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Series Editors: Valsamis Mitsilegas, Katalin Ligeti and Anne Weyembergh

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Ius Commune Casebooks for the Common Law of Europe

Series Managing Editor: Dimitri Droshout

This project fosters cooperation among legal scholars from across Europe. The casebooks combine extracts from national case law and other sources from the European level, providing a 'bottom-up approach' to the study of the law. Introductions, explanatory and comparative notes and questions tie the materials together, putting it in context.



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This series publishes the best new academic works on EU law by younger scholars in the subject. The series embraces the full scope of scholarship on EU law from doctrinal analysis to theoretical exploration, and also encourages inter-disciplinary, comparative and historical approaches, the overall aim being to publish innovative work which will widen knowledge and understanding of the place of law in the creation of Europe.



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This series, from the Swedish Network for European Legal Studies, acts as a forum for studies on European law by Swedish scholars. Each volume consists of articles aimed at spreading Swedish European law research to an international audience. The series provides analytical contributions on European law and its development.



EIGHTH EDITION
EU Competition Law
 An Analytical Guide
 to the Leading Cases

Ariel Ezrachi

This unique book is designed as a working tool for the study and practice of European competition law, focused on case law analysis. Each chapter begins with an introduction outlining the relevant laws, regulations and guidelines. Cases are reviewed in summary

form, accompanied by useful analysis and commentary.

The 8th edition includes recent judgments from the European Court of Justice and decisions from the European Commission on the scope of object and effects-based analysis, abuse of dominance, and merger control. It examines developments in regulation and the interface between new instruments and competition law enforcement.

Ariel Ezrachi is the Slaughter and May Professor of Competition Law at the University of Oxford, UK.

Jun 2024 | 9781509973378 | 912pp | Pbk | RRP: £49
 Jun 2024 | 9781509973385 | 912pp | Hbk | RRP: £160



**Krämer's EU
 Environmental Law**

*Ludwig Krämer with
 Christopher Badger*

The new edition of this essential book details the present state of EU environmental law as it has developed over the last 50 years. The author was personally involved in its making and enforcement, having worked for more than 30 years in the environmental department of the European Commission. The book provides therefore unique insights into this complex

field. New chapters elaborate on the relationship between UK and EU law after Brexit (written by Christopher Badger) and on the global effect of EU environmental law and policy.

The book is indispensable reading for students, researchers, and practising lawyers alike.

Ludwig Krämer is former judge at the Landgericht Kiel, Germany, and former Head of Unit for legal questions, waste management and environmental governance at the DG Environment of the European Commission. Christopher Badger is Barrister at 6 Pump Court, UK.

May 2024 | 9781509969074 | 640pp | Pbk | RRP: £44.99
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FOURTH EDITION
**European Private
 International Law**
 Commercial Litigation in the EU

Geert van Calster

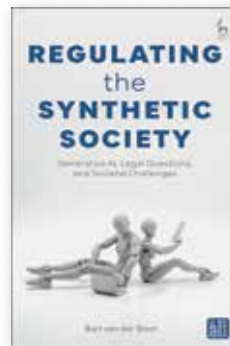
This classic textbook provides a thorough overview of European private international law. It is essential reading for both practitioners and students of private international law and transnational litigation, wherever they may be located: the European rules extend beyond European shores.

Opening with foundational questions, the book clearly explains the subject's central tenets: the Brussels I, Rome I and Rome II Regulations (jurisdiction, applicable law for contracts and tort).

Drawing on the author's rich experience, the new edition retains the book's hallmarks of insight and clarity of expression ensuring it maintains its position as the leading textbook in the field.

Geert van Calster is Professor Ordinarius at KU Leuven, Belgium, and visiting professor at King's College London, UK, and Monash University, Australia. He is a practising member of the Belgian Bar.

Jan 2024 | 9781509970919 | 576pp | Pbk | RRP: £39.99
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**Regulating the
 Synthetic Society**

*Generative AI, Legal Questions,
 and Societal Challenges*

Bart van der Sloot

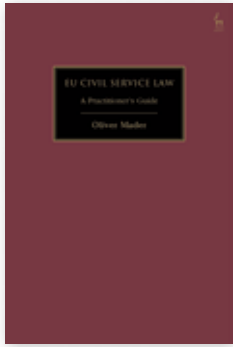
This open access book offers an introduction to 4 cutting-edge technologies (humanoid robots, deepfakes, augmented reality, and virtual reality), their main use cases, and their positive and negative effects.

The book evaluates how the current European legal paradigm applies to these technologies, focussing on the right to privacy and data protection, freedom of expression, procedural law, tort law, and the regulation of AI. It discusses regulatory alternatives to solve existing regulatory gaps and shows that there are no easy answers.

The ebook editions of this book are available open access under a CC BY-NC-ND 4.0 licence on bloomsburycollections.com.

Bart van der Sloot is Associate Professor at the Tilburg Institute for Law, Technology & Society, Tilburg University, the Netherlands.

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EU Civil Service Law

A Practitioner's Guide

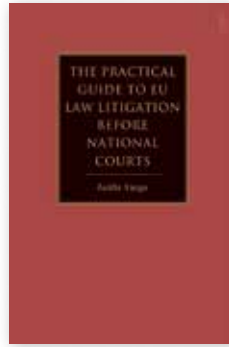
Oliver Mader

This commentary interprets EU Staff Regulations on the basis of a set of judgments handed down by the EU courts over more than 70 years, complemented by insightful case studies. In addition to presenting key aspects of employment law, the book considers future legal developments. Several areas of Union law meet in the practice of civil service matters: fundamental rights; social and labour

law; family and tax law; and procedural, administrative, institutional or constitutional law. This intersection is explored across chapters covering civil service law context, its legal framework and principles; procedural aspects; and collective EU civil service law.

Oliver Mader is a renowned expert in the field of EU law, with a long-standing professional background of work in and for various EU institutions.

Jul 2024 | 9781509977925 | 368pp | Hardback | RRP: £150



EU and EEA Law Litigation Before National Courts

A Practical Guide

Zsófia Varga

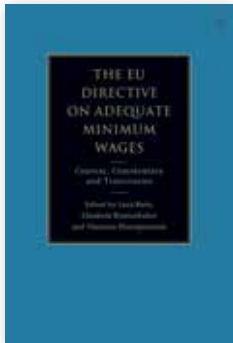
This book provides practical and comprehensive guidance for national practising lawyers on the application of EU/EEA law before national courts. It describes the essential rules regarding the application of EU/EEA law before national judicial instances and structures them systematically, to enable

national judges and litigation attorneys to comprehend the main standards.

The book is divided into 6 chapters, each dealing with a specific topic. For pragmatic purposes, the structure of the chapters is uniform and each chapter can be read individually. The book's unique practical focus makes a great addition to any national lawyer's and EU law expert's library.

Zsófia Varga is Member of the Legal Services at the European Parliament, Luxembourg.

Mar 2024 | 9781509964895 | 536pp | Hbk | RRP: £250



The EU Directive on Adequate Minimum Wages

Context, Commentary and Trajectories

Edited by Luca Ratti, Elisabeth Brameshuber and Vincenzo Pietrogiovanni

This book analyses the EU regulatory framework deriving from the enactment of Directive 2022/2041 on adequate minimum wages.

In the first part, the book discusses the function of minimum wage policies in contemporary labour markets and the role of social partners and collective bargaining in governing minimum wage determinants and trends. The second part provides an article-by-article commentary of the Directive. The third part assesses the main systemic implications of the Directive on Member States.

With contributions written by scholars and stakeholders from across Europe, the book is an invaluable resource for researchers, policy makers, trade unionists and employers' representatives.

Luca Ratti is Associate Professor of European and Comparative Labour Law at the University of Luxembourg, Luxembourg. *Elisabeth Brameshuber* is Professor of Labour and Social Security Law at the University of Vienna, Austria. *Vincenzo Pietrogiovanni* is Associate Professor of Labour Law at University of Southern Denmark.

Mar 2024 | 9781509968725 | 624pp | Hbk | RRP: £150



The Danish EU Opt-Outs

Their Legal Significance, Past and Present

Christian Thorning

This book offers the first comprehensive legal study dedicated to the understanding of the Danish EU opt-outs. The impact of these are significant, falling as they do within Union Citizenship, the Euro, defense cooperation and the Area of Freedom, Security and Justice. Through a re-examination of the opt-outs individually, collectively and temporally,

the book sheds light on their legal design and their interplay between international law, EU law and national law. This pioneering book takes a legal-doctrinal approach, which provides readers with a solid understanding of the opt-outs. Academics, judges and European Union civil servants will find this invaluable.

Christian Thorning is a lawyer and senior Danish diplomat.

Oct 2024 | 9781509980949 | 272pp | Hardback | RRP: £85



The European Convention on Human Rights and Private Law

Comparative Perspectives from South-Eastern Europe

Edited by Mateja Durovic and Cristina Poncibò

A team of expert contributors address challenging issues concerning the relationship between private law and the rule of law and human rights, with specific focus on case studies from South-Eastern Europe.

The book examines the broadening application of human rights to the private law fields and the resulting effects. Contributors offer a truly interdisciplinary perspective drawn from comparative law, civil law, procedural law and public law. By so doing, for the first time, they offer insights into the fascinating questions the region poses for private law and human rights.

Mateja Durovic is Reader in Contract and Commercial Law at Dickson Poon School of Law and Co-Director of the Centre for Technology, Ethics, Law and Society at King's College London, UK. *Cristina Poncibò* is Professor of Comparative Private Law at the Law Department of the University of Turin, Italy.

Oct 2024 | 9781509958085 | 320pp | Hbk | RRP: £85



The Normative Foundations for EU Criminal Justice

Powers, Limits and Justifications

Jacob Öberg

Should the European Union regulate criminal justice? This open access book explores the question forensically, establishing whether a compelling normative justification for EU action in the field exists.

It develops an integrated standard based on the perspectives of the effective

allocation of regulatory authority between the EU and the Member States, representation-based political theories, and harm-based theories of criminal law. This is a work that will be welcomed not only by EU criminal law scholars, but also by practitioners, judges and policymakers.

Jacob Öberg is Full Professor of European Union Law at the Law Department at the University of Southern Denmark.

Jun 2024 | 9781509962334 | 240pp | Hbk | RRP: £85



EU Trade and Investment Treaty-Making Post-Lisbon

Moving Beyond Mixity

Gesa Kübek

A thorough legal analysis of the practice of mixity since the Lisbon Treaty, providing the perspectives of international, EU, and national law.

The book presents a detailed understanding of mixity, the common commercial policy, and the recent case law of the EU Court of

Justice. It assesses recent practice and current challenges, such as the non-ratification of mixed agreements, Brexit, ensuring parliamentary participation in EU treaty-making, and the new architecture for concluding EU trade and investment agreements. The author argues that in the field of trade and investment, mixity is no longer a purely procedural question but a substantive choice.

Gesa Kübek is Assistant Professor in European Law, Groningen University, the Netherlands.

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Free Movement and Welfare Access in the European Union

Re-Balancing Conflicting Interests in Citizenship Jurisprudence

Victoria Hooton

This book assesses EU free movement law and its balancing of fundamental EU objectives and its Member States' concerns regarding their welfare systems. It takes a dual approach: a combination of doctrinal analysis of EU citizenship case law and mobility data. This

clearly shows an imbalance between the representation and protection of these conflicting interests in EU case law. The study goes on to identify avenues for reform and to highlight the importance of the principle of proportionality for attaining a legitimate balance of interests. This will be much welcomed by scholars of EU free movement and citizenship law.

Victoria Hooton is Research Fellow at the Max Planck Institute for Legal History and Legal Theory, Germany.

May 2024 | 9781509966851 | 336pp | Hbk | RRP: £85



Private Autonomy in EU Internal Market Law

Parameters of its Protection and Limitation

Rufat Babayev

A fresh perspective on the normative framework of the EU's internal market. The book explores the place of the ideals of private autonomy in the EU's legal order and the parameters of their protection within its legal and regulatory framework. Looking at

the coexistence of, and interaction between, varying expressions of private autonomy, it offers a comprehensive review of the protection of private autonomy at the normative core of the internal market. The book also introduces a new framework for understanding the correlation between the free movement and competition law regimes and the fundamental economic rights protected in the Charter.

Rufat Babayev is Lecturer in Law at Leicester University, UK.

Apr 2024 | 9781509920693 | 352pp | Hbk | RRP: £85



The European Integrated Border Management

Frontex, Human Rights, and International Responsibility

Giulia Raimondo

This open access book addresses the challenges related to the implementation of the EIBM and the human rights responsibilities that it can trigger. It looks at two discourses: firstly at a reflection on the concept of EIBM and its human rights impact; secondly at the

question of the attribution of international responsibility for violations that occurred in the implementation of the EIBM.

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Giulia Raimondo is Postdoctoral Researcher at the University of Luxembourg.

Apr 2024 | 9781509964543 | 400pp | Hbk | RRP: £90



The Evolving Governance of EU Competition Law in a Time of Disruptions

A Constitutional Perspective

Edited by Carlo Maria Colombo, Kathryn Wright and Mariolina Eliantonio

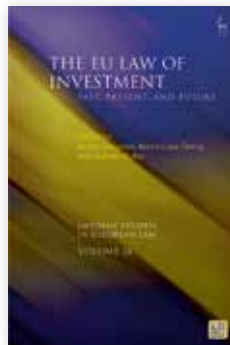
This book analyses the complex trends and transformations emerging in EU competition law in the current turbulent times.

Economic crises, the climate emergency, digitalisation, and geopolitical and democratic threats all have societal and economic effects on the EU. This brings about significant governance and constitutional challenges by questioning how the governance of EU competition law is being transformed to respond and adapt.

The essays in this collection focus on the substantive and procedural developments across the three main policy areas of EU competition law: antitrust, merger control and State aid. It will be invaluable for EU constitutional and competition lawyers.

Carlo Maria Colombo is Marie Skłodowska-Curie Fellow at Sciences Po, France, and Assistant Professor of Administrative Law at Maastricht University, the Netherlands. Kathryn Wright is Senior Lecturer in Law at the University of York, UK. Mariolina Eliantonio is Professor of European and Comparative Administrative Law and Procedure at Maastricht University, the Netherlands.

Feb 2024 | 9781509951796 | 368pp
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The EU Law of Investment

Past, Present, and Future

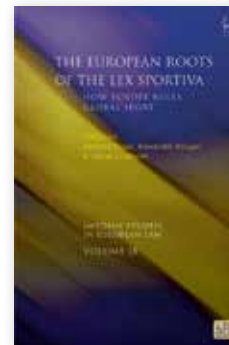
Edited by Xavier Groussot, Marja-Liisa Öberg and Graham Butler

This open access book investigates, analyses, and discusses the emerging issues of investment and the EU legal order. Leading scholars, civil servants and practitioners assess the implications of Europe's shift to a protectionist stance on investment, taking a four part approach of framing investment, arbitration, sustainability, and future developments. The collection's expert insights and ambitious scope ensures its appeal to investment lawyers both within and outside the European Union.

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Xavier Groussot is Professor of Law, and Marja-Liisa Öberg is Associate Professor of Law, both at Lund University, Sweden. Graham Butler is Associate Professor of Law at Aarhus University, Denmark.

Nov 2024 | 9781509965854 | 368pp
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The European Roots of the Lex Sportiva

How Europe Rules Global Sport

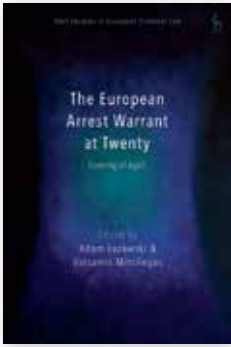
Edited by Antoine Duval, Alexander Krüger and Johan Lindholm

This open access book explores the complexity of the *lex sportiva*, the transnational legal regime governing international sports. Contributors trace the embeddedness of the *lex sportiva* within national law, European Union law and the European Convention on Human Rights, pointing out the fact that European legal processes are central when challenging the status quo as illustrated recently in the Semenya and Superleague cases.

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Antoine Duval is Senior Researcher at the TMC Asser Instituut, the Netherlands. Alexander Krüger is Legal Researcher, and Johan Lindholm is Professor of Law, both at Umeå University, Sweden.

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The European Arrest Warrant at Twenty

Coming of Age?

Edited by Adam Lazowski and Valsamis Mitsilegas

The European Arrest Warrant (EAW), the cornerstone of European criminal law, is twenty years old. This collection brings together the leading commentators in the field to assess its merits and successes, and to suggest improvements. Taking a holistic approach,

it looks at the EAW from all the different perspectives of its operation. Discussions range from fundamental rights, to constitutional issues and questions of national diversity, and to the external dimension of the EAW. This is an important assessment of the EAW, destined to become the point of reference in the field.

Adam Lazowski is Professor of EU Law, Westminster Law School, University of Westminster, UK. *Valsamis Mitsilegas* is Head of the Department of Law, Professor of European Criminal Law and Global Security, and Director of the Criminal Justice Centre at Queen Mary, University of London, UK.

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Critical Reflections on the EU's Data Protection Regime

GDPR in the Machine

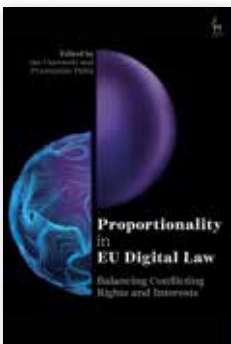
Edited by Róisín Á Costello and Mark Leiser

This book brings together leading academics working on data protection law in the EU to analyse the most notable developments, and the most significant changes, which have occurred during the first 5 years of the GDPR.

In highlighting the controversies and conflicts which the Regulation has faced in its first 5 years, the book illuminates the significance of the GDPR's introduction in advancing our thinking about the function, form, and future of data protection law, and outlines those matters that remain to be resolved as the GDPR moves towards its first decade in force.

Róisín Á Costello is Assistant Professor of EU Law at Trinity College Dublin, Ireland. *Mark Leiser* is Assistant Professor at Vrije Universiteit-Amsterdam, the Netherlands.

Dec 2024 | 9781509977840 | 272pp | Hbk | RRP: £85



Proportionality in EU Digital Law

Balancing Conflicting Rights and Interests

Edited by Jan Czarnocki and Przemyslaw Palka

This book addresses the interplay between the proportionality principle and EU digital law.

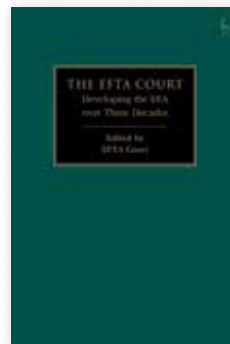
The chapters scrutinise recent EU regulatory initiatives such as the GDPR, AI Act, Copyright Directive, DSA and DMA, and

more. They delve into the unique context of AI systems regulation, digital marketing, and data protection, illuminating the application and impact of proportionality in these arenas.

Providing an in-depth examination of legal actors and real-life conflicts, the book explains the pivotal role of the principle of proportionality in achieving an optimal balance of rights in our digital era.

Jan Czarnocki is Marie Skłodowska-Curie Fellow and Doctoral Researcher at the KU Leuven Centre for IT & IP Law, Belgium. *Przemyslaw Palka* is Assistant Professor at the Jagiellonian University Faculty of Law, Poland.

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The EFTA Court

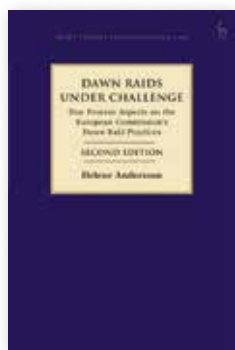
Developing the EEA over Three Decades

Edited by The EFTA Court

The EEA Agreement extends the four freedoms (persons, goods, services and capital) to: Iceland, Liechtenstein and Norway. It provides for equal conditions of competition and abolishes discrimination on grounds of nationality. The EFTA Court, celebrating its 30th anniversary in 2024, has jurisdiction over parties to the Agreement. This jurisdiction

corresponds to that of the Court of Justice of the European Union over EU Member States in matters of EEA law. This collection of essays, written by members of the Court and external experts, reviews the successes and shortcomings of the Court, its interface with EU law, and its future development.

Aug 2024 | 9781509968800 | 496pp | Hbk | RRP: £120



SECOND EDITION

Dawn Raids Under Challenge Due Process Aspects on the European Commission's Dawn Raid Practices

Helene Andersson

This 2nd edition provides an updated analysis of the European Commission's dawn raid practices. Examining the obligations imposed by the Charter and the ECHR and the response of the Luxembourg and Strasbourg Courts, the book shows that whereas the Strasbourg Court

strikes a balance between efficiency concerns and fundamental rights, the approach of the EU Courts is not equally balanced.

The book provides an essential examination of this important subject, and is of great practical interest to companies, practitioners, and enforcers. It is also of theoretical interest, offering reflections on the effectiveness and legitimacy of the Commission's enforcement powers.

Helene Andersson is Counsel at Delphi, Sweden.

Jun 2024 | 9781509969425 | 384pp | Hbk | RRP: £95



The Legal Consistency of Technology Regulation in Europe

*Edited by Inge Graef
and Bart van der Sloot*

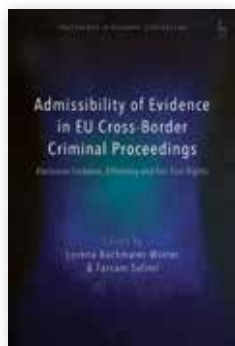
By bringing together fundamental rights, economic law, and recent legislation in the areas of digital platforms, data, and AI, this open access book gives a comprehensive picture of the state of play in technology regulation in the EU.

The book analyses the legal consistency of technology regulation from three perspectives: (1) the relationship between the EU and the Council of Europe; (2) the relationship among EU regulatory frameworks; and (3) the relationship between EU and Member State law.

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Inge Graef is Associate Professor of Competition Law, and Bart van der Sloot is Associate Professor at the Tilburg Institute for Law, Technology, and Society, both at Tilburg University, the Netherlands.

Jun 2024 | 9781509968022 | 240pp | Hbk | RRP: £85



Admissibility of Evidence in EU Cross-Border Criminal Proceedings

*Electronic Evidence, Efficiency
and Fair Trial Rights*

*Edited by Lorena Bachmaier Winter
and Farsam Salimi*

This book provides a systematic and analytical account of the problems facing transnational criminal justice. It details issues arising in the transnational prosecution of crimes; assesses

existing obstacles on admissibility of evidence; assesses the impact that the impediment of free circulation of evidence has on fundamental rights of the defendants facing criminal trial; and drafts a proposal for the future of regulation.

The book offers essential insights on how to outline the main general rules that could be adopted at EU level, balancing the need for efficiency in prosecution and the protection of human rights.

Lorena Bachmaier Winter is Professor of Procedural Law at the Complutense University of Madrid, Spain. Farsam Salimi is Professor of Criminal Law at the University of Vienna, Austria.

Jun 2024 | 9781509971992 | 336pp | Hbk | RRP: £85



The Foundations of European Transnational Private Law

*Edited by Anna Beckers,
Hans-W Micklitz, Rodrigo Vallejo
and Pia Letto-Vanamo*

This collection identifies and assesses the role of EU private law, beyond the EU marketplace, but within the transnational market. It explores the implications the external reach of EU private law is having at both a substantive and normative level. Its team of experts do this by relating the external dimension of European

regulatory private law to two discussion points: its concrete contribution of different sectors of transnational markets; and its relevance to contemporary legal conceptions of transnational law and ordering. This allows the book to set out the role of European private law in the global political economy.

Anna Beckers is Assistant Professor at the Faculty of Law, Maastricht University, the Netherlands. Hans-W Micklitz is Professor of Economic Law at the European University Institute, Italy. Rodrigo Vallejo is Assistant Professor in Private Law at the University of Amsterdam, the Netherlands. Pia Letto-Vanamo is Research Director and Professor at the Faculty of Law, University of Helsinki, Finland.

May 2024 | 9781509962921 | 416pp | Hbk | RRP: £95



Parliamentarism and Encyclopaedism

Parliamentary Democracy in an Age of Fragmentation

Giovanni Rizzoni

This book explores a specific aspect of modern parliamentarism: its ability to produce and organise political knowledge.

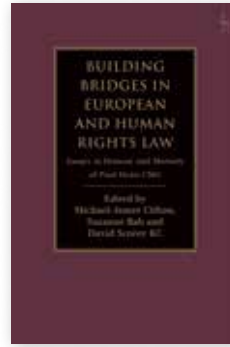
The book argues that the very meaning of modern parliamentarism cannot properly be understood without considering the

cognitive value which is inherent in the representative function discharged by parliaments, vis-a-vis the political community. It does so by studying the 'encyclopaedic patterns' underlying modern parliamentarism. Exploring the concept from ancient times to modernity, it addresses the fundamental question of the relationship between knowledge and democratic decision-making.

This is a truly innovative book; challenging, provocative and asking crucial questions of how parliaments work and legislate.

Giovanni Rizzoni is Head of the Research Service of the Italian Chamber of Deputies. He teaches Comparative Public Law at the Department of Political Sciences of the LUISS University of Rome, Italy.

Feb 2024 | 9781509963911 | 192pp | Hbk | RRP: £90



Building Bridges in European and Human Rights Law

Essays in Honour and Memory of Paul Heim CMG

Edited by Michael-James Clifton, Suzanne Rab and David Scorey KC

This unique book, formed as a series of essays, focusses on the building of bridges between individuals and institutions in European and human rights law. Drawing on the contributions of international judges, leading

practitioners, and officials, the collection provides personal reflections and expertise on selected aspects of European and human rights law. In so doing, it provides multi-level perspectives on the Court of Justice of the European Union, the EFTA Court, the European Court of Human Rights, and the International Criminal Court, and the interaction of their jurisprudence with domestic law.

Michael-James Clifton is Barrister, Chambers of Judge Bernd Hammermann at the EFTA Court, Luxembourg. Suzanne Rab is Professor at Brunel University and Barrister at Serle Court Chambers, UK. David Scorey KC is Barrister at Essex Court Chambers, UK.

Feb 2024 | 9781509952588 | 312pp | Hbk | RRP: £85



Democratic Authority

On the Nature and Grounds of the EU's Right to Rule

Josef Weinzierl

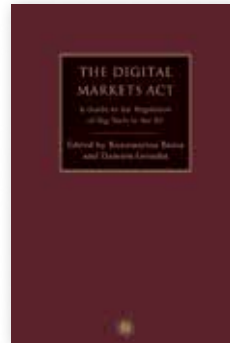
What is the nature of EU's authority? This book explores this question, and is much needed given the increased scrutiny of the EU's actions in the face of growing nationalism and various other internal and external challenges.

By setting out an original account of the preferred moral standard to evaluate such

authority, ie democratic authority, it illustrates how that standard affects the practical reasoning of those subject to the EU's authority. Theoretically significant, the book has important practical value as legitimacy challenges in the EU increase. Constitutional lawyers and theorists, as well as political scientists will welcome this innovative work.

Josef Weinzierl is a member of the Bavarian Judiciary, Germany.

Jan 2024 | 9781509965045 | 200pp | Hbk | RRP: £85



The Digital Markets Act

A Guide to the Regulation of Big Tech in the EU

Edited by Konstantina Bania and Damien Geradin

This book provides an in-depth exploration of the Digital Markets Act (DMA). It explains the rationale for the DMA, introduces the reader to the digital services falling within its scope, and provides insights into the interpretation issues and enforcement challenges that arise from the obligations it establishes. Analysing the DMA

in the broader legal and market context, the chapters examine tensions between the DMA and other (EU and national) rules governing the conduct of online platforms, compare the DMA to similar initiatives undertaken in other jurisdictions, and bring perspectives from other disciplines, such as data protection regulation.

Konstantina Bania is a Partner at Geradin Partners and Lecturer in law at the University of Sheffield, UK. Damien Geradin is the Founding Partner of Geradin Partners, and Professor of Competition Law and Economics at Tilburg University, the Netherlands.

Nov 2024 | 9781509970018 | 432pp | Hbk | RRP: £180

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