

Legge Europea 2014

Monika Florczak-Wątor

Das Steuerstreitverfahren in Italien Christoph Perathoner, Lorenz Ebner, 2016-10-27 Das vorliegende Werk ist die erste deutschsprachige Monographie zum Steuerstreitverfahren in Italien. Es stellt sämtliche Prozessinstanzen dar sowie die Möglichkeiten, sich im Rahmen eines Steuerstreitverfahrens in Italien an den Verfassungsgerichtshof, den Gerichtshof der Europäischen Union und schließlich auch an den Europäischen Gerichtshof für Menschenrechte zu wenden. Behandelt werden ferner die Streitbeilegung, die Steuereinhebung und die Urteilsvollstreckung.

Bankvertragsrecht Stefan Grundmann, Moritz Renner, 2020-09-21 Die Sonderausgabe der Kommentierung des Bankvertragsrechts aus der 5. Auflage des „Staub in zwei Bänden bringt das Bankvertragsrecht als Gesamtwerk erstmals auf einen einheitlichen und grundsätzlich revidierten Stand. In Band 1 werden der Rahmen des Bankgeschäfts, die allgemeine Bank-Kunden-Beziehung und das Commercial Banking (Zahlungsgeschäft und Kreditgeschäft) behandelt.

Bankvertragsrecht 1 Stefan Grundmann, 2015-12-14 Im Ersten Teil des Teilbandes zum Bankvertragsrecht wird der Rahmen des Bankgeschäfts erörtert: Mit Grundzügen des Aufsichtsrechts, mit einem Blick auf die Institutionen und Institutsgruppen und auch mit Grundzügen der Bankbetriebswirtschaftslehre. Im Zweiten Teil steht die allgemeine Bank-Kunden-Beziehung im Mittelpunkt: Dieses wird nacheinander mit den allgemeinen Pflichten, mit dem Bankkonto als dem zentralen Rahmenvertrag zur Abwicklung im Bank-Kunden-Verhältnis und mit den AGB-Banken und -Sparkassen als der zentralen allgemeinen rechtlichen Ausgestaltung abgehandelt.

Die Vergaberechtsreform 2016 durch die Richtlinien 2014/23/EU, 2014/24/EU, 2014/25/EU Stefanie Kreuzer, 2019-12-16 Der vorliegende Band vergleicht die Handhabung der Gestaltungsspielräume bei der Umsetzung der Vergaberichtlinie 2014/24/EU in Deutschland, Italien und Spanien am Beispiel der umweltbezogenen, sozialen und innovativen Aspekte. Zunächst werden die rechtlichen Grundlagen der Umsetzung von europäischen Richtlinien vermittelt sowie Entstehung, Zielsetzung, Aufbau und Inhalt des Vergaberichtlinienpakets 2014 und insbesondere der Richtlinie 2014/24/EU erläutert. Des Weiteren wird ein Einblick in die Vergaberechtssysteme der untersuchten Länder gegeben. Der Schwerpunkt der Arbeit liegt auf der vergleichenden Auswertung der Maßnahmen zur Umsetzung der Richtlinie 2014/24/EU in Deutschland, Italien und Spanien. Dabei stellt die Autorin die ausgewählten Richtlinienartikel und nationalen Umsetzungsnormen unter Berücksichtigung einschlägiger Rechtsprechung einander gegenüber und analysiert die jeweiligen Umsetzungstechniken und

-defizite der nationalen Gesetzgeber mit Blick auf den Harmonisierungserfolg.

Unione Europea. Parlamento Europeo, Res 2001(2001/2014(INI)) (2003) Unione Europea. Parlamento europeo,2003

Europeanisation of Private Enforcement of Competition Law Gentjan Skara,2022-04-06 This book argues that the European integration process (Europeanisation) is pushing the member states and candidate countries toward a greater convergence with the EU's competition acquis. Through the transposition of the Directive 2014/104/EU, the member states have harmonised substantive and procedural rules, which is beneficial to individuals and enterprises because it provides a minimum protection across all member states. In addition, it is commonly agreed in academia that the prospect of EU membership brings positive domestic changes in the candidate countries. At the moment, Albania is waiting to open negotiations for the chapters of the EU acquis. Firstly, this book addresses the evolution of private enforcement at the European level by examining the objectives, modalities, and actors that contributed to the development of private enforcement. Secondly, it analyses the Directive 2014/104/EU and how the three selected EU member states have transposed the directive into their domestic legal system considering the discretion margin left by Article 288 TFEU and a minimum harmonisation level defined in the directive. Thirdly, it provides a historical overview of private enforcement in Albania and shows how the Albanian Competition Authority has addressed the transposition of the Directive 2014/104/EU.

The Italian Parliament in the European Union Nicola Lupo,Giovanni Piccirilli,2017-10-05 The Lisbon Treaty states that national Parliaments shall contribute to a better functioning of the EU. Can they really do it and therefore enrich the European democracy? How far can they extend their original sovereignty without distorting political responsibilities that should be geared upon the European Parliament? The authors analyze the experience of the Italian Parliament under the light of these crucial questions and their exhaustive answers are greatly helpful to the readers of all over Europe. Giuliano Amato, Judge of the Italian Constitutional Court. This important new collection explores the role of the Italian Parliament in the Euro-national parliamentary system as an example of an increased role for national parliaments within the composite European constitutional order. It illustrates how parliamentary interactions within the European Union are highly systematic, with integrated procedures and mutual interdependence between the various institutions and stakeholders. The book argues that this dynamic is vital for both the functioning and the future equilibrium of democracy in the EU. This is significant, particularly given the challenges posed to democracy within the EU institutions and the Member States. Notwithstanding its peculiarities (a symmetrical bicameral system in which both Houses are directly elected, hold the same powers and are linked through a confidence relationship with the government), the Italian Parliament deserves specific attention as a lively active player of the European polity. The grid for its analysis proposed by this collection may also be applied to other national parliaments, so contributing to the development of comparative research in this field.

European Welfare State Constitutions after the Financial Crisis Ulrich Becker, Anastasia Poulou, 2020-11-25 Hit by the European financial and economic crisis in 2008, several Member States of the European Monetary Union (EMU) were unable to refinance their public debt through the financial markets. As a result, they asked for financial assistance from international institutions and European financial assistance mechanisms. That assistance often came at a high price for citizens, cuts in pensions and social assistance, and controversial reforms in public healthcare. These far-reaching reforms were, in many cases, experienced as violations of people's human rights. National constitutional courts, the Court of Justice of the EU, and the European Court of Human Rights issued a series of rulings on the conformity of the reforms in social protection initiated during the Eurozone crisis. This book offers a holistic analysis of the specific reforms in social protection introduced during the European financial crisis and their implications for constitutional law. Focusing on the social reforms of nine European countries that were greatly affected by the financial crisis, the volume seeks to address the legacy of the financial crisis on the application of constitutional law and the welfare state. The book will act as a helpful tool to legal academics interested in the challenges of constitutional and social law initiated by financial assistance conditionality, to advocates in quest of sound legal bases for the protection of individuals affected by social security reforms, and to national and international judges who are confronted with cases that question the legality and legitimacy of the crisis-related reforms.

Ethics and climate change, 2015-07-27 Climate change is the most significant moral and environmental issue of our time. This project seeks to help deepen explicit ethical reflection around the world on national responses to climate change by developing a publicly available record on national compliance with ethical obligations for climate change similar to the reports that are now available on national compliance with human rights obligations.

European Employment Policies Tania Bazzani, 2018-04-09

European Democratic Institutions and Administrations Francesco Merloni, Alessandra Pioggia, 2018-09-03 This book presents the results of extensive international comparative research into the effects of the economic and financial crisis on democratic institutions and social cohesion policies. The collected studies describe and analyse the measures (often referred to as reforms) adopted to counter the crisis and the effects of these measures. It investigates three areas: the impact on the functioning of institutions, with respect to the relationship between representative institutions and governments, and the organisational structure of administrations at national and local levels; the impact that the austerity policies on public spending have on social rights; and the impact on traditional instruments of public action (administrative simplification, public services delivering, the use of common assets). The general findings highlight the effect of reducing the administrative and government capacity of the democratic institutions: the public sector, rather than being innovative and made more effective, declines, offering increasingly poor public services and making bad decisions, fuelling substantive or formal privatisation solutions, which in turn cause further weakening.

European Employment Policies: Key Concepts, Domestic Implementation, Current Challenges Tania Bazzani, 2018-01-08

Judicial Law-Making in European Constitutional Courts Monika Florczak-Wątor, 2020-05-07 This book analyses the specificity of the law-making activity of European constitutional courts. The main hypothesis is that currently constitutional courts are positive legislators whose position in the system of State organs needs to be redefined. The book covers the analysis of the law-making activity of four constitutional courts in Western countries: Germany, Italy, Spain, and France; and six constitutional courts in Central-East European countries: Poland, Hungary, the Czech Republic, Slovak Republic, Latvia, and Bulgaria; as well as two international courts: the European Court of Human Rights (ECtHR) and the Court of Justice of the European Union (CJEU). The work thus identifies the mutual interactions between national constitutional courts and international tribunals in terms of their law-making activity. The chosen countries include constitutional courts which have been recently captured by populist governments and subordinated to political powers. Therefore, one of the purposes of the book is to identify the change in the law-making activity of those courts and to compare it with the activity of constitutional courts from countries in which democracy is not viewed as being under threat. Written by national experts, each chapter addresses a series of set questions allowing accessible and meaningful comparison. The book will be a valuable resource for students, academics, and policy-makers working in the areas of constitutional law and politics.

The European Union and Deprivation of Liberty Leandro Mancano, 2019-05-02 The European Union and Deprivation of Liberty examines the EU legislative and judicial approach to deprivation of liberty from the perspective of the following fundamental rights and principles: the principle of legality and proportionality of penalties; the right to liberty; and the principle that criminal penalties must aim for the social reintegration of the offenders. The book measures the relevant EU law against those rights; this constitutes the very core of the relationship between public powers and individual liberty. The analysis shows that the ultimate goal of the Union is the creation and preservation of the EU as a borderless area. The holistic approach adopted in the book explains how different legal phenomena connected to deprivation of liberty have come into being in EU law. It also shows that those phenomena call for solutions suitable for the peculiarities of the EU legal order.

Politika 14 Isabella Cherubini, Ulrich Ladurner, Marco Angelucci, Günther Pallaver, Hermann Atz, Gernot Gruber, Christoph Tauber, Isabel Gallmetzer, Ingo Dejaco, Greta Klotz, Marco Brunazzo, Ferdinand Karlhofer, Claudius Wagemann, Joachim Gatterer, Harald Prosch, Andrea Felis, Thomas Benedikter, Elisabeth Alber, 2014-05-15 Im Mittelpunkt von Politika 14 steht die Analyse der Landtagswahlen im Oktober und der Parlamentswahlen im Februar 2013. Die Landtagswahlen in Südtirol (Hermann Atz/Günther Pallaver) werden mit jenen in Tirol (Ferdinand Karlhofer), Bayern (Claudius Wagemann) und im Trentino (Marco Brunazzo) verglichen. Weitere Themenfelder betreffen die Vorwahlen, den Einsatz der Medien im Wahlkampf (Plakate, Printmedien, Neue Medien) sowie eine Milieustudie. Es folgen Abhandlungen zur politischen Bildung, zu politischen Persönlichkeiten und Rezensionen.

Epistemic Communities at the Boundaries of Law Cecilia Blengino, Andrés Gascón-Cuenca, 2019 “As richly described in the various chapters of this book, we see that clinics can act as a window to the functioning of law and the legal system. Clinics allow students and faculty to see how laws and the legal system are functioning for groups of people who otherwise likely would not be a part of the common experience of professors and their students: poor people generally, migrants and refugees, women and children exploited by trafficking, people with disabilities, ethnic minorities, prisoners, and so on. Legal systems the world over tend to give less care and attention to the problems of the poor and other disempowered groups, and such people usually lack access to well-educated legal advocates to help them fight to make the legal system work for them. Through clinic cases, students and faculty see the day-to-day lives of people marginalized by the society, see how the law affects and influences their lives, and see how it serves or fails to serve them. For law professors involved in clinical education, such as the authors of this book, heightened awareness of the law’s operation for poor people adds another important perspective to the subjects of their research and work as commentators on the law. Students can also be inspired to select topics for research papers, master or PhD theses by exposure to problems in the law and legal system as it functions for their clients.” (Dall’introduzione)

Italien zwischen Krise und Aufbruch Alexander Grasse, Markus Grimm, Jan Labitzke, 2017-08-21 Mit dem Amtsantritt Matteo Renzis im Februar 2014 waren in Italien große Hoffnungen verbunden. Dem jungen Ministerpräsidenten gelang es zunächst tatsächlich, eine Aufbruchsstimmung zu erzeugen, die dem krisen- und skandalgeschüttelten Land einen tiefgreifenden Wandel verhieß. Zunächst schien es, als könne die unvollendete Zweite in eine grundlegend reformierte Dritte Republik transformiert werden: Italia 3.0. Dieser Prozess ist durch das im Dezember 2016 gescheiterte Verfassungsreferendum zunächst ins Stocken geraten. Gleichwohl überdauern einige Neuerungen der Ära Renzi seinen zwischenzeitlichen Rücktritt und zahlreiche Reformprojekte werden weiterverfolgt. Die Autorinnen und Autoren des Bandes untersuchen anhand der Veränderungen der Institutionen, des Parteiensystems, der Entscheidungsprozesse und der politischen Kultur sowie anhand aktueller Reformen in ausgewählten Politikfeldern in den drei Dimensionen der Politik (Polity, Politics und Policy), ob bzw. inwiefern der erhoffte Aufbruch tatsächlich stattgefunden hat, in welchen Bereichen die italienische Wirklichkeit hingegen in den alten Strukturen und Handlungsmustern verhaftet blieb und wo eine zweite Regierung Renzi oder andere zukünftige Regierungen anknüpfen könnten.

Wage bargaining under the new European Economic Governance Guy Van Gyes, Thorsten Schulten, 2015-09-28 Within the framework of the new European economic governance, neoliberal views on wages have further increased in prominence and have steered various reforms of collective bargaining rules and practices. As the crisis in Europe came to be largely interpreted as a crisis of competitiveness, wages were seen as the core adjustment variable for ‘internal devaluation’, the claim being that competitiveness could be restored through a reduction of labour costs. This book proposes an alternative

view according to which wage developments need to be strengthened through a Europe-wide coordinated reconstruction of collective bargaining as a precondition for more sustainable and more inclusive growth in Europe. It contains major research findings from the CAWIE2 - Collectively Agreed Wages in Europe - project, conducted in 2014-2015 for the purpose of discussing and debating the currently dominant policy perspectives on collectively-bargained wage systems under the new European economic governance.

The Consequences of the Crisis on European Integration and on the Member States Stelio Mangiameli, 2017-02-23 The book examines the economic crisis in the European Union and its consequences for European integration and the member states. Discussing the provisions introduced by the Treaty of Lisbon, from the effects of macroeconomic monitoring to the restraints produced by the Fiscal Compact, it offers an analysis of the European Union's current situation and the effects of the measures adopted to manage the crisis, also making reference to how Europe is perceived by its citizens. Moreover, the chapters offer thoughts on the European integration process, in particular the effects that the policies adopted to tackle the crisis have had on the economic and financial sovereignty of the member states. This detailed examination of the situation of the EU between the Treaty of Lisbon and the Fiscal Compact is characterized by an original multidisciplinary approach that offers an articulate reflection on the criticalities that affect the actions of both European and national institutions.

The European Union and International Investment Law Francesco Montanaro, 2023-03-23 This book explores the interaction between the EU and international investment law, both at the internal level, namely within the EU internal market, and at the external level, i.e. in the context of its relations with third States. The joint treatment of these dimensions reveals that the EU has assumed an ostensibly ambivalent attitude towards international investment law. At the internal level, it has consistently asserted that intra-EU international investment agreements (IIAs) are not compatible with EU law and advocated their termination. At the external level, by contrast, it has eagerly deployed IIAs to develop its post-Lisbon international investment policy. The book finds that beneath this apparent ambivalence towards international investment law ultimately lies the EU's attempt to impose, both internally and externally, its own original model of regulation of cross-border investment. It then argues that the EU adopted this approach with a view to supporting its internal market, enhancing its external influence, and, ultimately, pursuing long-term 'federal aspirations'. Finally, the book identifies the legal and political obstacles that have curtailed the EU's efforts at both the internal and the external level.

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