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Diritto costituzionale



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The Convergence of the Fundamental Rights Protection in Europe Rainer Arnold, 2016-04-05 The book gives insight into the structures and developments of the fundamental rights protection in Europe which is effective at the levels of the national Constitutions the European Convention of 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 action as a specific form of equality as well as the concept of rights 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 EU 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 EU 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 more traditional systems such as Spain Italy the Nordic countries or Turkey National Constitutions and EU Integration Stefan Griller, Lina Papadopoulou, Roman Puff, 2022-08-25 Do individual constitutions and the legal cultures underlying them pose an obstacle to future EU integration This ambitious collection brings together reports from all the European Member States systematically setting out their individual constitutional guarantees In doing so it tracks possible roadblocks to the future evolution of European integration Written by recognised authorities in each Member State it offers an authoritative and rigorous overview of the European Union's constitutional landscape Its single structure approach allows for comparison while maintaining consistency It will become the standard reference work for academics students and practitioners in the field of European Union law and integration *European External Action Service* Mauro Gatti, 2016-09-07 In European External Action Service Mauro Gatti provides a legal analysis of the EU's foreign ministry The European External Action Service EEAS was created to coordinate the supranational and intergovernmental areas of EU external relations but it is unclear whether and how it may attain this objective Through an analysis of law and practice Gatti demonstrates that the EEAS is capable of effectively promoting coherence in EU external relations Although working independently from EU institutions and Member States the EEAS can coordinate their activities at an administrative level The EEAS is thus ideally placed to bring together EU external action instruments including diplomatic efforts development cooperation and security policies **The UN Convention on the Rights of Persons with Disabilities in Practice** Lisa Waddington, Anna Lawson, 2018-05-24 Introduced in 2008 the UN Convention on the Rights of Persons with Disabilities has existed for nearly a

decade This comprehensive study examines how courts in thirteen different jurisdictions make use of the Convention The first sustained comparative international law analysis of the CRPD Waddington and Lawsons ground breaking text illuminates the intersection between human rights law disability law and international law through an examination of the role of courts The first part of the book contains chapters specific to each jurisdiction The second part consists of comparative chapters which draw on the rich analysis of the jurisdiction specific chapters These chapters reflect on emerging patterns of judicial usage and interpretation of the CRPD and on the wider implications for human rights theory and the nascent field of international comparative human rights law This volume is a vital and thought provoking addition to the literature on comparative international law and disability rights **Diritto costituzionale** Roberto Bin,Giovanni Pitruzzella,2017

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