Contents

Preface ........................................................................................................................................... v
List of Contributors .................................................................................................................. xi
Table of Cases .......................................................................................................................... xv
Table of Legislation ................................................................................................................ xlvii

1. The Purpose of the EU Procurement Directives: Ends, Means and the Implications for National Regulatory Space for Commercial and Horizontal Procurement Policies ......................................................... 1
   Sue Arrowsmith

2. How Regulatory Networks Shaped Institutional Reform under the EU Telecoms Framework .......................................................... 49
   Nina Boeger and Joseph Corkin.

3. Perfectionism in European Law ....................................................................................... 75
   Jacco Bomhoff

4. From Fiscal Compact to Fiscal Union?
   New Rules for the Eurozone .................................................................................. 101
   Christian Calliess

5. A 'Minefield of Misreckonings': Europe's Constitutional Pluralism.......................................................... 119
   Emilios Christodoulidis

6. The Court of Justice as a Labour Court .......................................................................... 145
   ACL Davies

7. Protection Against Acts Harmful to Human Health and the Environment Adopted by the EU Institutions .................................................................................. 177
   Nicolas de Sadeleer and Charles Poncelet

8. Paths for Constitutional Thinking 'Beyond the State'?
   Alan Gibbs ......................................................................................................................... 209

9. The Euro Area Crisis and Constitutional Limits to Fiscal Integration .................................................................................. 243
   Alicia Hinarejos

10. The Fight against Terrorism, Fundamental Rights and the EU Courts: The Unsolved Conundrum .................................................................................. 269
    Eva Nanopoulos
CONTENTS

   Annette Nordhausen Scholes

12. The European Union as a Source of Inspiration .............................................................. 325
   Sir Konrad Schiemann

13. European Fundamental Rights and the Member States: From 'Selective' to 'Total' Incorporation? ................................................................. 337
   Robert Schütze

14. Who's Afraid of the Big, Bad European Public Prosecutor? ........................................ 363
   John R Spencer

15. Allowing the Right Margin: The European Court of Human Rights and The National Margin of Appreciation Doctrine: Waiver or Subsidiarity of European Review? .................................................. 381
   Dean Spielmann

16. 'Posting' and 'Posted Workers': The Need for Clear Definitions of Two Key Concepts of the Posting of Workers Directive ................................................................. 419
   Aukje van Hoek and Mijke Houwerzijl

17. An Illusion of Protection and an Assumption of Responsibility: The Possibility of Swedish State Liability after Laval ................................................................. 453
   Barend van Leeuwen

18. Up in the Air: Aviation, the EU Emissions Trading Scheme and the Question of Jurisdiction ................................................................. 475
   Christina Voigt

The Advocate General: Securing Trust and Democracy in the EU Judicial Order ................................................................. 507
Edited by
   Catherine Barnard, Markus Gehring and Iyiola Solanke

19. Securing Trust in the Court of Justice of the EU: The Influence of the Advocates General ................................................................. 509
   Albertina Albors-Llorens

20. A Fourth in the Court: Why are There Advocates General in the Court of Justice? ................................................................. 529
   Michal Bobek

21. The Advocate General: Bringing Clarity to CJEU Decisions? A Case-Study of Mangold and Kücükdeveci ................................................................. 563
   Tamara Ćapeta
22. The Advocate General: A Key Actor of the Court
   of Justice of the European Union .................................................... 587
   Laure Clément-Wilz

23. Social Legitimacy and the Court of Justice of the EU:
   Some Reflections on the Role of the Advocate General ..................... 615
   Alicia Hinarejos

24. Advocates General and Grand Chamber Cases:
   Assistance with the Touch of Substitution ....................................... 635
   Adam Lazowski

25. The Notion of Consensus as a Route to Democratic
   Adjudication? ................................................................................... 663
   Bilyana Petkova

26. The Advocate General: Assisting the CJEU of Article 13
   TEU to Secure Trust and Democracy .............................................. 697
   Iyiola Solanke

27. Advocate Generals' Opinions or Separate Opinions?
   Judicial Engagement in the CJEU ..................................................... 723
   Sophie Turenne

Index ................................................................................................... 745