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*How is EU criminal legislative
competence regulated after the
Lisbon Treaty? Is it based on a legal*

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constitution, reviewed by judges, or should the system be described as a political constitution, largely in the hands of the legislature? This study asks what powers have been conferred on the Union in the field of substantive criminal law and how

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the exercise of its powers may be reviewed after the entry into force of the Lisbon Treaty. The questions raise a wide range of issues relevant to EU criminal law, but also to EU constitutional, administrative and institutional law.

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Dieses Lehrbuch beleuchtet die internationalen Bezüge des bislang überwiegend national geprägten Strafrechts. Es verfolgt in erster Linie didaktische Ziele. Dem Modell eines modernen deutschen Lehrbuchs folgend schlägt sich dies

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in einer klaren Sprache, in der Veranschaulichung durch zahlreiche Beispiele und schließlich durch Rückgriff auf viele Übersichten und Grafiken nieder. Durch die Verwendung der englischen Sprache eignet es sich als Lehr- und

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Lernmittel europa- und weltweit.

Darüber hinaus erfüllt es auch im

deutschen Sprachraum insoweit

einen wichtigen Zweck, als auch

hierzulande zunehmend Vorlesungen

und Kurse mit internationalem

Bezug in englischer Sprache

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abgehalten werden, so dass zukünftig auch insoweit ein passgenaues Lehrbuch zur Verfügung steht.

EU Criminal Law is perhaps the fastest-growing area of EU law. It is also one of the most contested fields

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of EU action, covering measures which have a significant impact on the protection of fundamental rights and the relationship between the individual and the State, while at the same time presenting a challenge to State sovereignty in the field and

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potentially reconfiguring significantly the relationship between Member States and the EU. The book will examine in detail the main aspects of EU criminal law, in the light of these constitutional challenges. These include: the

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history and institutions of EU criminal law (including the evolution of the third pillar and its relationship with EC law); harmonisation in criminal law and procedure (with emphasis on competence questions); mutual

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recognition in criminal matters (including the operation of the European Arrest Warrant) and accompanying measures; action by EU bodies facilitating police and judicial co-operation in criminal matters (such as Europol, Eurojust

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and OLAF); the collection and exchange of personal data, in particular via EU databases and cooperation between law enforcement authorities; and the external dimension of EU action in criminal matters, including EU-US counter-

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terrorism co-operation. The analysis is forward-looking, taking into account the potential impact of the Lisbon Treaty on EU criminal law. Environmental Criminal Liability and Enforcement in European and International Law assesses the

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legal, theoretical and practical implications of interstate cooperation aimed at harmonising environmental criminal law standards. The book analyses the rationales for criminalisation of environmental offences and the

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approaches to harmonisation under specific European and international legal instruments.

Comparing International and European Criminal Law, Florence, 26-28 May 2004

Chasing Criminal Money

Page 15/200

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*Mutual Recognition of Judicial
Decisions in European Criminal
Law*

*Redefining Organised Crime: A
Challenge for the European Union?
The Principle of Mutual Trust in EU
Criminal Law*

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Justification and Restrictions

The definition of organised crime has long been the object of lively debate, at national and international level. Sociological and legal analysis has not yet led to

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one definitive answer to the question of what exactly 'organised crime' means.

Nonetheless, many instruments adopted both at international and national levels set forth special legal

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regimes designed to target criminal groups featuring a stable organisation, which are perceived as particularly dangerous to society.

Therefore, identifying the notion of organised crime is

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crucial to establishing the scope of any legal instrument specifically designed for combating it. The aim of this book is to reassess the scope, the effectiveness and the

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overall coherence of existing definitions of organised crime, and to identify any need for a reconsideration of these definitions, specifically with reference to the EU legal order. It will be

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***of interest to academics,
practitioners and legislators
working in the sphere of EU
criminal law and of
organised crime more
generally.***

The EU Level Offence

Page 22/200

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Classification System (EULOCS) brings together the current EU substantive criminal law acquis, building essentially on offence definitions referred to in legal instruments included

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in the EU Justice and Home Affairs (EU JHA) acquis. In doing so, EULOCS clarifies the scope between EU competence and national sovereignty with regard to defining criminal behavior.

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With this book, EULOCS is bench-marked as a reference index for serving various needs in the broader EU criminal policy area, having the potential to significantly enhance the

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***internal coherence thereof.
The proposed reference
index, with offence
definitions inherent to it,
fundamentally addresses
the problem created by the
organic elaboration and***

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adoption of legal instruments at the EU level, making reference to certain offence categories the scope or definition whereof is most often either not clarified or indicated, or left to the

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discretion of the individual Member States. Before elaborating on the creation of EULOCS - the methodology used, its main characteristics, and the potential for further

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development in the coming years - this book contains a brief overview of the incoherence in the EU JHA field and a reference to the EU study to implement the Action Plan to measure

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crime and criminal justice, conducted for the European Commission in the course of 2008-2009, in the context of which EULOCS has been created. Most importantly, the full EULOCS, with all its

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complementary variables and context fields, has been inserted. This book is essential reading for EU policy makers, judicial and law enforcement authorities throughout the Union, as

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well as those in a broader international context. It will be particularly appealing also to the research community and anyone involved in or taking an interest in justice and home

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***affairs or criminal policy
initiatives in the EU.***

***This volume analyses
criminal procedural issues
from a European
perspective, particularly in
connection with EU law and***

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ECHR law. As such, it differs from previous works, which, on the one hand, generally focus only on EU law, and, on the other, address both procedural and substantial aspects, as a result of which

the former receive inadequate attention. Indeed, criminal procedural matters in the European context have now reached a level of complexity, but also of maturity, that shows the

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***features of a great design,
which, even if not yet
defined in all its aspects,
appears sufficiently
articulated to deserve to be
explained in a systematic
way. The book offers a***

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guidance for practitioners, academics and students alike. It covers a broad range of topics: from the complex system of the sources of law to the multilevel protection of

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fundamental rights; from vertical and horizontal judicial and police cooperation to the instruments of mutual recognition, primarily the European Arrest Warrant;

Page 38/200

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but also the European Investigation Order, the execution of confiscation orders, the ne bis in idem principle, the conflicts of jurisdiction and the enforcement of judgements.

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The book also reflects the latest regulation on the establishment of the European Public Prosecutor's Office.

This third edition explains European criminal law as a

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multi-level field of law, in which the European Union has a normative influence on substantive criminal law, criminal procedure and on the co-operation between Member States. It analyses

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the contours of the emerging criminal justice system of the European Union and presents a coherent picture of the legislation enacted, the case law on European Union level

Page 42/200

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and its influence on national criminal law and criminal procedure, with specific attention for the position of the accused.

Environmental Criminal Liability and Enforcement in

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***European and International
Law***

***Human Rights in European
Criminal Law***

***The Emergence of EU
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Governance and Security

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***Issues of the European
Union***

***Historical Denialism, Free
Speech and the Limits of
Criminal Law***

Past, Present and Future

This notebook comprises the

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**principal policy documents
and multilateral legal
instruments on international
and European criminal law,
with a special focus on
Europol and Eurojust as well
as on initiatives aimed at**

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combating international or organized crime or terrorism. It is meant to provide students as well as practitioners (judicia] and law enforcement authorities, lawyers, researchera, ...) throughout

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Europe with an accurate, up-to-date and low-budget edition of essential texts on these matters. These texts have been ordered according to the multilateral cooperation level within which they were drawn

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up: either Prum, the European Union (comprising also Schengen-related texts), the Council of Europe or the United Nations. Within each of these four parts, they have been included in

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chronological order. With a view to strengthening internal coherence, however, certain texts have been inserted immediately following the text they modify, supplement or otherwise re-late to. This

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compilation, containing over 10 newly added texts for the fourth edition, has been brought up to 15 August 2005. International and Comparative Criminal Law.

This book deals with human

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rights in European criminal law after the Lisbon Treaty. Doubtless the Lisbon Treaty has constituted a milestone in the development of European criminal justice. Not only has the reform following the

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Treaty given binding force to the EU Charter of Fundamental Rights, but furthermore it has paved the way for unprecedented forms of supranational legislation. In this scenario, the enforcement

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of individual rights in criminal matters has become a core goal of EU legislation.

Alongside these developments, new interactions between national and supranational

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jurisprudences have emerged, which have significantly contributed to a human rights-oriented approach to European criminal law. The book analyses the main developments of this complex

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phenomenon from an interdisciplinary perspective. Criminal and procedural law, constitutional law and comparative law must thus be combined to achieve a full understanding of these

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developments and of their impact on national law.

Atrocities such as genocide or crimes against humanity are usually committed by a large number of perpetrators.

Moreover, those who

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masterminded the crimes may not have actively participated. This book sets out how these people can be held responsible for their crimes by international criminal tribunals.

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International Criminal Law

The Evolution of

Supranational Criminal

Justice

The Challenges Ahead

A Comparative Study of

Participatory Safeguards and

Page 59/200

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**in absentia Trials in Europe
An Integrative Approach
Choices of Legal Basis and
their Consequences in the
New Constitutional
Framework**

The fight against dirty money is not a new

Page 60/200

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topic, nor a recent problem. It has existed within international and national agendas since the 1980s. Nonetheless, the evolving complexity of criminal skills and networks; the increasingly global dimension of crime; the financial crisis; and the alleged unsatisfactory results of the efforts hitherto undertaken cause us to re-pose and re-

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discuss some questions. This book addresses several issues concerning the reasons, objectives and scope of national and supranational strategies targeting criminal money, as well as the concrete modalities to overcome its obstacles. The main objective is to explore where the EU stands and where it ought to go, providing useful input for

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policy-makers and further research.

Nevertheless, the problems are not limited to the EU area, and assets – particularly money – cross EU borders much more easily than people do. The reflections developed in the chapters, therefore, aim at going beyond these EU borders. The book is divided into two parts. The first one focuses on the core

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of asset recovery policies, namely confiscation or forfeiture laws, and explores in particular some issues concerning the respect of fundamental rights. The second part addresses other problematic aspects related to the asset recovery process, such as the return of assets to victim countries, the cross-border

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investigations on dirty money, and the social use of confiscated assets.

The book examines how and according to which principles the enactment of European criminal legislation is legitimate. The approach adopted here focuses on the constitutionalization of criminal law (i.e., the growing importance of constitutional

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elements of the EU legal order and the ECHR regime within criminal law). Further, it shows how and why criminal law has a unique nature, and why it should not be equated with other fields of EU law. The book explains the basic research questions and methodologies, before turning to the nature of criminal law at the level of

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national law, and addressing the different levels of justification for criminal law.

Further, it examines the most prominent features of European criminal law and the difference between general EU law and EU criminal law, as well as the theoretical ideals for European constitutional structures and criminal law. Examples of how the law

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in practice might not always be in keeping with these normative ideals serve to round out the coverage.

This book develops a conceptual framework of the principle of mutual trust in EU criminal law. Mutual trust is a household term in the EU criminal law vocabulary and is widely regarded to be a prerequisite for a

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successful application of mutual recognition. But despite its importance, the parameters of the concept are not clear. The book demonstrates that mutual trust is multifaceted: combining the elements essential to a successful EU criminal law, as part of the Area of Freedom, Security and Justice. The book approaches trust from multiple angles.

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First, a study of social science literature. Second, a meticulous assessment of mutual trust in EU criminal law. Third, a study of trust in US interstate criminal justice cooperation. Finally, the book identifies a comprehensive approach to tackle trust related difficulties in EU criminal law. This timely book will be of great interest to

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anyone looking to gain a full picture of this core principle in EU criminal law.

The Oxford Handbook of Criminal Law reflects the continued transformation of criminal law into a global discipline, providing scholars with a comprehensive international resource, a common point of entry into cutting edge contemporary

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research and a snapshot of the state and scope of the field. To this end, the Handbook takes a broad approach to its subject matter, disciplinarily, geographically, and systematically. Its contributors include current and future research leaders representing a variety of legal systems, methodologies, areas of

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expertise, and research agendas. The Handbook is divided into four parts: Approaches & Methods (I), Systems & Methods (II), Aspects & Issues (III), and Contexts & Comparisons (IV). Part I includes essays exploring various methodological approaches to criminal law (such as criminology, feminist studies, and

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history). Part II provides an overview of systems or models of criminal law, laying the foundation for further inquiry into specific conceptions of criminal law as well as for comparative analysis (such as Islamic, Marxist, and military law). Part III covers the three aspects of the penal process: the definition of norms and principles of

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liability (substantive criminal law), along with a less detailed treatment of the imposition of norms (criminal procedure) and the infliction of sanctions (prison or corrections law). Contributors consider the basic topics traditionally addressed in scholarship on the general and special parts of the substantive criminal law (such as

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jurisdiction, mens rea, justifications, and excuses). Part IV places criminal law in context, both domestically and transnationally, by exploring the contrasts between criminal law and other species of law and state power and by investigating criminal law's place in the projects of comparative law, transnational, and

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international law.

*Cyber Crime and the Regulation of the
Information Society*

Memory and Punishment

11th revised edition 2021

*Essential Texts on International and
European Criminal Law (10th revised
edition)*

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The European Public Prosecutor's Office

EU Criminal Law After Lisbon

***International and European Criminal
Law***

***Scientific Study from the year 2021 in
the subject Law - Comparative Legal
Systems, Comparative Law, grade:***

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*PHD, , language: English, abstract:
This work seeks to give insights into
some very important issues that aim to
give light to open legal discussions and
above all the role of the Court of
Justice of the European Union (CJEU)
in the evolution of Union criminal*

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law. In particular, the influence of CJEU as an inter partes court continues with another research, which is inspired and aims to analyze the limitations, derogations, and proposals affixed to the right of personal's data protection in the light

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*of recent legislative and
jurisprudential developments, made
especially in the legislative context of
EU and European Council. The work
continues and focuses on the
jurisprudential analysis of some
fundamental principles that reign in*

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every national penal system in relation to EU system. It continues with an examination of a limited profile that is seen to be faced with a fundamental principle, the right to freely express one's thoughts, defined as the cornerstone of the democratic order,

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with new forms of aggression and new forms of protection, both capable, in the absence of a careful balance, to compress the fundamental freedoms of the citizen. It continues with the choice to anticipate the presentation of three cases actually subject to scrutiny

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by the judicial courts from the technical-legal viewpoint is dictated by the fact that from their reading it emerges which are the most significant problems with regard to ascertaining responsibility for sexual crimes. Another paper is concentrated on the

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analysis of the civil forfeiture; is a judicial non-conviction-based confiscation, independent of the criminal proceedings and a conviction that is applied by a judge to the outcome of a judicial procedure of essentially civil nature. The authors

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continue their research with another paper who tries to investigate and analyze new crimes such as sexting, cyberbullying and bullying in a comparative way. Cyberbulism is in fact a term which includes a vast range of different behaviors, which

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many times do not cover criminal figures punishable by any criminal code at national or international level. The last work seeks to examine a last case that has dealt with the ICJ recently, particularly the situation between Gambia v. Myanmar.

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... this book fills a significant gap in the English-language literature and must be read by all who seek to understand why profound reflection is needed on the theoretical underpinnings of EU criminal justice. Samuli Miettinen, Journal of Common

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Market Studies The book contains a number of interesting arguments and comments on the development of EU criminal law. . . the authors efforts to provide a generalist book in this ever-growing, increasingly important and still under-researched field of EU law

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must be welcomed. Valsamis Mitsilegas, The Edinburgh Law Review Today, EU criminal law and justice constitutes a significant body of law potentially affecting most aspects of criminal justice. This book provides a comprehensive, accessible

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yet analytically challenging account of the institutional and legal developments in this field to date. It also includes full consideration of the prospective changes to EU criminal law contained in the recent Lisbon Treaty . While, broadly speaking, the

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authors welcome the objectives of EU criminal law, they call for a profound rethinking of how the good of criminal justice however defined is to be delivered to those living in the EU. At present, despite sometimes commendable initiatives from the

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institutions responsible, the actual framing and implementation of the Area of Freedom, Security and Justice (AFSJ) suffers from a failure to properly consider the theoretical implications of providing the good of criminal justice at the EU level.

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Written shortly before the recent entry into force of the Lisbon Treaty, EU Criminal Law and Justice comprises a full overview of the key legal developments and debates and includes a user-friendly guide to the institutional changes contained in the

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Treaty. This timely book will be of interest to both undergraduate and postgraduate students, as well as to legal practitioners and policy makers at national and EU levels.

'Environmental Criminal Liability and Enforcement in European and

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International Law' assesses the legal, theoretical and practical implications of interstate cooperation aimed at harmonising environmental criminal law standards. It analyses the rationales for criminalisation of environmental offences and the

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*approaches to harmonisation under
specific European and international
legal instruments.*

Challenges Ahead

*The Needed Balances in EU Criminal
Law*

Personal Participation in Criminal

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Proceedings

*Individual Criminal Responsibility in
International Law*

European Criminal Law

*International and European Criminal
Law*

This book traces the history of the

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EU competence, EU policy discourse and EU legislation in the field of criminalisation from Maastricht until the present day. It asks 'Why EU Criminal Law?' looking at what rationales the Treaty, policy document and

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legislation put forth when deciding whether a certain behaviour should be a criminal offence. To interpret the EU approach to criminalisation, it relies on both modern and post-modern theoretical frameworks

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on the legitimacy of criminal law, read jointly with the theories on the functions of EU harmonisation of national law. The book demonstrates that while EU constitutional law leans towards an effectiveness-based,

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enforcement-driven,
understanding of criminal law, the
EU has in fact in more than one
instance adopted symbolic EU
criminal law, ie criminal law
aimed at highlighting what values
are important to the EU, but

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which is not fit to actually deter individuals from harming such values. The book then questions whether this approach is consistent or in contradiction with the values-based constitutional identity the EU has set for itself.

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This book presents a comprehensive analysis of personal participation in criminal proceedings and in absentia trials. Going beyond the accused-centred perspective of default proceedings, it not only examines the

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consequences of absence in various types of criminal proceedings, but also the fair trial safeguards allowing personal contributions during trials, as well as in pre-trial inquiries, higher instances and transborder

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procedures. By pursuing an interdisciplinary approach and employing comparative-law methodologies, the book presents a cross-section of twelve European criminal justice systems with regard to the requirements set

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forth by constitutional,
international and EU law.

"Materials on European Criminal
Law is a collection of legal
instruments including all legal
materials that are relevant for the
practice of the Member States of

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the European Union in one concise volume. It is useful for practitioners, academics and student alike"--Back cover.

This book comprises the principal multilateral legal instruments on international and European

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criminal law, with a special institutional focus on Europol, Eurojust and the European Public Prosecutor's Office, a substantive focus on international, organised and serious crime, including terrorism, and a focus on

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procedural rights approximation.
Given the relevance thereof for
international information
exchange in criminal matters,
relevant data protection
instruments have also been
included in the selection. The texts

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have been ordered according to the corresponding multilateral co-operation level: either Prüm, the European Union (comprising Schengen-related texts), the Council of Europe or the United Nations. This edition provides

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students as well as practitioners (judicial and law enforcement authorities, lawyers, researchers, ...) throughout Europe with an accurate and up-to-date edition of essential texts on international and European criminal law. All

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texts have been updated until 13
January 2021.

EULOCS

Lectures in Memory of Imre A.

Wiener ; [proceedings of the

AIDP Regional Conference

Celebrating 30 Years of Finnish

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Hungarian Criminal Law

Seminars, Gyarmatpuszta

(Hungary), 30 April 2009 - May
2009]

The Constitutional Dimension of
European Criminal Law

Essential Texts on International

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and European Criminal Law

Tendencies And Evolution Of

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EU Criminal Law

This book provides a comprehensive coverage of crucial issues concerning

Page 115/200

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EU co-operation and European security. At present, Europe is confronted with a number of serious common and global challenges, the most important being the economic crisis, migration issues, geopolitical tensions at its external borders, terrorism, climate change and

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environmental challenges. These developments have a huge impact on the stability and security of the continent as a whole and on each individual European country. Europe, more particularly the European Union, has to organize its governance and security

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infrastructure in such a way that it can cope with these global threats. This edited volume collects a number of topics and themes connected to the governance and/or security dimensions of EU co-operation. The book is divided into several parts, which deal respectively with the

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values and general principles of EU co-operation; institutional aspects of EU co-operation; a number of individual policy domains; areas of European criminal law; the external relations of the EU; and the future functioning of EU co-operation as a whole. The eighteen chapters,

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written by a team of experts with extensive practical and academic experience, contain insights and information valuable to researchers, students, practitioners and policy makers concerned with EU law and international law. About the editors Jaap de Zwaan is Lector European

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Integration at The Hague University of Applied Sciences, and Emeritus Professor of the European Union Law at Erasmus University Rotterdam. He served for nearly twenty years as a member of the Diplomatic Service of the Dutch Ministry of Foreign Affairs, where he worked notably in

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the domain of European integration.

He was also the Director of the

Netherlands Institute of International

Relations Clingendael in The Hague

for almost six years. Martijn Lak is a

historian and a Lecturer and

Researcher at the Department of

European Studies of The Hague

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University of Applied Sciences. He studied Journalism and History at the University of Applied Sciences Utrecht, and obtained his Ph.D. in 2011. Martijn Lak specializes in post-war Dutch-German economic and political relations and contemporary German history. Abiola Makinwa is a

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Senior Researcher and Lecturer in commercial Law with a special focus on Anti-Corruption Law and Policy at The Hague University of Applied Sciences. Abiola Makinwa holds a Ph.D. from Erasmus University, Rotterdam. She is a frequent speaker on anti-corruption law and policy and

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has introduced Anti-Corruption Compliance as an undergraduate course at The Hague University. Piet Willems is a Lecturer in International and European Law at The Hague University of Applied Sciences, where he focuses on project-based learning, moot court coaching and

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competition law. His research activities focus on regulation in the European Union. He obtained both his Master's degree and his LL.M. in European Law from Ghent University. -based learning, moot court coaching and competition law. His research activities focus on

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regulation in the European Union.

He obtained both his Master's

degree and his LL.M. in European

Law from Ghent University.

This book examines the

criminalisation of denials of genocide

and of other mass atrocities in

Europe and discusses the

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implications of protecting institutional historical memory through criminal law. The analysis highlights the tensions with free speech, investigating the relationship between criminal law and historical memory. The book paves the way for a broader discussion about fake

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news, 'post-truth' scenarios, and free expression in a digital world. The author underscores the need to protect well-founded factual records from the dangers of misinformation. Historical denialism and the related jurisprudence represent a key step in exploring this complex field. The

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book combines an interdisciplinary approach with criminal law methodology. It is primarily aimed at academics, practitioners and others who wish to deepen their understanding of historical denialism, remembrance laws, 'speech crimes' and freedom of

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expression. Emanuela Fronza is Senior Research Fellow in Criminal Law and Lecturer in International and European Criminal Law at the School of Law, University of Bologna. She is a Principal Investigator within the EU research consortium Memory Laws in European and Comparative

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*Perspectives funded by HERA
(Humanities in the European
Research Area).*

*This book examines the mutual
recognition of judicial decisions in
European criminal law as a
cornerstone of judicial co-operation
in criminal matters in the European*

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Union. Providing comprehensive content and combining theoretical and practical aspects, it covers all of the major issues surrounding mutual recognition. The book analyses its definition, genesis, principles, case law, implementation and evaluation. Special attention is given to mutual

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recognition measures, namely European arrest warrant (i.e. surrender procedure), mutual recognition of custodial sentences, and measures involving deprivation of liberty, mutual recognition of probation measures and alternative sanctions, mutual recognition of

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financial penalties, mutual recognition of confiscation orders, the European supervision order in pre-trial procedures (i.e. mutual recognition of supervision measures as an alternative to provisional detention), the European investigation order (i.e. free

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movement of evidence), and the European protection order (i.e. mutual recognition of protection orders). Instead of focusing solely on a criminal law approach, the book also considers the subject from the perspectives of European Union law and International criminal law.

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At a time when a united Europe is still being formed and while crime is becoming a multinational operation, it is impossible to avoid the creation of a pan-European body of criminal law, despite the fact that the concept of individual nationhood continues to exist within Europe. This is the

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reason for the gradual but certain development of a European system of penal law under the aegis of political bodies such as the Council of Europe, the European Union and the Schengen Area. The guiding principles behind this new system of criminal law are those of greater

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mutual assistance in law enforcement.

*The European Union and Deprivation
of Liberty*

*Judicial Protection in Transnational
Criminal Proceedings*

*New Developments in European
Legislation and Case Law after the
Lisbon Treaty*

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*Challenges and Perspectives On
Asset Recovery in the EU*

*The EU Level Offence Classification
System : a Bench-mark for Enhanced
International Coherence of the EU's
Criminal Policy*

The European Union and

Page 140/200

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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;

Page 141/200

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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

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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

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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.

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This book comprises the principal multilateral legal instruments on international and European criminal law, with a special institutional focus on Europol and Eurojust and a substantive focus on international, organised and

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serious crime, including terrorism. Given the relevance thereof for international information exchange in criminal matters, relevant data protection instruments have also been included in the selection. The texts

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have been ordered according to the corresponding multilateral cooperation level: either Prüm, the European Union (comprising Schengen-related texts), the Council of Europe or the United Nations. This edition provides

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students as well as practitioners (judicial and law enforcement authorities, lawyers, researchers, ...) throughout Europe with an accurate and up-to-date edition of essential texts on international and European criminal law. All

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**texts have been updated until 20
December 2018.**

**This monograph is the first
comprehensive analysis of the
impact of the entry into force of
the Treaty of Lisbon on EU
criminal law. By focusing on key**

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areas of criminal law and

procedure, the book assesses the

extent to which the entry into

force of the Lisbon Treaty has

transformed European criminal

justice and evaluates the impact

of post-Lisbon legislation on

Page 150/200

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national criminal justice systems.

The monograph examines the

constitutionalisation of EU

criminal law after Lisbon, by

focusing on the impact of

institutional and constitutional

developments in the field

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including the influence of the EU Charter of Fundamental Rights on EU criminal law. The analysis covers aspects of criminal justice ranging from criminalisation to judicial co-operation to prosecution to the enforcement of

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sanctions. The book contains a detailed analysis and evaluation of the powers of the Union to harmonise substantive criminal law and the influence of European Union law on national substantive criminal law; of the evolution of

Page 153/200

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**the Europeanisation of
prosecution from horizontal co-
operation between national
criminal justice to forms of
vertical integration in the field of
prosecution as embodied in the
evolution of Eurojust and the**

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**establishment of a European
Public Prosecutor's Office; of the
operation of the principle of
mutual recognition (by focusing
in particular on the European
Arrest Warrant System) and its
impact on the relationship**

Page 155/200

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**between mutual trust and
fundamental rights; of EU
legislation in the field on criminal
procedure, including legislation
on the rights of the defendant and
the victim; of the relationship
between EU criminal law and**

Page 156/200

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citizenship of the Union; and of the evolution of an EU model of preventive justice, as exemplified by the proliferation of measures on terrorist sanctions.

Throughout the book, the questions of the UK participation

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in Europe's area of criminal justice and the feasibility of a Europe à-la-carte in EU criminal law are examined. The book concludes by highlighting the possibilities that the Lisbon Treaty opens for the development

Page 158/200

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of a new paradigm of European criminal justice, which places the individual (and not the state), and the protection of fundamental rights (and not security) at its core.

This book explores the European

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Public Prosecutor's Office (EPPO), the creation of which was approved in the Regulation adopted by the Justice and Home Affairs (JHA) Council on 12 October 2017. The EPPO will be an independent European

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**prosecution office tasked with
investigating and prosecuting
those crimes defined in the
recently adopted Regulation
2017/1371 on combating fraud
against the Union's financial
interests by means of criminal**

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law. As such, it will be a new actor on the EU landscape, governed by the principle of loyal cooperation with the national prosecuting authorities. This work clarifies some of the challenges that member states will have to face

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when dealing with a supranational prosecution authority. In addition, it provides guidelines on how to implement the present Regulation while respecting the fundamental rights of defendants in criminal proceedings. The book

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is of special interest in so far as the analysis and perspective of academics is completed with the contributions of legal experts who have either been involved in the negotiations to establish the European public prosecutor or

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will be closely linked, as public prosecutors, to the functioning of the future European public prosecutor's office.

The Oxford Handbook of Criminal Law

Rights, Trust and the

Page 165/200

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**Transformation of Justice in
Europe**

**Current Issues of International
and European Criminal Law**

A Legislative and Judicial

**Analysis from the Perspective of
the Individual**

Page 166/200

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The Legitimacy of EU Criminal Law

EU Criminal Law and Justice

'International Criminal Law'

presents a full and systematic
overview of the field, placing it in
the context of wider international

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law. It offers a high-level, analytical examination with particular reference to the concept of an international crime and the role of domestic courts in prosecuting international crimes.--

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The EU now possesses a clear legal basis for taking action on criminal law matters and steering the policy and practice of Member States in relation to crime and criminal law. However, for what is now an important

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area of law, there remains a striking absence or uncertainty regarding its theoretical basis, its legitimacy and its conceptual vocabulary. This book offers a review of the significance of EU criminal law and crime policy as

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a rapidly emerging phenomenon in European law and governance. Bringing together an international set of contributors, the book questions the nature, role and objectives of such 'criminal law', its

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relationship with other areas of EU policy and law, and the established rules of criminal law and criminal justice at the Member State level. Taking up such subjects as the application of criminal law across national

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boundaries and in the broader European context, effective enforcement, and the working out of a new European policy, the book helps to structure an increasingly significant subject in law which is still finding its

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direction. The book will be of great use and interest to researchers and students of EU law, criminal justice, and criminology.

Le site d' éditeur Intersentia indique : "European criminal law

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is explained as a multi-level field of law, in which the European Union has a normative influence on substantive criminal law, criminal procedure and on the co-operation between Member States. This book aims to

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describe the contours of the emerging criminal justice system of the European Union and to present a coherent picture of the legislation enacted and the case law on European Union level and its influence on national criminal

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law and criminal procedure.

Among the topics and questions

covered in this book are the

following: What does mutual

recognition mean in the context

of the European Arrest Warrant?

How can European Union law be

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invoked by an accused? When is the Charter of Fundamental Freedoms applicable in national criminal proceedings? These and other pertinent questions are dealt with on the basis of an in-depth analysis of the case law of

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the Court of Justice and
legislation. In addition the book
challenges the reader to assess
the mutual (and sometimes
conflicting) influence of
European Union law and national
criminal law respectively and

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explains how European Union law will usually prevail although national criminal law still remains relevant. The book covers a wealth of court decisions and legal instruments, making European Criminal Law, written

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for practitioners, academics and students, an invaluable source for every criminal and European lawyer. This 2nd updated and extended edition covers all recent developments since the entry into force of the Treaty of

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Lisbon in 2009."

This important volume provides an up-to-date overview of the main questions currently discussed in the field of EU criminal law. It makes a stimulating addition to literature

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in the field, while offering its own distinctive features. It takes a four-part approach: firstly, it addresses issues of a constitutional nature, such as the EU competence in the field of criminal law, the importance of

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the principle of subsidiarity and the role played by the different EU institutions. Secondly, it looks at issues linked to the quest of the right balance between diversity and unity, and focuses in particular on the special

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relationship between approximation and mutual recognition. Thirdly, it focuses on the balance between security and freedom, or, in other words, between the shield and sword functions of EU criminal law.

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Special attention is given here to transatlantic cooperation, data protection, terrorism, the European Arrest Warrant and the European Investigation Order. Finally, it examines the importance of balanced relations

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between criminal justice actors.

Values, Principles and Methods

Materials on European Criminal

Law

EU Criminal Law and Policy

Handbook of European Criminal

Procedure

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The Political Constitution of EU
Criminal Law

Legitimizing European Criminal
Law

Criminal law can no longer be
neatly categorised as the product
and responsibility of domestic law.

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That this is true is emphasised by the ever-increasing amount of legislation stemming from the European Union (EU) which impacts, both directly and indirectly, on the criminal law. The involvement of the EU institutions in the substantive criminal laws of

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its Member States is of considerable legal and political significance. This book deals with the emerging EU framework for creating, harmonising and ensuring the application of EU criminal law. This book aims to highlight some of the consequences of EU

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involvement in the criminal law by examining the provisions which have been adopted in the field of information and communications technology. It provides an overview of the criminal law competence of the EU and evaluates the impact of these developments on the criminal

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laws of the Member States. It then goes on to consider the EU legislation which requires Member States to regulate matters such as data protection, e-security, intellectual property and various types of illegal content through the criminal law is analysed. In the

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course of this evaluation, particular consideration is given to issues such as the basis on which the EU institutions establish the need for criminal sanctions, the liability of service providers and the extent to which the Member States have adhered to, or departed from, the

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legislation in the course of implementation.

Since their creation, the European Union and the Council of Europe have worked to harmonise the justice systems of their member states. This project has been met with a series of challenges.

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European Criminal Law offers a compelling insight into the development and functions of European criminal law. It tracks the historical development of European criminal law, offering a detailed critical analysis of the criminal justice systems responsible for its

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implementation. While the rapid expansion and transnationalisation of criminal law is a necessary response to the growing numbers of free movement of persons and goods, it has serious implications for the rights of European citizens and needs to be balanced with

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rights protections. With its close analysis of secondary legislation and reliance on a wide variety of original sources, this book provides a thorough understanding of European Criminal Law and the institutions involved.

?This book proposes and outlines a

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comprehensive framework for judicial protection in transnational criminal proceedings that ensures the right to judicial review without hampering the effective functioning of international cooperation in criminal matters. It examines a broad range of potential

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approaches in the context of selected national criminal justice systems, and offers a comparative analysis of EU Member States and non-Member States alike. The book particularly focuses on the differences between cooperation within the EU on the one hand and

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cooperation with third states on the other, and on the consequences of this distinction for the scope of judicial review.