures on the sovereignty of their Member States.

The European Union and Human Rights Full Professor of International Law and International Organizations Jan Wouters 2021-02-17 EU commitment to human rights policies has grown following the Lisbon Treaty. Taking stock of those developments, this book describes the framework, actors, policies, and strategies of human rights across the EU and how their impact is felt. Contributed to by scholars from

across the EU, this provides an in-depth and holistic view of the issues.

Legislation in Europe Ulrich Karpen 2017-02-23 This book provides a practical handbook for legislation. Written by a team of experts, practitioners and scholars, it invites national institutions to apply its teachings in the context of their own drafting manuals and laws. Analysis focuses on general principles and best practice within the context of the different systems of government in Europe. Questions explored include subsidiarity, legitimacy, efficacy, effectiveness, efficiency, proportionality, monitoring and regulatory impact assessment. Taking a practical approach which starts from evidence-based rationality, it represents essential reading for all practitioners in the field of legislative drafting.

Fundamental Rights and Mutual Trust in the Area of Freedom, Security and Justice Ermioni Xanthopoulou 2020-04-30 This book explores the relationship of mutual trust and fundamental rights in the Area of Freedom, Security and Justice (AFSJ) of the European Union and asks whether there is any role for proportionality. Mutual trust among Member States has long been presumed by the Court in a manner that mutual recognition was prioritised in regard to, but to the detriment of, the protection of fundamental rights. After thoroughly reviewing this relationship, this book offers a comprehensive framework of proportionality and explores its impact on the protection of fundamental rights in a mutual trust environment. It applies a theoretical and a normative framework of proportionality to two case studies (EU criminal and asylum law) by reference to several fundamental rights, enabling a carefully constructed analysis with useful parallels. The book argues that such analysis, based on proportionality, is not always desirable and helpful for the protection of fundamental rights in this area and thoroughly explores its impact on the protection of fundamental rights vis-à-vis mutual trust.

The Impact, Legitimacy and Effectiveness of EU Counter-Terrorism Fiona de Londras 2015-04-10 Counter-terrorism law and policy has been prominent and widespread in the years following 9/11, touching on many areas of everyday life from policing and border control to financial transactions and internet governance. The European Union is a major actor in contemporary counter-terrorism, including

through its development of counter-terrorism laws for application within the Union. This book undertakes a multi-disciplinary and empirically informed analysis of the impact, legitimacy and effectiveness of EU counter-terrorism. Taking into account legal, societal, operational and democratic perspectives, this collection connects theoretical and practical perspectives to produce an interdisciplinary and multi-stakeholder study of how we might measure and understand the impact, legitimacy and effectiveness of EU counter-terrorism. Bringing together a select group of experts in the field, particular emphasis is placed on understanding the practical experience of implementing and assessing these measures gathered from and with end users, including law-makers, policy-makers, security services, industry partners and civil society. This edited collection will be of great relevance to scholars and policy makers with an interest in counter-terrorism law, EU law and security studies.

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.

Surveillance, Privacy and Security Michael Friedewald 2017-03-16 This volume examines the relationship between privacy, surveillance and security, and the alleged privacy–security trade-off, focusing on the citizen’s perspective. Recent revelations of mass surveillance programmes clearly demonstrate the ever-increasing capabilities of surveillance technologies. The lack of serious reactions to these activities shows that the political will to implement them appears to be an unbroken trend. The resulting move into a surveillance society is, however, contested for many reasons. Are the resulting infringements of privacy and other human rights compatible with democratic societies? Is security necessarily depending on surveillance? Are there alternative ways to frame security? Is it possible to gain in security by giving up civil liberties, or is it even necessary to do so, and do citizens adopt this trade-off? This volume contributes to a better and deeper understanding of the relation between privacy, surveillance and security, comprising in-depth investigations and studies of the common narrative that more security can only come at the expense of sacrifice of privacy. The book combines theoretical research with a wide range of empirical studies focusing on the citizen’s perspective. It presents empirical research exploring factors and criteria relevant for the assessment of surveillance technologies. The book

also deals with the governance of surveillance technologies. New approaches and instruments for the regulation of security technologies and measures are presented, and recommendations for security policies in line with ethics and fundamental rights are discussed. This book will be of much interest to students of surveillance studies, critical security studies, intelligence studies, EU politics and IR in general. A PDF version of this book is available for free in open access via www.tandfebooks.com. It has been made available under a Creative Commons Attribution-Non Commercial 3.0 license.

Comparative Policing from a Legal Perspective Monica den Boer Public police forces are a regular phenomenon in most jurisdictions around the world, yet their highly divergent legal context draws surprisingly little attention. Bringing together a wide range of police experts from all around the world, this book provides an overview of traditional and emerging fields of public policing, New material and findings are presented with an international-comparative perspective, it is a must-read for students of policing, security and law and professionals in related fields.

Collective Securitization and Crisification of EU Policy Change Christian Kaunert 2022-08-22 This book represents the first attempt to evaluate the first two decades of the EU counterterrorism policy. It aims to assess the collective securitization process in EU counterterrorism, evaluating this as a process between a construction of security threats and the development of supranational governance through crisification. Compared to the lack of shared perception of the terrorist threat and the virtual absence of counterterrorism cooperation amongst European states in the 1970s and 1980s, the existence of EU-wide debates, legislative instruments and practical cooperation nowadays is particularly remarkable. The chapters in this volume explore this change and seek to explain it by drawing upon the concept of 'collective securitization'. The book posits that EU counterterrorism needs to be analysed as a process driven by collective securitization as part of an ongoing process of crisification that leads to increased supranational governance. The book is both extremely relevant and timely for readers outside the area of research for several reasons. First of all, EU counterterrorism is often argued to be at the forefront of the

EU's response to new security threats. The 'EU acquis' on the Area of Freedom, Security and Justice (AFSJ) has grown significantly over the last years. Consequently, it is crucial and very timely to examine EU counterterrorism – exactly 20 years after the first significant measures were adopted in the wake of 9/11. The chapters in this book were originally published in the journal *Global Affairs*.

Europe's Crisis of Legitimacy Vivien A. Schmidt 2020-05-23 This volume examines the interrelationship between democratic legitimacy at the European level and the ongoing Eurozone crisis that began in 2010. Europe's crisis of legitimacy stems from 'governing by rules and ruling by numbers' in the sovereign debt crisis, which played havoc with the eurozone economy while fueling political discontent. Using the lens of democratic theory, the book assesses the legitimacy of EU governing activities first in terms of their procedural quality ('throughput'), by charting EU actors' different pathways to legitimacy, and then evaluates their policy effectiveness ('output') and political responsiveness ('input'). In addition to an engaging and distinctive analysis of Eurozone crisis governance and its impact on democratic legitimacy, the book offers a number of theoretical insights into the broader question of the functioning of the EU and supranational governance more generally. It concludes with proposals for how to remedy the EU's problems of legitimacy, reinvigorate its national democracies, and rethink its future.

International Politics 2001

European Union Politics John McCormick 2020-05-10 Cutting through the jargon of EU politics, the third edition of this engaging and informative textbook examines the history, institutions, processes and politics of the European Union with unprecedented clarity. The EU is a fascinating political experiment in regional integration and it has changed our understanding of Europe, how Europeans relate to one another, the role Europe plays in global politics and has even shifted our understanding of politics itself. Helping to make sense of it all in the author's accessible style, this book is underpinned by theory and the latest research throughout. Organised in three main parts, the text covers everything from the history of the EU and its treaties to the institutions that make up the EU and its policies in areas such as the economy, the

environment and the Area of Freedom, Security and Justice. This is the go-to text for all students taking courses or modules on the EU, as well as functioning as an accessible introduction for anyone who wants to find out more about how the EU works and what difference it makes. New to this Edition: - Fully updated to take account of the latest developments, including the ongoing Brexit negotiations, the 2019 European Parliament elections and more on the fallout from the euro zone and migration crises - Two new separate chapters to cover the European Council and the Council of Ministers respectively - More emphasis on comparative politics throughout to compare institutions and policies - Expanded debates on key issues of contention in the European project - Expanded coverage of the most recent research into public opinion in the EU - New Snapshot features in each chapter focusing on a particular EU country Accompanying online resources for this title can be found at bloomsburyonlineresources.com/european-union-politics-3e. These resources are designed to support teaching and learning when using this textbook and are available at no extra cost.

Challenges of Multi-tier Governance in the European Union Ingolf Pernice 2012 This compendium includes articles of a number of eminent experts invited by the Policy Department C to exchange with the Members of the Constitutional Affairs Committee of the European Parliament on the issues related to the challenges of the multi-tier governance in the EU. They aim at providing unique insights into the major questions of efficiency, effectiveness and legitimacy that the EU governance is currently facing. While dealing with the lessons from the past experiences of the differentiated integration, they put naturally a specific focus on current challenges with the respect to the Economic and Monetary union. They further analyse the impact of those developments on the European institutions and their decision-making processes and mechanisms of its legitimation. The compendium concludes with options for managing this increasing tension towards differentiation within the EU in the future.

The European Union, counter terrorism and police co-operation, 1991-2007 David Brown 2013-07-19

This volume examines the underlying foundations on which the European Union's counter-terrorism and

police co-operation policies have been built since the inception of the Treaty on European Union, questioning both the effectiveness and legitimacy of the EU's efforts in these two critically important security areas. Given the importance of such developments to the wider credibility of the EU as a security actor, this volume adopts a more structured analysis of key stages of the implementation process. These include the establishment of objectives, both at the wider level of internal security co-operation and in terms of both counter-terrorism and policing, particularly in relation to the European Police Office, the nature of information exchange and the 'value added' by legislative and operational developments at the European level. It also offers a more accurate appraisal of the official characterisation of the terrorist threat within the EU as a 'matter of common concern'. In doing so, not only does it raise important questions about the utility of the European level for organising internal security co-operation, but it also provides a more comprehensive assessment of the EU's activities throughout the lifetime of the Third Pillar, placing in a wider and more realistic context the EU's reaction to the events of 11 September 2001 and the greater prominence of Islamist terrorism.

Governing the Climate-Energy Nexus Fariborz Zelli 2020-05-31 Combating climate change and transitioning to fossil-free energy are two central and interdependent challenges facing humanity today. Governing the nexus of these challenges is complex, and includes multiple intergovernmental and transnational institutions. This book analyses the governance interactions between such institutions, and explores their consequences for legitimacy and effectiveness. Using a novel analytical framework, the contributors examine three policy fields: renewable energy, fossil fuel subsidy reform, and carbon pricing. These fields are compared in terms of their institutional memberships, governance functions and overarching norms. Bringing together prominent researchers from political science and international relations, the book offers an essential resource for future research and provides policy recommendations for effective and legitimate governance of the climate-energy nexus. Rooted in the most recent research, it is an invaluable reference for researchers, policymakers and other stakeholders in climate change and

energy politics.

Europe's Crisis of Legitimacy Vivien A. Schmidt 2020-05-23 This volume examines the interrelationship between democratic legitimacy at the European level and the ongoing Eurozone crisis that began in 2010. Europe's crisis of legitimacy stems from 'governing by rules and ruling by numbers' in the sovereign debt crisis, which played havoc with the eurozone economy while fueling political discontent. Using the lens of democratic theory, the book assesses the legitimacy of EU governing activities first in terms of their procedural quality ('throughput'), by charting EU actors' different pathways to legitimacy, and then evaluates their policy effectiveness ('output') and political responsiveness ('input'). In addition to an engaging and distinctive analysis of Eurozone crisis governance and its impact on democratic legitimacy, the book offers a number of theoretical insights into the broader question of the functioning of the EU and supranational governance more generally. It concludes with proposals for how to remedy the EU's problems of legitimacy, reinvigorate its national democracies, and rethink its future.

The Routledge Handbook of European Security Law and Policy E. Conde 2019-10-31 The Handbook of European Security Law and Policy offers a holistic discussion of the contemporary challenges to the security of the European Union and emphasizes the complexity of dealing with these through legislation and policy. Considering security from a human perspective, the book opens with a general introduction to the key issues in European Security Law and Policy before delving into three main areas. Institutions, policies and mechanisms used by Security, Defence Policy and Internal Affairs form the conceptual framework of the book; at the same time, an extensive analysis of the risks and challenges facing the EU, including threats to human rights and sustainability, as well as the European Union's legal and political response to these challenges, is provided. This Handbook is essential reading for scholars and students of European law, security law, EU law and interdisciplinary legal and political studies.

The European Union, the World Bank and the Policymaking of Aid Eugenia Baroncelli 2019-01-03 Based on the experience of the author, an IPE scholar and former trade policy consultant at the World Bank

(WB), the book offers an in-depth exploration of the EU–WB relations, conceptualized as hybrid delegation. Coupling cross-time analyses of their interaction in the regions of the Middle East and North Africa, Europe and Central Asia and Sub-Saharan Africa with an original investigation on the coordination among the EU member states at the Executive Board of the International Bank for Reconstruction and Development over the ‘voice and participation reform’ of 2008–2010, the book advances an innovative theoretical framework to assess the EU–WB joint institutional and field policy performances. Augmented PA models of delegation, role theory and performance analyses are engaged, and selectively recombined, to investigate the nature, evolution and impact of the interactions of the two organizations, both in their everyday and constituent politics. Hybrid delegation-in-motion is reconstructed, against the background of post-Washington Consensus and post-Lisbon EU, to unveil the changing division of labour between the two largest development multilaterals of the new global context. The book will be of interest to scholars, students and practitioners in European Politics, Development, International Relations, International Political Economy and Global Economic Governance.

Big Data Protection. How to Make the Draft EU Regulation on Data Protection Future Proof Lokke Moerel 2018 The author analyzes innovations in data processing and discusses what the impact of these developments is on individuals and society. She discusses what the role is of data protection in these developments as well as four privacy paradoxes, and how to best regulate the complex relationship between IT and society going forward. Her conclusion is that the technical innovations and social trends undermine the effectiveness and legitimacy of both the current as well as upcoming EU data protection regime. The author argues that the principle of purpose limitation should be abandoned as a separate criterion. Also, other principles (such as consent and the performance of an agreement) should no longer be recognised as independent legal grounds to legitimize data processing. The author proposes, instead, a test based on whether there is a legitimate interest for data collection and processing (as well as further processing) of data and lists concrete suggestions for improvement of the EU General Data Protection

Regulation.

Hybridity: Law, Culture and Development Nicolas Lemay-Hébert 2017-02-17 This book explores recent developments in the concept of hybridity through a multi-disciplinary perspective, bringing ideas about legal plurality together with the fields of peace, development and cultural studies. Analysing the concepts of hybridity and hybridization, their history, their application in law and legal studies, and their implications for thinking and rethinking legal plurality, the book shows how the concept of hybridity can contribute to an understanding of the processes that occur when different normative or legal orders or frameworks confront each other.

Europe's Second Constitution Markus W. Gehring 2020-08-31 The process of European constitutionalisation is met with extensive scepticism in current national legal and political spheres and in broader circles of public opinion across Europe. By shedding light on these concerns, this book reveals a widespread misunderstanding of constitutional federalism, which permeates the Member State courts, popular media, and many academic communities. A failure to address confusion over this fundamental concept is leading us towards impoverished development of the EU's 'Second Constitution', and even ensuring that the role of both domestic and international European courts in enriching the constitutionalisation process is overlooked and undervalued. In a bid to avoid such consequences, this book explores how federalism and further constitutionalisation - rightly understood in a dialogue of the European courts - may actually change this process and allow a clearer advance toward Europe's Second Constitution for, but also with, the people of Europe.

Transnational Crime Jessica Roher 2018-09-03 Philip Jessup coined the term "transnational law" in his Storrs Lecture on Jurisprudence delivered in 1956 to describe law that regulates activities or actions that transcend national borders. The term redefined the development and practice of the law, and became a distinct field of study. In 2001, Neil Boister applied Jessup's concept to the field of criminal law and identified the emergence of transnational criminal law in a formative article published in the European

Journal of International Law. Inspired by Boister's work, the editors of the journal Transnational Legal Theory sought contributions from leading academics and practitioners for a symposium issue on transnational criminal law. In their papers, the authors built upon and developed novel approaches to legal issues arising in an increasingly globalized world, where both crimes and the regulation of crimes transcend borders. The publication of this book marks the sixtieth anniversary of Jessup's seminal lecture and exemplifies the significant impact that Jessup, and later Boister, have had on legal scholarship and practice in the area of criminal law. We are honoured to publish the symposium as a monograph and to contribute to this rapidly evolving field. This book was previously published as a special issue of Transnational Legal Theory.

Public Opinion towards the EU Flavia Alupei-Durach 2016-08-17 This volume investigates the public opinion of the EU in the context of the present economic crisis and other significant challenges currently faced by the Union, the latest being the refugee crisis. Scholarly knowledge in the field of EU attitudes in general and Euroscepticism in particular is thoroughly documented here, and is followed by an analysis of public perceptions of the EU's crisis management capabilities, proving that the EU's legitimacy and effectiveness are currently being challenged to the highest degree. The research-based contribution of this book is two-fold, focusing on EU attitudes at a macro-level on one hand, and the opinions of Romanian experts on the other. It provides insights into attitudes towards the EU in Central and Eastern Europe, a region which is still somewhat underexplored by social sciences scholars, and in Romania in particular. On a larger scale, significant differences between clusters of states are identified, suggesting that not even increasing Euroscepticism manages to create a common frame of reference for all Europeans regarding EU-related issues. In terms of Romanian expert opinion, the book provides evidence for a gradual evolution from highly symbolic and sometimes even triumphalist representations of the EU towards mildly critical positions, based on instrumental perceptions. Such changes mark a new stage of Europeanization, in which the EU's presence has become ordinary. For the Eastern European

elite, increased familiarity with the EU accommodates demitization and criticism without denouncing European integration as a doomed project.

The EU Timescape Klaus H. Goetz 2013-09-13 The manner in which time is institutionalized is critical to how a political system works. Terms, time budgets and time horizons of collective and individual political actors; rights over timing, sequencing and speed in decision-making; and the temporal properties of policy matter to the distribution of power; efficiency and effectiveness of policy-making; and democratic legitimacy. This book makes a case for the systematic study of political time in the European Union (EU) - both as an independent and a dependent variable - and highlights the analytical value-added of a time-centred analysis. The book discusses previous scholarship on the institutionalization of political time and its consequences along the dimensions of polity, politics and policy; reviews dominant perspectives on political time, which centre on power, system performance and legitimacy; and presents case studies that illustrate the importance of time in the governance of the EU. This book was originally published as a special issue of Journal of European Public Policy.

The Law and Politics of Global Competition Christopher Townley 2022-02-02 In its own words, the mission of the International Competition Network (the ICN) is to advocate the adoption of "superior standards and procedures in competition policy around the world, formulate proposals for procedural and substantive convergence, and seek to facilitate effective international cooperation to the benefit of member agencies, consumers and economies worldwide." ICN members include nearly all competition authorities (NCAs) from around the world (over 100 of them). Since its inception, the ICN has also sought to enrich its discussions and outputs through the inclusion of non-governmental advisors (NGAs), principally large multi-nationals and the legal and economic professions. The ICN is a transnational network, set up by its members, largely without wider state input. This book hypothesises that the ICN's formally neutral structures provide powerful influence mechanisms for strong NCAs and NGAs, over the weak; and 'competition experts' over wider state interests, discussing the legitimacy of this from a political

and legal theory perspective, analysing the ICN's effectiveness and efficiency, and suggesting ways that the ICN can improve all three. This study has important implications for the ICN itself, particularly as it launches its 'Third Decade Project', billed as a full self-evaluation. However, the story told here is also relevant to states and the wider regulatory community, due to the widespread use of transnational networks.

Human Rights and 21st Century Challenges Dapo Akande 2020-02-13 The world is faced with significant and interrelated challenges in the 21st century which threaten human rights in a number of ways. This book examines three of the largest issues of the century - armed conflict, environment, and poverty - and examines how these may be addressed using a human rights framework. It considers how these challenges threaten human rights and reassesses our understanding of human rights in the light of these issues. This multidisciplinary text considers both foundational and applied questions such as the relationship between morality and the laws of war, as well as the application of the International Human Rights Framework in cyber space. Alongside analyses from some of the most prominent lawyers, philosophers, and political theorists in the debate, each section includes contributions by those who have served as Special Rapporteurs within the United Nations Human Rights System on the challenges facing international human rights laws today.

The Impact, Legitimacy and Effectiveness of EU Counter-Terrorism Fiona de Londras 2015-04-10 Counter-terrorism law and policy has been prominent and widespread in the years following 9/11, touching on many areas of everyday life from policing and border control to financial transactions and internet governance. The European Union is a major actor in contemporary counter-terrorism, including through its development of counter-terrorism laws for application within the Union. This book undertakes a multi-disciplinary and empirically informed analysis of the impact, legitimacy and effectiveness of EU counter-terrorism. Taking into account legal, societal, operational and democratic perspectives, this collection connects theoretical and practical perspectives to produce an interdisciplinary and multi-

stakeholder study of how we might measure and understand the impact, legitimacy and effectiveness of EU counter-terrorism. Bringing together a select group of experts in the field, particular emphasis is placed on understanding the practical experience of implementing and assessing these measures gathered from and with end users, including law-makers, policy-makers, security services, industry partners and civil society. This edited collection will be of great relevance to scholars and policy makers with an interest in counter-terrorism law, EU law and security studies.

Searching for a Strategy for the European Union's Area of Freedom, Security and Justice Sarah Leonard 2018-07-26 This book examines the vision and strategy of the EU's Area of Freedom, Security and Justice (AFSJ), which has become one of the key objectives of the European Union (EU). Recent events have also highlighted the saliency of several of the policy issues at the heart of the AFSJ. Amongst them, one can mention the terrorist attacks in 2015 in Paris and 2016 in Brussels and the ongoing refugee crisis in the Mediterranean region. At the same time, the end of the Stockholm programme, which provided the strategic framework for the development of the AFSJ between 2010 and 2014, has been followed by the adoption of new 'strategic guidelines', which can only be described as a short, vague and general document.

The EU Leniency Policy Baskaran Balasingham 2016-04-24 The European Union (EU) leniency programme is a key weapon in the Commission's fight against hard-core cartels. Much of the success of EU cartel enforcement depends on the continued effectiveness of the leniency policy and is especially critical in response to the growth of private enforcement. This book offers a comprehensive description of the development of the policy, along with a normative framework that promises to ensure the full legitimacy of the leniency programme: the Commission's policy should pursue not only effectiveness but also fairness. It is the first work to extensively analyse the effectiveness and fairness in the EU leniency policy. Proceeding systematically from clarifying the concepts of 'effectiveness' and 'fairness' to addressing the tension between leniency and private actions for damages, the author discusses the

nature of, and interrelations among, such aspects as the following: – the theoretical model of the EU fining policy; – the compatibility of the EU enforcement system with fundamental rights protection; – the gathering and evaluation of evidence at the preliminary investigation stage; – the severity and foreseeability of the EU cartel fines; – judicial review by the EU Courts in competition matters; – to what extent the current policy is effective and fair; and – reforms brought about by the 2002 and 2006 Leniency Notices and the leniency-related amendments by the 2014 Antitrust Damages Directive. A key feature is the author's presentation of a normative framework to test the effectiveness (deterrence) and substantive fairness (retribution) of the EU leniency policy. As a clear demonstration of how to forestall the danger of focusing on effectiveness of leniency at the expense of fairness, both in a substantive and in a procedural sense, this book is a major contribution to the literature of competition law. It will prove to be of great value to competition authorities, antitrust practitioners and interested academics not only in Europe but also throughout the world.

The Fundamental Right to Data Protection Maria Tzanou 2017-06-01 Since the entry into force of the Lisbon Treaty, data protection has been elevated to the status of a fundamental right in the European Union and is now enshrined in the EU Charter of Fundamental Rights alongside the right to privacy. This timely book investigates the normative significance of data protection as a fundamental right in the EU. The first part of the book examines the scope, the content and the capabilities of data protection as a fundamental right to resolve problems and to provide for an effective protection. It discusses the current approaches to this right in the legal scholarship and the case-law and identifies the limitations that prevent it from having an added value of its own. It suggests a theory of data protection that reconstructs the understanding of this right and could guide courts and legislators on data protection issues. The second part of the book goes on to empirically test the reconstructed right to data protection in four case-studies of counter-terrorism surveillance: communications metadata, travel data, financial data and Internet data surveillance. The book will be of interest to academics, students, policy-makers and

practitioners in EU law, privacy, data protection, counter-terrorism and human rights law.

The European Union's fight against terrorism Christopher Baker-Beall 2016-07-10 This book examines the language of the European Union's response to the threat of terrorism. Since its re-emergence in the wake of the September 11 attacks, the 'fight against terrorism' has come to represent a priority area of action for the EU. Drawing on interpretive approaches to international relations, the book outlines a discourse theory of identity and counter-terrorism policy, showing how the 'fight against terrorism' structures the EU's response through the prism of identity, drawing our attention to the various 'others' that have come to form the target of counter-terrorism policy. Through an extensive analysis of the wider societal impact of the 'fight against terrorism' discourse, the various ways in which this policy is contributing to the 'securitisation' of social and political life within Europe are revealed.