

## **G Giappichelli Editore Diritto Costituzionale R Bin**

The book contains 24 contributions from European law scholars and practitioners analysing the constitutional basis of the European Union and the normative orientation of the Common Foreign and Security Policy (CFSP) as well as the central economic and monetary provisions (TFEU) after the Reform Treaty of Lisbon. Presenting the findings of a European research team, which is composed of authors from eight Member States, the publication underlines the aspiration of the editors to thoroughly analyse the constitutional law of the European Union currently in force.

Hans Kelsen and Max Weber are conventionally understood as the original proponents of two distinct and opposed processes of concept formation generating two separate and contrasting theoretical frameworks for the study of law. The Reconstruction of the Juridico-Political: Affinity and Divergence in Hans Kelsen and Max Weber contests the conventional understanding of the theoretical relationship between Kelsen ' s legal positivism and Weber ' s sociology of law. Utilising the conceptual frame of the juridico-political, the contributors to this interdisciplinary volume analyse central points of affinity and divergence in the work of these two influential figures. Thus, the chapters collected in The Reconstruction of the Juridico-Political offer a comprehensive reconsideration of these affinities and divergences, through a comparison of their respective reconstruction of the notions of democracy, the State, legal rights and the character of law. From this reconsideration a more complex understanding of their theoretical relationship emerges combined with a renewed emphasis upon the continued

contemporary relevance of the work of Kelsen and Weber.

Manuale di diritto costituzionale italiano ed europeo: Le fonti del diritto e gli organi di garanzia giurisdizionale

Manuale di diritto costituzionale italiano ed europeo: Lo Stato e gli altri ordinamenti giuridici, i principi fondamentali, i diritti e i doveri costituzionali

Seconda edizione

Fundamental Rights in European Contract Law

Lineamenti di diritto costituzionale della Regione Toscana

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.

La Collana di Diritto costituzionale regionale intende ospitare, e rinnovare nel tempo, studi dedicati agli ordinamenti delle singole Regioni italiane: in ciò, peraltro, rifuggendo da localismi alla moda o, comunque, asintonici rispetto al disegno costituzionale repubblicano, pur dopo le profonde riforme legislative e costituzionali avutesi a cavallo tra il secolo passato e quello presente, e, tuttavia, con la convinzione che, al di là delle linee generali comuni, i valori attribuiti e riconosciuti all' autonomia territoriale, soprattutto nei termini di una più efficiente organizzazione dell' apparato pubblico e di una miglior tutela dei diritti e delle aspettative individuali e collettive, possano trovare realizzazione solo nel concreto e virtuoso operare degli istituti e delle procedure della democrazia locale e partecipativa.

From the First to the Second Republic

Constitutional Basis, Economic Order and External  
Action

Diritto costituzionale dell'Unione Europea

Diritto pubblico comparato

Il diritto costituzionale come speranza. Secessione,  
democrazia e populismo alla luce della Reference Re  
Secession of Quebec

***Profili giuridici ed economici del bilancio  
d'esercizio delle società di capitali  
(corporations) operanti negli Stati Uniti  
d'America. Vengono delineate le norme  
federali e statali applicabili, i principali***

***principi contabili U.S. Gaap, e le problematiche che si riscontrano tra le società quotate (public company) e società non quotate. Inoltre viene trattato il bilancio d'esercizio, nell'Unione Indiana, la Rep. Popolare Cinese e la Svizzera. Legal and economic profile of the financial statements about the corporations operating in the United States of America . This book outline the applicable federal and state Acts, Statutes and regulations, the main US GAAP accounting standards, and the problems that exist between the listed companies (public company) and non-listed companies . Also it is outlined the financial statements in the Indian Union, in the Popular Rep. of China and Switzerland.***

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**soprattutto nei termini di una più efficiente organizzazione dell'apparato pubblico e di una miglior tutela dei diritti e delle aspettative individuali e collettive, possano trovare realizzazione solo nel concreto e virtuoso operare degli istituti e delle procedure della democrazia locale e partecipativa. La Collana è attualmente divisa in due Sezioni: Istituzioni, dedicata all'esposizione istituzionale degli ordinamenti di ciascuna Regione; Argomenti, riservata, invece, a specifici approfondimenti di taglio monografico.**

**Diritto costituzionale regionale**

**Diritto costituzionale comparato**

**Public Law Between Governance and Political Life**

**Cohesion and Innovation in Times of Economic Crisis**

**Quanta Europa c'è in Europa? Profili di diritto costituzionale europeo**

***This textbook has been designed to provide students with an up-to-date and accessible introduction to the complexities of Italian politics during the 1990s. It will equip students with a sound understanding of the basics of Italian politics and government, and will provide clear and simple insights into the intricacies of Italian political behaviour. The comprehensive coverage includes: \****

***an introduction to contemporary history, political geography and economic issues as well as Italian political values and attitudes. \* a section on political behaviour which explores political parties, interest groups and the electoral earthquakes of the 1990s. \* a section on government institutions and their roles, including discussion of the executive, the legislature, the judiciary and the subnational government. \* analysis of Italy's often stormy relationship with the European Union \* an exploration of recent events, such as attempts at institutional reform***

***Manuale Di Diritto Costituzionale Italiano Ed EuropeoDiritto costituzionaleDiritto costituzionale dell'Unione EuropeaDiritto costituzionaleDiritto costituzionaleApprofondimenti di diritto costituzionaleManuale di diritto costituzionale italiano ed europeo: Lo Stato e gli altri ordinamenti giuridici, i principi fondamentali, i diritti e i doveri costituzionaliThe Convergence of the Fundamental Rights Protection in EuropeSpringer  
Lezioni di diritto costituzionale***

***The Reconstruction of the Juridico-Political  
Diritto costituzionale***

***Verso la riforma costituzionale : cosi cambieranno le  
istituzioni della Repubblica. / Emanuele Rossi***

Authors from 13 countries come together in this edited volume, Common Law and Civil Law Today: Convergence and Divergence, to present different aspects of the relationship and intersections between common and civil law. Approaching

the relationship between common and civil law from different perspectives and from different fields of law, this book offers an intriguing insight into the similarities, differences and connections between these two major legal traditions. This volume is divided into 3 parts and consists of 22 articles. The first part discusses the common law / civil law dichotomy in the international legal systems and theory. The second focuses on case-law and arbitration, while the third part analyses elements of common and civil law in various legal systems. By offering such a variety of approaches and voices, this book allows the reader to gain an invaluable insight into the historical, comparative and theoretical contexts of this legal dichotomy. From its carefully selected authors to its comprehensive collection of articles, this edited volume is an essential resource for students, researchers and practitioners working or studying within both legal systems.

Questo lavoro è destinato essenzialmente agli studenti e costituisce un esaustivo strumento di apprendimento della materia pubblicistica. La prima parte è dedicata al diritto costituzionale; la seconda parte al diritto amministrativo sostanziale e processuale, con puntuali riferimenti ad istituti che assumono comunque rilevanza anche nell'ambito del diritto pubblico, nonché al diritto sanitario. I mirati cenni storici consentono una migliore comprensione della normativa vigente. Inoltre, i diffusi riferimenti bibliografici ed il richiamo delle più significative pronunce della Corte costituzionale e delle magistrature superiori hanno lo scopo di agevolare l'approfondimento degli argomenti trattati. Il volume, pertanto, fornisce una solida base sulla quale misurare le annunciate riforme che dovrebbero incidere profondamente, specie sul nostro sistema costituzionale.

Common Law and Civil Law Today - Convergence and  
Divergence

Sezione argomenti

Istituzioni di diritto pubblico

Lineamenti di diritto costituzionale delle regioni e degli enti  
locali

Manuale di diritto costituzionale italiano ed europeo

This book represents a first attempt to investigate the relations between Law and Agroecology. There is a need to adopt a transdisciplinary approach to multifunctional agriculture in order to integrate the agroecological paradigm in legal regulation. This does not require a super-law that hierarchically purports to incorporate and supplant the existing legal fields; rather, it calls for the creation of a trans-law that progressively works to coordinate interlegalities between different legal fields, respecting their autonomy but emphasizing their common historical roots in *rus* in the process. *Rus*, the rural phenomenon as a whole, reflects the plurality and interdependence of different complex systems based jointly on the land as a central point of reference. "Rural" is more than "agricultural": if agriculture is understood traditionally as an activity aimed at exploiting the land for the production of material goods for use, consumption and private exchange, rurality marks the reintegration of agriculture into a broader sphere, one that is not only economic, but also social and cultural; not only material, but also ideal, relational, historical, and symbolic; and not only private, but also public. In approaching *rus*, the



natural and social sciences first became specialized, multiplied, and compartmentalized in a plurality of first-order disciplines; later, they began a process of integration into Agroecology as a second-order, multi-perspective and shared research platform. Today, Agroecology is a transdiscipline that integrates other fields of knowledge into the concept of agroecosystems viewed as socio-ecological systems. However, the law seems to still be stuck in the first stage. Following a reductionist approach, law has deconstructed and shattered the universe of law into countless, disjointed legal elementary particles, multiplying the planes of analysis and, in particular, keeping Agricultural Law and Environmental Law two separate fields.

A significant part of the world's population lives under some sort of federal arrangement. And yet, the concepts of federalism and federation remain under-theorised. Federalist theorists have, for the most part, defined their object by opposition to the unitary state. As a result, they have not developed public law theories that capture the specificity of this type of polity. Bringing together contributions from leading public law theorists and intellectual historians, this volume explores the foundations of federalism. It develops novel perspectives on the core problems of traditional federalist theory and charts new departures in federalist theory and federal power-sharing. At a time when we look for more inclusive ways of ordering public life, the volume fills an urgent theoretical and political need.

From the 1st to the 2nd Republic

Approfondimenti di diritto costituzionale

A Comparison of the Impact of Fundamental Rights on  
Contractual Relationships in Germany, the Netherlands,  
Italy and England

Testi normativi per lo studio del diritto costituzionale  
italiano ed europeo

TOMO II

*Modern direct democracy has recently become an important element of political life in many countries. These developments can be observed at the national, regional, and local level of political systems. Participation and democracy in local political affairs play a major role in stabilising and developing democratic systems. This volume presents, for the first time, a broad basis of information on the wide variety of local institutions and practice of direct democracy in 19 countries. Country specialists analyse - the role of direct democracy in the institutional context and culture of national political systems, - political processes of introduction and development of initiatives and referendums, - regulations of procedures of municipal direct democracy, - practice of local direct democracy, - the contribution of local direct democracy to democratic development in general.*

*This volume aims to equip students with a sound understanding of the basics of Italian politics and government, and to provide clear insights into the intricacies of Italian political behaviour.*

*European Democratic Institutions and Administrations  
Manuale Di Diritto Costituzionale Italiano Ed Europeo. Volume  
II*

*The Federal Idea*

*Temi di diritto costituzionale*

*Lineamenti di diritto costituzionale della Regione Lombardia*

The book gives insight into the structures and developments of fundamental rights protection in Europe which is effective at the levels of the national Constitutions, the European Convention on Human Rights and, for the EU member States of the EU Fundamental Rights Charter. The contributions of renowned academics from various European countries demonstrate the functional interconnection of these protection systems which result in an increasing convergence. Basic questions are reflected, such as human dignity as foundation of fundamental rights or positive law as a specific form of equality as well as the concept of convergence. In this latter contribution the forms of direct reception of a different legal order and of the functional transfer of principles and concepts are analyzed. Particular reference is made to the Charter, the United Kingdom Human Rights Act as well as to France and Germany. It becomes obvious how important interpretation is for the harmonization of national and conventional fundamental rights protection. Traditional institutional approaches like the dualist transformation concept in Germany are functionally set aside in the harmonization process through constitutional interpretation. Specific studies are dedicated to the field of the Fundamental Rights Charter and to the European impacts on the national fundamental rights protection in selected countries such as the "new democracies" Poland, Romania and Kosovo as well as in more traditional systems such as Spain, Italy, the Nordic countries or Turkey.

Our modern insistence on democratic social values has engendered an intense debate over the intersection of fundamental rights and contract law. In particular, case law in several European national jurisdictions has exerted significant pressure on traditional contract law instruments to conform more transparently with the fundamental rights enshrined in the EC Charter. This pressure is clearly evident in a number of societal areas subject to contract law, among them employment, housing, and privacy. It can even

## Access Free G Giappichelli Editore Diritto Costituzionale R Bin

argued, as this author does, that fundamental rights intermedia between politics and law. Taking its cue from many initiatives toward the development of a more coherent, even harmonised, European contract law, this book is the first major study to examine the following essential questions with detailed reference to actual judicial developments: • To what extent do fundamental rights affect contract law? • In which types of cases can fundamental rights be applied? • What does the explicit consideration of fundamental rights add to contract law adjudication? The author approaches the analysis along two different avenues: first, a comparative overview of developments in case law, and second, a more general theoretical view on the interaction between fundamental rights and rules of contract law which is tested against examples from various legal systems. The focus throughout is on developments in case law, because the impact of fundamental rights in contract law has been felt on the level of dispute resolution rather than on the level of legislation. Germany and the Netherlands are chosen because their judiciaries have been notable for their early and continuing attention to the theme, and England and Italy for perspectives on developments under common law and civil law systems respectively.

Law and Agroecology

Diritto costituzionale e pubblico

Manuale Di Diritto Costituzionale Italiano Ed Europeo

Affinity and Divergence in Hans Kelsen and Max Weber

The Convergence of the Fundamental Rights Protection in Europe