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European Yearbook of Constitutional Law 2019 Ernst Hirsch Ballin, Gerhard van der Schyff, Maarten Stremler, 2019-12-02 The European Yearbook of Constitutional Law EYCL is an annual publication initiated by the Department of Public Law and Governance at Tilburg University and devoted to the study of constitutional law It aims to provide a forum for in depth analysis and discussion of new developments in the field both in Europe and beyond This inaugural volume examines the safeguards and limits of judicial power in a variety of constitutional systems both at the national and supranational level The book approaches the judiciary as part of the constitutional system operating within a legal order that connects the citizens and institutions of the state to each other Looking at the judiciary from this broader perspective the traditional doctrine of the separation of powers would appear no longer to adequately represent the diversity and complexity of constitutional systems and their democratic legitimacy Judicial independence does not mean isolation but should better be understood as institutionalizing relationships that legitimize the power of the courts The notions of safeguards and limits indicate the reciprocally enabling and protecting nature of these relationships In recognition of this the contributions to this volume analyse these safeguards and limits as relations existing within a complex constitutional architecture State institutions today are involved in a fundamental transformation of their selfunderstanding as a result of changes in political culture Several contributions to this volume provide examples of political criticism and pressure on the judiciary against which the usual guarantees are unable to provide adequate protection A convincing and effective response to threats to the judiciary s independence requires a detailed and precise analysis of the judiciary s constitutional safeguards and limits This book offers a step in that direction

The Cambridge Handbook of China and International Law

Ignacio de la Rasilla, Congyan Cai, 2024-01-18 This handbook provides a comprehensive road map to China s engagement with international law and an upgraded bridge between Chinese and Western approaches in times of turmoil Written by a leading group of Chinese and Western specialists it examines how China is assimilating into and putting its stamp on the global legal order It offers updated analyses of China s relationship with international institutions human rights law international trade law the law of the sea the laws of peace and war international criminal law global health law international investment law international environmental law climate change international terrorism law outer space law intellectual property law cyber space warfare international financial law international dispute settlement territorial disputes the Belt and Road Initiative the Community of Shared Future for Mankind China s constitutional law the judicial application of international law state immunity the international rule of law China s treaty practices and the extraterritorial application of Chinese laws

Italian Regionalism and the Federal Challenge Erika Arban, 2023-06-26 This monograph thoroughly illustrates the debate on federalism and regionalism as it emerged in Italy in the years preceding the unification of 1861 and then again in the early 1990s a debate mainly centred on the deep socio economic differences between the North and the

South of the country Torn between centripetal and centrifugal forces the Italian regional model implemented with the 1948 constitution and strengthened in 2001 provokes questions that intersect with topical debates engaging scholars globally potentially stimulating comparative discussions While the future of Italian regionalism remains unclear the Italian regional model combines lessons coming from different theoretical experiences including federalism sub state nationalism and the European unification process representing a novel experiment fashioned by those who were looking for a compromise between unitary and federal schemes

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