BASIC LEGAL LITERATURE OF SELECT EUROPEAN COUNTRIES FOR INDIAN LEGAL PROFESSIONALS (with exception of Great Britain): a Bibliographic Research Project

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In recent years it has been observed that India's political, cultural and business relationships with European nations have increased considerably. This has opened the gates for various legal issues, providing unending scope and opportunities for Indian as well as European legal professionals. Bibliographic analysis and assimilation of select European legal literature would help such professionals to have a quick and scientific access to them. Such research would not only help the legal professionals to carry out their processes more efficiently but would also enrich the legal field of European nations in general.

This paper lists the available English language print and online legal sources of major European countries, to give an idea of the laws and legal systems of those countries. In some cases links are provided to the online legal literature in the available language. Some of these countries have more legal literature in English and others a very little. Effort is made to list the recent editions of legal sources wherever possible, even though in some cases the earlier editions are also listed.

The paper consists of a bibliographic list of the legal sources of various European Countries which follow Civil Law system like Austria, Belgium, Denmark, Finland, France, Germany, Greece, Italy, Netherlands, Portugal, Spain, Sweden & Switzerland and Ireland which follows Common Law system. The bibliographic list also includes European Union laws and comparative laws of various countries.

Civil Law

Civil Law is followed in most of the European countries. It is code-based and the judges do not interpret the law in the same was as in Common law countries but they follow predetermined rules of law. The code sets out basic rights and duties which control the exercise of judicial discretion. Civil law follows an inquisitorial method unlike Common law which follows an adversarial method. Each civil-law country has developed its own distinct legal system that draws on the rich history of the civil law, derived from the ancient Roman law. The doctrine of 'stare decisis' i.e. binding precedent does not apply in the Civil law courts. The court decisions are not binding on lower courts or on the same courts. Case law is a secondary source of such law. The courts do not create the law, but only apply and interpret it.

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Common Law

Some countries in Europe like United Kingdom and Ireland follow Common law system. It has its origin from England. The Court plays an important role in interpreting the law by applying general principles to remove any lacunae in the statute. The doctrine of stare decisis is applicable in common law system.

European Union

Some of the Civil and Common Law countries of Europe came together to create the European Union by Treaty of Maastricht in 1993 upon the foundations of already existing European Economic Community. European Union legal system represents a mixed jurisdiction having elements of both civil and common law systems. It enacts the legislation often incorporating the elements specific for either civil or common law. A standardised system of law applicable to the member countries is developed which ensures single market, freedom of movement of people, goods, services and capital. It has brought together different legal systems under a single parliament. There is a need to list these laws which are common to these countries along with their own national laws as most of the time the EU regulation have precedence over such national laws.

Arrangement of the legal sources

The legal sources are arranged by country, alphabetically. Sources of European Law common to all the European Union countries and the comparative law sources of these countries are listed separately. The legal sources given are the Constitution of the countries, some important legislation, legal books/commentaries which are available along with some useful links. In some cases the links are provided to freely available online sources relating to judgments of courts, law reports and legal journals.

* AUSTRIA

The Republic of Austria is a parliamentary representative democracy. It is one of the few countries which include the concept of permanent neutrality in its Constitution. Austria became a member of the European Union in 1995. The Austrian Federal Chancellery plays an important role in the Government. Most of the Austrian laws are translated into English are available in their official website http://www.ris.bka.gv.at/Englische-Rv/. Some of the important legislation are listed below with relevant links for easy and quick access.

- ◆ Federal Constitution http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1930_1/ERV_1930_1.pdf
- General Rights of Nationals- http://www.ris.bka.gv.at/Dokumente/Erv/ERV 1867 142/ERV 1867 142.pdf
- Protection of the Rights of the Home- http://www.ris.bka.gv.at/Dokumente/Erv/ERV 1862 88/ERV 1862 88.pdf
- Protection of Personal Liberty- http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1988_684/ERV_1988_684.pdf

Legislation:

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1997_1_ Acquisition of Time Share Estate in

Immovable Property 32/ERV 1997 1 32.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV 198 Administrative Court Act

5 10/ERV 1985 10.pdf

Administrative Penal Acthttp://www.ris.bka.gv.at/Dokumente/Erv/ERV_1991_

52/ERV_1991_52.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1984_44 Against Unfair Competition

8/ERV_1984_448.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_195 Constitutional Court Act-

3 85/ERV 1953 85.pdf

Distance Marketing of Financial Services to

Consumers Act

Domestic Help and Domestic Employees

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1962_23

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_2004_1_

5/ERV_1962_235.pdf

62/ERV_2004_1_62.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_2001_1 E-Commerce Act

152/ERV 2001 1 152.pdf

E-Government Act http://www.ris.bka.gv.at/Dokumente/Erv/ERV_2004_1_

10/ERV_2004_1_10.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1993_69 Environmental Impact Assessment Act

7/ERV_1993_697.pdf

Export Guarantees Act http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1981_21

5/ERV_1981_215.pdf

General Administrative Procedure Acthttp://www.ris.bka.gv.at/Dokumente/Erv/ERV_1991_51/ERV_1

991_51.pdf

Governing Provisions to Protect Consumers http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1979_14

0/ERV_1979_140.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1988_99/ Liability for a Defective Product

ERV_1988_99.pdf

Press and other Publication Media Act http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1981_31

4/ERV_1981_314.pdf

Price Marking http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1992_14

6/ERV_1992_146.pdf

Service of Official Documents Act http://www.ris.bka.gv.at/Dokumente/Erv/ERV_1962_23

5/ERV_1962_235.pdf

http://www.ris.bka.gv.at/Dokumente/Erv/ERV_2003_1 Telecommunications Act

70/ERV_2003_1_70.pdf

Legal Books in English:

Aigner, Wolfram. Austrian law: a survey. Linz: Trauner, 2006.

Foster, Nigel G. Austrian legal system & laws. 1st ed. London: Cavendish, 2003.

Herbert, Hausmaninger. The Austrian Legal System. WIEN: Manz Verlag, 2003.

Karl, Heller. Austrian Business Law: Legal, Accounting, and Tax Aspects of Business in Austria.

Wien: Manz Verlag, 2008.

Liebscher, Christoph. The Austrian Arbitration Act 2006:text and notes. Alphen aan den Rijn:

Kluwer Law International, 2006.

Manfred, Stelzer. An Introduction to Austrian Constitutional Law. Wien: LexisNexis Verlag ARD

Orac, 2007.

Riegler, Stefan. Arbitration Law of Austria: Practice and Procedure. New York: Juris, 2007.

Useful Links:

Austrian Federal Chancellery: http://www.bka.gv.at/site/3327/Default.aspx

Austrian Parliament: http://www.parlinkom.gv.at/EN/show.psp

Guide to Austrian Authorities: http://www.help.gv.at/Content.Node/HELP-FC.html

Austrian Federal Constitutional Laws:

http://www.vfgh.gv.at/cms/vfgh-site/english/downloads/englishverfassung.pdf

Constitutional Court of Austria: http://www.vfgh.gv.at/cms/vfgh-site/english/index.html

The Austrian Legal System and Laws: a Brief Overview by Johannes Oehlboeck and

Immanuel Gerstner - http://www.nyulawglobal.org/Globalex/Austria1.htm

Austrian Legislation: http://www.lexadin.nl/wlg/legis/nofr/eur/lxweoos.htm

❖ BELGIUM

Belgium is a federal state with Constitutional monarchy. There are two houses of the Parliament, the Chamber of Representatives who are elected for a period of four years and the Senate or the Upper House whose members are elected or co-opted. Belgium is a founding member of the European Union. Most of the official sources of information are in French and Dutch. The links to official sources as well as some non-official sites which have the translation are given.

- ◆ DE BELGISCHE GRONDWET (Constitution): http://www.senate.be/doc/const_nl.html
- ♦ Constitution in English: http://www.dekamer.be/kvvcr/pdf_sections/publications/constitution/grondwetEN.pdf
- ◆ Legislation: available only in French and Dutch. Can be accessed to their searchable database http://www.belgiumlex.be/V2/belgiumlex/website/en/#

♦ Legal Books in English:

Bael, Van, ed. Business Law Guide to Belgium, 2nd ed. The Hague: Kluwer Law International, 2003.

Blanpain, Roger. Labour Law In Belgium. The Hague: Kluwer Law International, 1996

Bocken, Hubert, ed. Introduction To Belgian Law. Bruxelles: Bruylant, 2001

Deketelaere, Kurt, ed. Environmental Law In The United Kingdom And Belgium From A Comparative Perspective. Antwerpen: Intersentia, 1999.

Dejonghe, Wim. M&A in Belgium. The Hague: Kluwer Law International, 2001.

Deschrijver, Dirk. <u>Standard Business Contracts Under Belgian Law</u>. Bruxelles: De Boeck & Larcier. 2006.

Geens, Koen. <u>Corporations And Partnerships In Belgium</u>. The Hague: Kluwer Law International, 1997.

Herbots, Jacques H. Contract Law In Belgium. Deventer: Kluwer, 1995.

Humblet, Patrick. Belgian Industrial Relations Law. Antwerpen: Intersentia, 2005.

Van Bael & Bellis. <u>Business law guide to Belgium</u>. 2nd ed. The Hague: Kluwer Law International, 2003.

Warendorf, H. C. Belgian company law: a trilingual edition with an English translation of the coordinated acts on commercial companies as amended and in effect from 1 July 1996. Brussels: Bruylant, 1996.

Wymeersch, Eddy, ed. The Belgian coordinated acts on commercial companies. Deurne:

Kluwer, 1995.

Useful Links:

Belgium Parliament: http://www.fed-parl.be/ukindex.html Constitutional Court of Belgium: http://www.const-court.be/

Belgian Judicial Power: http://www.juridat.be/ Ministry of Justice : http://www.just.fgov.be/

Belgium Government Portal: http://www.belgium.be/en/

Belgian legislation: http://www.lexadin.nl/wlg/legis/nofr/eur/lxwebel.htm Belgian legislation: http://www.lexadin.nl/wlg/legis/nofr/eur/lxwebel.htm

Research Guide to Belgian Law: http://www.nyulawglobal.org/globalex/Belgium1.htm BelgiumLex - Court Judgements- http://www.belgiumlex.be/V2/belgiumlex/website/en/#

BelgiumLex-Legislation- http://www.belgiumlex.be/V2/belgiumlex/website/en/#

❖ DENMARK

Denmark has a constitutional monarchy with parliamentary democracy. It has been a member of European Union since 1973, from the period of European Economic Community. It is a Nordic Country. Some legislation is available in English in this link: http://www.juraportal.dk/links/010/010/040/020/. Links to some of the Acts are given for quick access.

Constitution - Official Danish version: https://www.retsinformation.dk/Forms/R0710.aspx?id=45902#K1

Constitution - English version: http://www.folketinget.dk/pdf/constitution.pdf

Legislation:

Aliens (Consolidation) Act http://www.nyidanmark.dk/NR/rdonlyres/C2A9678D-73B3-

4<u>1B0-A076-</u>

67C6660E482B/0/alens_consolidation_act_english.pdf

http://www.kum.dk/graphics/kum/downloads/Lovgivning/Lov Consolidated Act on Copyright

givning_Engelsk_site/Consolidated%20Act%20on%20Copyr

ight%202006.pdf

http://www.ladk.dk/meddelelser/english/legislation/active_co Consolidation Act on Active Social

nsolidation_act.htm Policy

http://www.bm.dk/graphics/Dokumenter/English/Ligeloen%2. Consolidation Act on Equal Pay to Men

and Women

Danish Act on Commercial Enterprises'

Presentation of Financial Statements

http://www.eogs.dk/graphics/Regnskab/Regnskabslov_en.ht

Danish Act on Damages for http://uk.patientforsikringen.dk/legislation/148.html

Pharmaceutical Injuries

http://www.cpr.dk/cpr/site.aspx?p=194&ArticleID=4326 Danish Act on the Civil Registration

System

http://www.sprog.asb.dk/sn/Danish%20Contracts%20Act.pdf **Danish Contracts Act**

http://www.wihl.nl/finals/Denmark/DK.L-Danish Criminal Code

PC.criminal%20code.pdf

Danish Designs Act http://www.wipo.int/clea/docs_new/pdf/en/dk/dk128en.pdf

Danish Liability for Damages Act http://uk.patientforsikringen.dk/legislation/erstatningsansvars

loven.html

Danish Patient Insurance Act http://uk.patientforsikringen.dk/legislation/thepatientinsurance

eact.htm

Employers and Salaried Employees http://www.bm.dk/graphics/Dokumenter/English/Funktionaerl

(Legal Relationship) Consolidation Act oven%20rettet.pdf

Financial Acts http://www.finanstilsynet.dk/sw7804.asp

Financial Business Act http://www.dfsa.dk/graphics/Finanstilsynet/Mediafiles/newdo

c/Acts/CAct376_220508.pdf

Financial Stability Act http://www.dfsa.dk/graphics/Finanstilsynet/Mediafiles/newdo

c/Acts/Act1003_101008OEM.pdf

Guarantee Fund for Depositors and

Investors, consolidated act on

 $\underline{\text{http://www.finanstilsynet.dk/graphics/Finanstilsynet/Mediafile}}$

s/newdoc/Oversaettelser/1066-guarantee-fund.doc

Insurance Mediation Act http://www.dfsa.dk/graphics/Finanstilsynet/Mediafiles/newdo

c/Acts/CAct930_180908.pdf

Introduction to The Danish Competition http://www.ks.dk/english/competition/legislation/introduction-

Act

to-the-danish-competition-act/

c/Acts/CAct1499_121207.pdf

Investment Associations and Special- http://www.dfsa.dk/graphics/Finanstilsynet/Mediafiles/newdo

Purpose Associations as well as other

Collective Investment Schemes etc.,

consolidated act

Selection of Executive Orders and

Guidelines relating to Finance

http://finanstilsynet.inforce.dk/sw1324.asp

Telecommunication Acts http://en.itst.dk/law-material/acts-1

The Competition(Consolidation Act) http://www.ks.dk/en/competition/legislation/love/the-

competition-act-consolidation-act-no-1027-

of-21-august-2007/

The Danish Adoption (Consolidation) http://www.familiestyrelsen.dk/adoption/lovgivning/love/the-

Act <u>danish-adoption-consolidation-act/</u>

The University Act http://www.ubst.dk/lovgivning/universitetsloven-

1/universitetsloven-1/The%20University%20Act.pdf

Use of health data etc. on the labour

http://www.bm.dk/graphics/Dokumenter/English/helbredsopl

market <u>ysningslov.pdf</u>

Links to Judgments:

Decisions by Danish Competition Appeals

http://www.ks.dk/en/competition/national-

Tribunals

judgements/

♦ Legal Books in English:

Basse, Ellen Margrethe. <u>Environmental Law In Denmark</u>. The Hague: Kluwer Law International, 2000.

Contract Law In Denmark. The Hague: Kluwer Law International, 1997.

Dahl, Børge, ed. Danish Law In A European Perspective. 1st ed. Copenhagen: GadJura, 1996.

Frese Jensen, Malene. <u>The Danish Criminal Code & The Danish Corrections Act</u>. 2nd ed. Copenhagen: DJØF Publ., 2003.

Garde, Peter, ed. Parts of Danish law in action. Copenhagen: Univ. of Copenhagen, 2002.

Hammerslev, Ole. <u>Danish judges in the 20th century:a socio-legal study</u>. 1ed. ed. Copenhagen: DJØF-Publication, 2003.

Hasselbalch, Ole. Labour Law in Denmark. The Hague: Kluwer Law International, 2005.

Hertz, Ketilbjørn. Danish Arbitration Act 2005. 1st ed. Copenhagen: DJØF Publ., 2005.

Iversen, Bent. Danish Business Law. 3rd ed. Copenhagen: DJØF Publ., 2004.

Lindencrone Petersen, Lars. <u>Danish insolvency law:a survey</u>. Copenhagen: Jurist- og Økonomforbundets Forl., 1996.

Lyngsø, Preben. Danish Insurance Law. Deventer: Kluwer, 1992.

Riis, Thomas. Intellectual Property Law in Denmark. The Hague: Kluwer Law International, 2000.

Werlauff, Erik. Civil Procedure in Denmark. The Hague: Kluwer Law International, 2002.

♦ Useful Links:

Danish Parliament- Folketing: http://www.folketinget.dk/default.asp?id={05E8D894-2E5A-4483-82F0-C8B74860893B}

Courts of Denmark - http://www.domstol.dk/om/otherlanguages/english/Pages/default.aspx
Researching Law in Denmark by Rasmus H. Wandall & co-author Steen Rosendahl
http://www.nyulawglobal.org/Globalex/Denmark1.htm

Official website of Denmark http://www.denmark.dk/en

*** EUROPEAN UNION**

European Union covers a large part of Europe with 27 countries as its members. EU works to spread prosperity, democratic progress, the rule of law and human rights in the member countries.

♦ Legislation in force:

General, financial and institutional matters http://eur-lex.europa.eu/en/legis/latest/chap01.htm covers 1128 Acts

Customs Union and free movement of http://eur-lex.europa.eu/en/legis/latest/chap02.htm goods covers 860 Acts

Agriculture covers 3064 Acts http://eur-lex.europa.eu/en/legis/latest/chap03.htm Fisheries covers 774 Acts http://eur-lex.europa.eu/en/legis/latest/chap04.htm Freedom of movement for workers and http://eur-lex.europa.eu/en/legis/latest/chap05.htm social policy covers 440 Acts Right of establishment and freedom to http://eur-lex.europa.eu/en/legis/latest/chap06.htm provide services covers 234 Acts Transport Policy covers 606 Acts http://eur-lex.europa.eu/en/legis/latest/chap07.htm Competition Policy covers 1650 Acts http://eur-lex.europa.eu/en/legis/latest/chap08.htm Taxation covers 173 Acts http://eur-lex.europa.eu/en/legis/latest/chap09.htm Economic and monetary policy and free http://eur-lex.europa.eu/en/legis/latest/chap10.htm movement of capital External relations covers 3128 Acts http://eur-lex.europa.eu/en/legis/latest/chap11.htm Energy covers 348 Acts http://eur-lex.europa.eu/en/legis/latest/chap12.htm http://eur-lex.europa.eu/en/legis/latest/chap13.htm Industrial policy and internal market covers 1394 Acts Regional policy and coordination of http://eur-lex.europa.eu/en/legis/latest/chap14.htm structural instruments covers 368 Acts Environment, consumers and health http://eur-lex.europa.eu/en/legis/latest/chap15.htm protection covers 1126 Acts Science, information, education and http://eur-lex.europa.eu/en/legis/latest/chap16.htm culture covers 380 Acts Law relating to undertakings covers 110 http://eur-lex.europa.eu/en/legis/latest/chap17.htm Acts Common Foreign and Security Policy http://eur-lex.europa.eu/en/legis/latest/chap18.htm covers 402 Acts Area of freedom, security and justice http://eur-lex.europa.eu/en/legis/latest/chap19.htm cover 526 Acts http://eur-lex.europa.eu/en/legis/latest/chap20.htm People's Europe covers 18 Acts

Judgments/ Law Reports/ Journals:

Official Journal of the European Union http://eur-lex.europa.eu/JOIndex.do?ihmlang=en

European Journal of international law http://www.ejil.org/
European Journal of Legal Studies http://www.ejil.org/

Judgements of European Union Courts: http://eur-lex.europa.eu/JURISIndex.do?ihmlang=en

Legal Books in English:

Antokol'skaja, Ma'a V. <u>Harmonisation Of Family Law In Europe: A Historical Perspective; A Tale Of Two Millennia</u>. Antwerpen: Intersentia, 2006.

Arnold, Christopher. Energy Law In Europe. Andover: Sweet & Maxwell, 1999

Bael & Bellis, Van. Anti Dumping and other trade Protection Laws of the EC. The Hague: Kluwer

Law international, 2004.

Besselink, L. F. M. A Composite European Constitution. Groningen: Europa Law, 2007.

Boele-Woeli,Katharina, ed. The future of European contract law. Alphen aan den Rijn: Kluwer Law International, 2007.

Cartwright, John, ed. <u>Precontractual Liability in European Private Law</u>. Cambridge: Cambridge UP, 2008.

Collins, Hugh, ed. Standard contract terms in Europe: a basis for and a challenge to European contract law. Alphen aan den Rijn: Kluwer Law Internat., 2008.

Council of Europe / European Commission for Democracy through Law. <u>Constitutions of Europe</u>. Vol. 1&2. Leiden: Nijhoff Publication, 2004.

Czech, Susanne, ed. <u>Insurance contract law in Europe</u>. Brussels: Comité Européen des Assurances, 2004.

De Búrca, Gráinne, ed. Social rights in Europe. 1st ed. Oxford: Oxford UP, 2005.

Dine, Janet. Company law in the new Europe: the EU acquis, comparative methodology and model law. Cheltenham: Elgar, 2007.

Doris, Martin J. Dispute Avoidance and European Contract Law; Dealing with. European Studies in Private Law (2). Groningen: Europa Law, 2008.

Empel, Martijn van, ed. <u>Financial services in Europe</u>. Alphen aan den Rijn: Kluwer Law International, 2008.

Ferrarini, Guido, ed. Investor protection in Europe. 1st ed. Oxford: Oxford Univ. P, 2006.

Ferrarini, Guido, ed. Reforming company and takeover law in Europe. 1st ed. Oxford: Oxford UP, 2004.

Gerven, Dirk van, ed. Prospectus for the public offering of securities in Europe. Vol. 1. Cambridge: Cambridge Univ. P, 2008.

Gordley, James, ed. <u>The Enforceability of Promises in European Contract Law</u>. Cambridge: Cambridge UP, 2008.

Grazaidei, Michael, ed. Commercial Trusts in European Private Law. Cambridge: Cambridge UP, 2008.

Gruson,M & Reisner.R. Regulation of foreign banks: banking laws of major countries and the European Union. 4th ed. Vol. 1to3. Newark: ., Matthew Bender, Lexis Nexis, 2005

Heiderhoff, Bettina, ed. Tort law in Poland, Germany and Europe. Munich: Sellier publisher, 2009.

Herold, Anna. <u>European Film Policies in the Context of EU and International Law.</u> Groningen: Europa Law, 2009.

Hildebrandt, Ulrich. Harmonised trade mark law in Europe: case-law of the European Court of <u>Justice</u>. Köln: Heymann, 2005.

Hilty, Reto M., ed. Law against unfair competition: towards a new paradigm in Europe? Berlin: Springer, 2007.

Holmes, William C. <u>Antitrust law sourcebook for the United States and Europe</u>. Eagan, Minn.: Thomson West, 2007.

Holzhauser, Guido, ed. Debt recovery in Europe. Baden-Baden: Nomos, 2007

Hopt, Klaus J., ed. Capital markets and company law. Oxford: Oxford Univ. P, 2003.

Jans, Jan H. European Environmental Law. Groningen: Europa Law, 2008

Jansen, Christian E. C. Towards a European building contract law: defects liability: a comparative legal analysis of English, German, French, Dutch and Belgian law. Center for Liability Law series. [S.I.]: Schoordijk Inst., Center for Liability Law, 1998.

Koziol, Helmut, ed. <u>Unification of Tort Law: Wrongfulness</u>. The Hague: Kluwer Law International, 1998.

MacQueen, Hector L/Zimmermann, Reinhard, ed. <u>European contract law.</u> Edinburgh: University P. 2006.

Magnus, Ulrich, ed. <u>Unification of tort law : contributory negligence</u>. The Hague: Kluwer Law International, 2004.

Mak, Chantal. Fundamental rights in European Contract Law: a comparison of the impact of fundamental rights on contractual relationships in Germany, the Netherlands, Italy and England. Austin: Wolters Kluwer, 2008

Malatesta, Alberto, ed. The unification of choice of law rules on torts and other non-contractual obligations in Europe. Padova: Cedam, 2006.

Markus, Till. <u>European Fisheries Law; From Promotion to Management</u>. Groningen: Europa Law, 2009.

Merryman, John Henry. <u>The civil law tradition: an introduction to the legal systems of Europe and</u> Latin America. 3rd ed. Stanford, Calif.: Stanford Univ. P, 2007.

Möllers, Thomas M. J., ed. The enforcement of competition law in Europe. Cambridge: Cambridge Univ. Press, 2008.

Pasa, Barbara. The harmonization of civil and commercial law in Europe. 1st ed. Budapest: Central European Univ. P, 2005.

Piris, Jean-Claude. The Constitution for Europe: a legal analysis. 1st ed. Cambridge: Cambridge Univ. P, 2006.

Project Group Restatement of European Insurance Contract Law, ed. <u>Principles of European</u> Insurance Contract Law. München: Sellier European Law, 2009.

Radley-Gardner,Oliver/Zimmerman,Reinhard. <u>Fundamental texts on European private law.</u> Oxford: Hart, 2003.

Rogowski, Ralf. Company Law in Modern Europe. Aldershot: Ashgate, 2006.

Schaub, M.Y. European Legal Aspects of E-commerce. Groningen: Europa Law, 2004.

Sefton-Green, Ruth. Mistake, Fraud and Duties to Inform in European Contract Law. Cambridge: Cambridge University P, 2008.

Spier, Jaap, ed. <u>Unification of Tort Law: liability for damage caused by others</u>. The Hague: Kluwer Law International, 2003.

Verloop, Peter. Merger control in Europe: EU, member states and accession states. 4th ed. The Hague: Kluwer Law Internat., 2003

Vogelaar, F.O.W. The European Competition Rules: Landmark Cases of the European Courts and the Commission. Groningen: Europa Law, 2007

Vogenauer, Stefan,ed. The Harmonisation of European Contract Law. Oxford: Hart, 2006.

Widmer, Pierre, ed. Unification of tort law: fault. The Hague: Kluwer Law International, 2005.

Zimmermann, Reihard, ed. Good Faith in European Contract law. Cambridge: Cambridge UP, 2008.

Useful Links:

European Parliament http://www.europarl.europa.eu/parliament/public/staticDis

play.do;jsessionid=70E1C063D13B827FC3F2582F7E7A6

CBB.node1?id=146&language=en

EU Treaties http://eur-lex.europa.eu/en/treaties/index.htm

International Agreements http://eur-lex.europa.eu/en/accords/accords.htm

Europa-Gateway to EU http://europa.eu/index_en.htm
http://ec.europa.eu/index_en.htm

Association of Council of State and http://www.juradmin.eu/en/jurisprudence/jurispruden

Supreme Administrative <u>ce_en.lasso?page=search</u>

Jurisdictions of EU

European Union Legal Materials:

An Infrequent User's Guide by

Duncan E. Alford

http://www.nyulawglobal.org/Globalex/European Un

ion1.htm

❖ FINLAND

The Republic of Finland is a Nordic country. It was a part of Sweden and became an independent State in 1917 and has one-chamber parliament with 200 members elected every four years. Approximately 300 Acts are translated into English and are available in this link: http://www.finlex.fi/en/laki/kaannokset/aakkos.php?lang=en. Links to some important Acts are given for quick access.

Constitution: The new Constitution of Finland entered into force on 1 March 2000. The text in English: http://www.finlex.fi/fi/laki/kaannokset/1999/en19990731.pdf

Legislation:

Bankruptcy Act http://www.finlex.fi/en/laki/kaannokset/2004/en20040120.pdf
Business Information Act http://www.finlex.fi/en/laki/kaannokset/2001/en20010244.pdf
Code of Inheritance http://www.finlex.fi/en/laki/kaannokset/1965/en19650040.pdf
Code of Real Estate http://www.finlex.fi/en/laki/kaannokset/1995/en19950540.pdf
Conciliation in certain criminal and http://www.finlex.fi/en/laki/kaannokset/2005/en20051015.pdf

civil cases

Contractor's obligations and liability http://www.finlex.fi/en/laki/kaannokset/2006/en20061233.pdf

when work is contracted out

Contracts Act http://www.finlex.fi/en/laki/kaannokset/1929/en19290228.pdf
Co-operation within undertakings http://www.finlex.fi/en/laki/kaannokset/2007/en20070335.pdf

http://www.finlex.fi/en/laki/kaannokset/2001/en20011488.pdf Co-operatives Act http://www.finlex.fi/en/laki/kaannokset/1993/en19931607.pdf Credit Institutions http://www.finlex.fi/en/laki/kaannokset/1998/en19980445.pdf Credits and Guarantees provided by the State owned specialist financing company Criminal procedure Act http://www.finlex.fi/en/laki/kaannokset/1997/en19970689.pdf Decree on International http://www.finlex.fi/en/laki/kaannokset/1994/en19940013.pdf Legal Assistance in Criminal matters **Enforcement Code** http://www.finlex.fi/en/laki/kaannokset/2007/en20070705.pdf http://www.finlex.fi/en/laki/kaannokset/2000/en20000086.pdf **Environment Protection Act** http://www.finlex.fi/en/laki/kaannokset/2003/en20030460.pdf Exercise of freedom of expression in mass media http://www.finlex.fi/en/laki/kaannokset/1982/en19820633.pdf Interests Act http://www.finlex.fi/en/laki/kaannokset/2006/en20060624.pdf Limited Liability Companies Act http://www.finlex.fi/en/laki/kaannokset/2002/en20020738.pdf Occupational Safety and Health Act http://www.finlex.fi/en/laki/kaannokset/1967/en19670550.pdf Patents Act http://www.finlex.fi/en/laki/kaannokset/1889/en18890039.pdf Penal Code of Finland http://www.finlex.fi/en/laki/kaannokset/1990/en19900694.pdf **Product Liability Act** http://www.finlex.fi/en/laki/kaannokset/2001/en20010950.pdf Registered Partnerships http://www.finlex.fi/en/laki/kaannokset/1987/en19870355.pdf Sale of Goods Act http://www.finlex.fi/en/laki/kaannokset/1989/en19890495.pdf Securities Market Act http://www.finlex.fi/en/laki/kaannokset/1985/en19850651.pdf State guarantees for ensuring the supply of Basic Raw materials http://www.finlex.fi/en/laki/kaannokset/1997/en19970396.pdf **Telecommunications Market Act**

http://www.finlex.fi/en/laki/kaannokset/1964/en19640007.pdf

http://www.finlex.fi/en/laki/kaannokset/1978/en19781061.pdf

http://www.finlex.fi/en/laki/kaannokset/1993/en19931501.pdf

♦ Judgments (available in Finnish):

Unfair Business Practices Act

Trademarks Act

Value Added Tax Act

Supreme Court

http://www.finlex.fi/fi/oikeus/kko/

Supreme Administrative Court

Courts of Appeal

Administrative Court

http://www.finlex.fi/fi/oikeus/ho/

Administrative Court

http://www.finlex.fi/fi/oikeus/hao/

Market Court

http://www.finlex.fi/fi/oikeus/mao/

Labour Court

http://www.finlex.fi/fi/oikeus/tt/

http://www.finlex.fi/fi/oikeus/tt/

http://www.finlex.fi/fi/oikeus/vako/

♦ Legal Books in English:

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Useful Links :

Finnish Parliament http://web.eduskunta.fi/Resource.phx/parliament/index.htx?lng=en

Finnish Government http://www.valtioneuvosto.fi/etusivu/en.jsp

Supreme Court of Finland

Supreme Administrative Courts

http://www.kko.fi/27080.htm

http://www.kko.fi/en/index.htm

http://www.oikeus.fi/8854.htm

Ministry of Justice http://www.om.fi/en/Etusivu

Finnish Law on the Internet By Sami http://www.nyulawglobal.org/Globalex/Finland.htm

Sarvilinna

Information about Finland

❖ FRANCE

http://www.suomi.fi/suomifi/english/

France is the largest country in the European Union and the second largest in Europe. The President of France is directly elected by the people for a period of five years and plays an important political role. The French Parliament is bi-cameral consisting of National Assembly and the Senate. The Prime Minister is appointed by the President who heads the Government. France is one of the founding members of the European Union. Links to all the important legislation available in English are given.

- Constitution in French http://www.legifrance.gouv.fr/html/constitution/constitution.htm
- ◆ Constitution in English- http://www.assemblee-nationale.fr/english/8ab.asp

Legislation:

Civil Code http://195.83.177.9/upl/pdf/code_22.pdf Code of Civil Procedure http://195.83.177.9/upl/pdf/code_39.pdf http://195.83.177.9/upl/pdf/code_34.pdf Code of Criminal Procedure Commercial Code http://195.83.177.9/upl/pdf/code_32.pdf http://195.83.177.9/upl/pdf/code_29.pdf Consumer Code http://195.83.177.9/upl/pdf/code_40.pdf **Environmental Code** http://195.83.177.9/upl/pdf/code_38.pdf Insurance Code http://195.83.177.9/upl/pdf/code_35.pdf Intellectual Property - legislative part Intellectual Property-regulatory part http://195.83.177.9/upl/pdf/code_35.pdf

Labour code in French http://www.legifrance.gouv.fr/affichCode.do?cidTexte=LEGITEXT

000006072050&dateTexte=20090523

Law of Subcontracting http://195.83.177.9/upl/pdf/code_23.pdf

Monetary and Financial Code http://195.83.177.9/upl/pdf/code_25.pdf
Penal Code http://195.83.177.9/upl/pdf/code_33.pdf
Public Procurement Contracts Code http://195.83.177.9/upl/pdf/code_28.pdf

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Useful Links:

French Parliament http://www.parlement.fr/

French National Assembly

http://www.assemblee-nationale.fr/english/index.asp

Ministry of Justice

http://www.textes.justice.gouv.fr/index.php

Directory of French Websites http://lessites.service-public.fr/cgi-bin/annusite.fcgi/nat1?lang=uk

Researching French Law By http://www.nyulawglobal.org/globalex/France1.htm

Stéphane Cottin and Jérôme

Rabenou

GERMANY

Germany is a Federal Parliamentary Republic. It is a major economic power and also a part of European Union. The Federal Chancellor is the head of the Government and exercises executive powers. The parliament consists of the Federal Diet (Bundestag) and the Federal Council (Bundesrat). The Bundestag is elected every four years. Most of the important legislation are available in English.

◆ Constitution: http://www.iuscomp.org/gla/statutes/GG.htm

♦ Legislation ::

Act against restraints on competition http://www.iuscomp.org/gla/statutes/GWB.htm

Act to regulate the dissemination of http://www.iuscomp.org/gla/statutes/GjSM.htm

writings and media contents harmful

to young persons

Bundesbank Act http://www.iuscomp.org/gla/statutes/BBankG.htm

Copyright Act http://www.iuscomp.org/gla/statutes/UrhG.htm

Environment Impacts Assessment http://www.iuscomp.org/gla/statutes/UVPG.htm

Act (excerpts)

Environment Information Act http://www.iuscomp.org/gla/statutes/UIG.htm
Equipment and product Safety Act http://www.iuscomp.org/gla/statutes/GPSG.htm

Federal Building Code http://www.iuscomp.org/gla/statutes/BauGB.htm
Federal Data Protection Act http://www.iuscomp.org/gla/statutes/BDSG.htm
Federal Regional Planning Act http://www.iuscomp.org/gla/statutes/ROG.htm

German Banking Act http://www.iuscomp.org/gla/statutes/KWG.htm

German Civil Code http://www.gesetze-im-

internet.de/englisch_bgb/german_civil_code.pdf

German Criminal Code http://www.gesetze-im-

internet.de/englisch_stgb/german_criminal_code.pdf

German Criminal Procedure Code http://www.iuscomp.org/gla/statutes/StPO.htm

German Judiciary Act http://www.iuscomp.org/gla/statutes/DRiG.pdf

Insolvency Statute http://www.iuscomp.org/gla/statutes/InsO.pdf

Introductory Act to Civil Code http://www.gesetze-im-

internet.de/englisch_bgbeg/introductory_act_to_the_civil_code.pdf

Law of Prospectus for securities http://www.iuscomp.org/gla/statutes/VerkProspG.htm

offered for sale

Law on the Supervision of Insurance http://www.iuscomp.org/gla/statutes/VAG.htm

Undertakings

Nationality Act http://www.iuscomp.org/gla/statutes/StAG.htm
Postal Act http://www.iuscomp.org/gla/statutes/PostG.htm
Rules and procedure of Federal http://www.iuscomp.org/gla/statutes/GOBVerfG.htm

Constitutional Court

Securities Trading Act http://www.iuscomp.org/gla/statutes/WpHG.htm
Standard Contract Terms Act http://www.iuscomp.org/gla/statutes/AGBG.htm
Telecommunications Act http://www.iuscomp.org/gla/statutes/JOeSchG.htm
Youth Protection Act http://www.iuscomp.org/gla/statutes/JOeSchG.htm

♦ Judgments/ Law Reports / Journals:

Federal Constitutional Court http://www.bundesverfassungsgericht.de/en/decisions/200

Decisions (in German) 9/1

German Law Journal http://www.germanlawjournal.com/

♦ Legal Books in English:

Bockstiegel, Karl-Heinz, ed. <u>Arbitration in Germany: The Model Law in Practice</u>. The Hague: Kluwer Law International, 2008.

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Wirth, Gerhard. Corporate Law in Germany. 2nd ed. München: Beck, 2008.

Zimmermann, Reinhard. The New German Law Of Obligations: Historical And Comparative Perspectives. 1st ed. Oxford: Oxford UP, 2005

Useful Links:

German Parliament http://www.bundestag.de/htdocs_e/parliament/index.h

<u>tml</u>

Federal Government http://www.bundesregierung.de/Webs/Breg/EN/Feder

al-Government/federal-government.html

Federal Constitutional Court http://www.bundesverfassungsgericht.de/en/index.ht

<u>ml</u>

German Federal Ministry of Justice http://www.bmj.bund.de/enid/6ed86be68a9761aeb7c

ca780ec41adb7,0/aktuelles_13h.html

Legal Research in Germany between http://www.nyulawglobal.org/Globalex/Germany.htm

Print and Electronic Media: An Overview

By Rita Exter and Martina Kammer

German Business and Commercial http://www.nyulawglobal.org/globalex/Germany_Busi

Laws: Guide to Translations into English ness.htm

and Select Auxiliary Sources by Martina

Kammer and Anne Scharrenberg

Facts about Germany http://www.tatsachen-ueber-

deutschland.de/389.0.html

GREECE

Greece is considered as the cradle of Western civilization and is a Parliamentary Democratic Republic, headed by the President who is elected for five years. It is a member of the European Union. Except the Constitution all other legislation are available in Greek only and the link to the same is http://www.et.gr/search_laws#results.

- Constitution in English- http://www.parliament.gr/english/pdf/001-156%20aggliko.pdf
- Legal Books in English:

Agallopulu, Penelope. Basic concepts of Greek civil law. Athens: Sakkoulas, 2005.

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Velentzas, John E. <u>Greek law of business transactions: an introduction; law and economy, advertisement, general terms of business, principles of economics, business enterprise.</u>
Thessaloniki: luS, 2003.

♦ Useful Links:

Greek Parliament http://www.parliament.gr/english/default.asp

Hellenic Supreme Court of Civil and http://www.areiospagos.gr/en/INDEX.htm

Penal Law

Ministry of Justice http://www.ministryofjustice.gr/eu2003/indexENG.php

A Description of the Structure of the http://www.nyulawglobal.org/globalex/Greece1.htm Hellenic Republic, the Greek Legal

Panezi

System, and Legal Research by Maria

Legislation Greece http://www.lexadin.nl/wlg/legis/nofr/eur/lxwegri.htm

❖ IRELAND

Ireland is a Common Law country having a Parliamentary Democratic Republic headed by President who is elected for a period of seven years. It is a part of the European Union. All the Acts are available in English in these links:

- http://www.oireachtas.ie/ViewDoc.asp?DocId=-1&CatID=87&m=a
- http://www.irishstatutebook.ie/isbc/alphatoc.html#letter_C.

The Statutory Instruments are available in this link http://www.irishstatutebook.ie/statutory.html . Links to some important Acts are given for quick reference.

Constitution: http://www.taoiseach.gov.ie/attached_files/Pdf%20files/Constitution%20of%20IrelandNov2004.pdf

A	Dance	latı∧n•
•	Legio	lation:

Bankruptcy Act http://www.irishstatutebook.ie/1988/en/act/pub/0027/ind

ex.html

Capital Gains Tax Act http://www.irishstatutebook.ie/1975/en/act/pub/0020/index.html

Civil Law (miscellaneous) Act, 2008 http://www.oireachtas.ie/documents/bills28/acts/2008/a1408.p

<u>df</u>

Civil Liability Act, 1961 http://acts.oireachtas.ie/zza41y1961.1.html

Civil Registration Act http://www.irishstatutebook.ie/2004/en/act/pub/0003/index.html

Companies Act, 1990 http://www.irishstatutebook.ie/1990/en/act/pub/0033/ind

ex.html

Competition Act http://www.irishstatutebook.ie/2002/en/act/pub/0014/ind

ex.html

Copyright Act http://www.irishstatutebook.ie/1963/en/act/pub/0010/ind

ex.html

Criminal Procedure Act http://acts.oireachtas.ie/zza12y1967.2.html

Criminal Justice Act, 2007 http://www.oireachtas.ie/documents/bills28/acts/2007/a2907.p

df

Criminal Law Act, 1976 http://www.irishstatutebook.ie/1976/en/act/pub/0032/ind

ex.html

Criminal Procedure Act, 1967 http://www.irishstatutebook.ie/1967/en/act/pub/0012/ind

ex.html

Customs Act http://www.irishstatutebook.ie/1956/en/act/pub/0007/ind

ex.html

Food Safety Act http://www.irishstatutebook.ie/1974/en/act/pub/0011/ind

ex.html

Immigration Act http://www.irishstatutebook.ie/2004/en/act/pub/0001/index.html
Industrial Relations Act http://www.irishstatutebook.ie/1990/en/act/pub/0001/index.html

ex.html

Insurance Act http://www.irishstatutebook.ie/1990/en/act/pub/0026/ind

ex.html

Court Service Act http://acts.oireachtas.ie/zza8y1998.1.html

Mergers, Take-overs and Monopolies http://www.irishstatutebook.ie/1978/en/act/pub/0017/ind

(control) Act <u>ex.html</u>

Stock Transfer Act http://www.irishstatutebook.ie/1963/en/act/pub/0034/ind

ex.html

Trade Unions Act http://www.irishstatutebook.ie/1975/en/act/pub/0004/index.html
Wealth Tax Act http://www.irishstatutebook.ie/1975/en/act/pub/0025/index.html

Link to Judgments:

Irish Court Service http://www.courts.ie/Judgments.nsf/Webpages/HomePage

Irish legal information (IRLII) http://www.ucc.ie/law/irlii/index.php

♦ Legal Periodicals:

Irish Juristhttp://www.legalperiodicals.org/disp.php?pub=lrish+JuristIrish Law Timeshttp://www.legalperiodicals.org/disp.php?pub=lrish+Law+Ti

mes

Conveyancing and Property Law http://www.legalperiodicals.org/disp.php?pub=Conveyancing+and+

Journal Property+Law+Journal

Irish Criminal Law Journal http://www.legalperiodicals.org/disp.php?pub=Irish+Criminal

+Law+Journal

Irish Journal of Family Law http://www.legalperiodicals.org/disp.php?pub=Irish+Journal+

of+Family+Law

Commercial Law Practitioner http://www.legalperiodicals.org/disp.php?pub=Commercial+

Law+Practitioner

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MacGrath, Michael. Irish road traffic law. Haywards Heath: Tottel, 2008

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McMahon, Bryan M. <u>A Case Book On The Irish Law Of Torts</u>. 3rd ed. Haywards Heath: Tottel, 2005.

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Redmond, Mary. Dismissal Law In Ireland. 2nd ed. Reprint. Haywards Heath: Tottel, 2008

Regan, Maeve, ed. Employment Law In Ireland. Haywards Heath: Tottel, 2008

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Useful Links:

Irish Parliament - Houses of the http://www.oireachtas.ie/ViewDoc.asp?fn=/home.a

Oireachtas sp

Supreme Court http://www.supremecourt.ie/supremecourt/sclibrary3.nsf/Home

EN?OpenPage

Irish Courts Service http://www.courts.ie/Courts.ie/library3.nsf/pagecurrent/ED7DB

82498D0F84B8025732B00352C89?opendocument

Department of the Taoiseach (Prime http://www.taoiseach.gov.ie/index.asp

Minister)

Depart of Justice, Equality and Law http://www.justice.ie/

Reform

Law Reform Commission http://www.lawreform.ie/

http://www.taoiseach.gov.ie/eng/index.asp?locID=243&docID= Link to recently enacted laws

-1

http://www.irishlaw.org/ Irish Law site Information about Ireland http://www.gov.ie/en/

Guide to Irish Law By Dr. Darius Whelan http://www.nyulawglobal.org/Globalex/Ireland.htm

❖ ITALY

Italy is a Parliamentary Democratic Republic. The President of the country is elected for a period of seven years and both the houses of the Parliament are elected for the period of five years. It is a member of the European Union. Since very few legal sources are available in English, links to the Italian sources are given in most of the cases.

Constitution in Italian: http://www.jus.unitn.it/cardozo/Obiter Dictum/cost/index.htm

Constitution in English: http://www.servat.unibe.ch/icl/it00t

Legislation:

Italian Civil Procedure Code http://www.jus.unitn.it/cardozo/Obiter_Dictum/codciv/codci

v.htm

http://trans-lex.org/output.php?docid=601300#1241b Civil Code (excerpts of Book 4:

Obligations in English)

Italian Criminal Code (in Italian) http://it.wikisource.org/wiki/Codice_Penale

Criminal Code (excerpts in English) http://www.legislationline.org/documents/action/popup/id/5

http://it.wikisource.org/wiki/Codice_di_Procedura_Penale **Criminal Procedure Code** (in Italian) Labour Code (excerpts in English)

http://www.legislationline.org/documents/action/popup/id/5

124

Links to Judgments:

Recent Judgments of the http://www.cortecostituzionale.it/versioni_in_lingua/en

g/attivitacorte/pronunceemassime/recent_judgments_ **Constitutional Court**

2007.asp

Legal Books in English:

Alpa, Guido. Italian private law. 1st ed. Abingdon: Routledge-Cavendish, 2007.

Alpa, Guido. Tradition and Europeanization in Italian law. London: BIICL, 2005.

Antoniolli, Luisa, ed. Principles Of European Contract Law And Italian Law. Vol. 2. The Hague:

Kluwer Law International, 2005.

Colussi, Franco, trans. The Italian Civil Code. Milano: Giuffrè, 1993.

De Nicola, Alessandro. Italian business law. 1st ed. Milano: Egea, 2008.

Ferrari, Giuseppe Franco. Introduction to Italian public law. Milano: Giuffrè, 2008.

Fleiner, Thomas. Swiss constitutional law. The Hague: Kluwer Law International, 2005.

Iudica, Giovanni. Language And Rules Of Italian Private Law: An Introduction. 2nd ed. Padova:

Cedam, 2005

Lena, Jeffrey S., ed. Introduction to Italian law. The Hague: Kluwer Law International, 2002.

Treu, Tiziano. Labour Law in Italy. 2nd revised ed. The Hague: Kluwer Law International, 2007.

Watkin, Thomas Glyn. The Italian legal tradition. Aldershot: Ashgate, 1997.

♦ Useful Links:

Italian Parliament http://www.senato.it/english/default.htm

The Constitutional Court http://www.cortecostituzionale.it/versioni_in_lingua/english_version.asp

The Supreme Court of http://www.cortedicassazione.it/

Cassation

Ministry of Justice http://www.giustizia.it/sito_trad_inglese/en_index.htm
Guide to Italian Legal Research http://www.nyulawqlobal.org/qlobalex/ltaly2.htm

and Resources on the Web By Elio Fameli and Fiorenza Socci

❖ NETHERLANDS

Netherlands is a Parliamentary Democracy with Constitutional Monarchy. The members of the parliament are elected every four years. It is the founding member of the European Union.

Constitution in English: http://www.minbzk.nl/contents/pages/6156/grondwet_UK_6-02.pdf
 http://www.servat.unibe.ch/law/icl/nl00000_.html

Legislation

Most of the legislation in English are available in this link:

http://72.14.221.132/translate_c?hl=de&ie=UTF-8&sl=nl&tl=en&u=http://www.st-ab.nl/wettenoverige.htm&prev= t&rurl=translate.google.com.au&usg=ALkJrhhibajJvFTDmbR

Xe1FmepDhdUfHKw.

Links to some legislation are given for quick reference.

Code of Criminal Procedure http://www.legislationline.org/documents/action/popup/id/469

(excerpts in English)

Dutch Penal Code (excerpts in http://www.legislationline.org/documents/action/popup/id/469

English) <u>3</u>

Copyright Act http://www.ivir.nl/legislation/nl/copyrightact.html

Law On Indian Lawyer http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

<u>ab.nl/wetten/0423_Wet_betreffende_Indische_juristen.htm&rurl=tran_slate.google.com.au&usg=ALkJrhiM46p5O7OXOwv0NaFZ4TYG-M-</u>

cTg

Civil Code: Book 1 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

Civil Code: Book 2 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

ab.nl/wetten/0054_Boek_2_Burgerlijk_Wetboek_BW.htm&rurl=transl_ate.google.com.au&usg=ALkJrhim4YuXd-j1OxsyDpi-_99nThY3PA

Civil Code: Book 3 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

<u>ab.nl/wetten/0055_Boek_3_Burgerlijk_Wetboek_BW.htm&rurl=transl_ate.google.com.au&usg=ALkJrhhoEFi57IY32Vy0UNb7IJs0lRuK7A_</u>

Civil Code: Book 4 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

ab.nl/wetten/0056 Boek 4 Burgerlijk Wetboek BW.htm&rurl=transl ate.google.com.au&usg=ALkJrhiLxxfxH99DjcEwdbMNJlobbWFAgA

Civil Code: Book 5 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

Civil Code: Book 6 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

LQ

Civil Code: Book 7 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

ab.nl/wetten/0059 Boek 7 Burgerlijk Wetboek BW.htm&rurl=transl ate.google.com.au&usg=ALkJrhjTqiuoQja6eJS5rk206kkZ6zog7w

Civil Code: Book 7a http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

ab.nl/wetten/0060_Boek_7a_Burgerlijk_Wetboek_BW.htm&rurl=translate.google.com.au&usg=ALkJrhi0MZz1pjmWnleofdDPUFm5b5QY

<u>JA</u>

Civil Code: Book 8 http://72.14.221.132/translate_c?hl=de&ie=UTF-

8&sl=nl&tl=en&u=http://www.st-

ab.nl/wetten/0061_Boek_8_Burgerlijk_Wetboek_BW.htm&rurl=transl

ate.google.com.au&usg=ALkJrhi-WE62u2BGhfKbWWwuAEWan2Lh_w

Legal Books in English:

Besselink, Leonard F. M., ed. Constitutional Law Of The Netherlands: An Introduction With

<u>Texts, Cases And Materials</u>. Nijmegen: Ars Aequi Libri, 2004.

Blankenburg, Erhard. Dutch legal culture. 2nd ed. Deventer: Kluwer, 1994

Busch, Danny, ed. The principles of European contract law and Dutch law. Vol. 1. Nijmegen: Ars Aegui Libri, 2002.

Busch, Danny, ed. The Principles of European contract law and Dutch law. Vol. 2. Alphen aan den Rijn: Kluwer Law Internat., 2006.

Chorus, Jeroen M. J., ed. <u>Introduction To Dutch Law</u>. 4th ed. Alphen aan den Rijn: Kluwer Law International, 2006.

Cumming, George. Enforcement Of Intellectual Property Rights In Dutch, English And German Civil Procedure. Alphen aan den Rijn: Kluwer Law International, 2008.

Declercq, Peter J. M. Netherlands Insolvency Law: The Netherlands Bankruptcy Act And The Most Important Legal Concepts. The Hague: Asser P, 2002.

Foster, Tony. <u>Dutch Legal Terminology In English: A Practical Reference Guide</u>. 2nd ed. Leiden: Acad. P, 1999.

Haanappel, Peter P. C., trans. The Civil Code Of The Netherlands Antilles And Aruba: Book 3, Patrimonial Law (Law Of Property, Rights And Interests) In General, Book 5, Real Rights, Book 6, General Part Of The Law Of Obligations, Book 7, Special (Specific) Contracts Ruba:. The Hague: Kluwer Law International, 2002.

Harmsen, Karen. The Insolvency Laws of the Netherlands. New York: Juris, 2006.

Hooijdonk, Marieke van. <u>Litigation In The Netherlands: Civil Procedure, Arbitration And Administrative Litigation</u>. The Hague: Kluwer Law Internat., 2009.

Jacobs, Antoine T. <u>Labour Law In The Netherlands</u>. The Hague: Kluwer Law International, 2004

Kortmann, Constantijn A. J. M. <u>Constitutional Law Of The Netherlands :an introduction</u>. Alphen aan den Rijn: Kluwer Law Internat., 2007.

Nederlandsch Octrooibureau. <u>New Dutch Patents Act:A Bilingual Edition</u>. Hague: Kluwer, 1995

Rayar, Louise, trans. The Dutch Penal Code. Littleton, Colo.: Rothman, 1997.

Savornin Lohman, Hans A. de. <u>Duties And Liability Of Directors And Shareholders Under Netherlands Law :Piercing The Corporate Veil.</u> 1st ed. London: Kluwer Law International, 1996 Sumner, Ian. <u>Family Law Legislation Of The Netherlands: A Translation Including Book 1 Of The Dutch Civil Code, Procedural And Transitional Provisions And Private International Law Legislation.</u> Antwerp: Intersentia, 2003.

Sumner, Ian, trans. Inheritance Law Legislation Of The Netherlands: A Translation Of Book 4

Of The Dutch Civil Code, Procedural Provisions And Private International Law Legislation.

Antwerp: Intersentia, 2005.

Sumner, Ian, trans. Netherlands Antilles Civil Code: Book 1, Family Law And The Law Of Persons. Antwerp: Intersentia, 2005.

Taekema, Sanne, ed. Understanding Dutch Law. Den Haag: Boom Jurid. Uitg., 2004.

Tak, Peter J. P. The Dutch Criminal Justice System. 3rd ed. Nijmegen: Wolf, 2008.

Vonk, Machteld. Children and their parents: a comparative study of the legal position of children with regard to their intentional and biological parents in English and Dutch law. Antwerpen: Intersentia, 2007.

Wansink, Johan H. New Dutch Insurance Contract Law. Amstelveen: DeLex, 2006.

Warendorf, Hans. The Civil Code Of The Netherlands. Alphen aan den Rijn: Kluwer Law Internat., 2009.

Warendorf, Hans, trans. Netherlands Antilles Civil Code: Book 2, Companies And Other

Legal Persons. The Hague: Kluwer Law International, 2005.

Useful Links:

 Dutch Parliament
 http://www.parlement.nl/

 Ministry of Justice
 http://english.justitie.nl/

The Judiciary System in Netherlands http://www.rechtspraak.nl/Information+in+English/de

fault.htm

Legislation Netherlands http://www.lexadin.nl/wlg/legis/nofr/eur/lxwened.htm
Researching Dutch Law by Oswald http://www.nyulawglobal.org/globalex/Netherlands1.

Jansen and George Middeldorp httm

* PORTUGAL

Portugal is a Democratic Republic. The Parliament is elected for four years and the President is elected for a period of five years. It is a member of the European Union. Except the Constitution all other legislation are available only in Portuguese.

Constitution in English:

http://app.parlamento.pt/site_antigo/ingles/cons_leg/Constitution_VII_revisao_definitive.pdf

♦ Legislation

Most of the legislation available in http://www.portolegal.com are in Portuguese language. Links to some of them are given.

Code of Business Registration (in http://www.portolegal.com/CodRegCOMERCIAL.htm

Portuguese)

Code of Civil Procedure (in http://www.portolegal.com/CPCivil.htm

Portugese)

Code of Civil Registration (in http://www.portolegal.com/CRCiv.htm

Portuguese)

Code of Criminal Procedure (in http://www.portolegal.com/CPPenal.html

Portugese)

Code of Legal Costs (in http://www.portolegal.com/CodCustas.htm

Portuguese)

Companies Code (in Portuguese) http://www.portolegal.com/csc.html
Contract of Agency (in Portuguese) http://www.portolegal.com/agencia.html
Entry and stay of Foreigners (in http://www.portolegal.com/csc.html

Portuguese) <u>EntradaPermanencia.pdf</u>

Industrial Property Code (in http://www.portolegal.com/CodPropriedadeIndustrial2003.

Portuguese) <u>htm</u>

Labour Code (in Portugese) http://www.portolegal.com/CT2003.htm

Law governing the Exercise of the http://www.parlamento.pt/Legislacao/Documents/Exerciserightpeti_EN.p

<u>df</u>

Right of Petition

Portuguese Civil Code (in http://www.portolegal.com/CodigoCivil.html

Portuguese)

Portuguese Commercial Code (in http://www.portolegal.com/CodigoComercial.html

Portuguese)

Portuguese Criminal Code (in http://www.portolegal.com/CPENAL.htm

Portugese)

Legal Books in English:

Almeida, Carlos Ferreira de, ed. Portuguese law: an overview. Coimbra: Almedina, 2007.

Breger, Marshall J., ed. European Union issues from a Portuguese perspective. Studies in comparative law. Columbus: Catholic Univ. of America, Columbus School of Law, 2007.

Oleynik, Igor S., ed. <u>Portugal business law handbook</u>. Reprint ed. Washington, DC: Internat. Business Publ., 2006.

Portugal / Ministério das Finanças / Comissão do Mercado de Valores Mobiliários.

Regulations of the Portuguese Securities Market Commission CMVM :regulations 96/1 to 08/2001. Lisbon: Comissão do Mercado de Valores Mobiliários, 2002.

Useful Links:

Portuguese Parliament http://www.parlamento.pt/Paginas/UKFR.aspx

Portuguese Supreme Court http://www.stj.pt/?idm=31&midm=31

Constitutional Court http://www.tribunalconstitucional.pt/tc/home.html

Ministry of Justice http://www.mj.gov.pt/sections/home

Legal Research in Portugal: A Guide

By Tiago Fidalgo de Freitas

 $\underline{http:/\!/www.nyulawglobal.org/Globalex/Portugal.htm}$

❖ SPAIN

Spain is a Parliamentary Democracy with Constitutional Monarchy. It is a member of the European Union. The members of the Parliament are elected every four years. The legislation available are in Spanish. The link to English translation of the Constitution is given below.

- ♦ Constitution in English: http://www.senado.es/constitu_i/index.html
- Legislation:

Spanish Civil Code (in Spanish) http://civil.udg.edu/normacivil/estatal/CC/INDEXCC.htm

Code of Civil Procedure (in Spanish)

http://civil.udg.es/normacivil/estatal/LEC/default.htm

♦ Link to Judgments:

Routledge Cavendish, 2008.

http://www.tribunalconstitucional.es/jurisprudencia/jurisprudencia _ing.html

Legal Books in English:

Bufete Cuatrecasas. Business law guide to Spain. 2nd ed. Bicester: CCH Europe, 1994 Contreras, Bonifacio. Spanish-English compendium of law. 1st ed. Albuquerque, NM: Educational News Service, 2005.

Cop, Meg, ed. Spanish-English dictionary. Hauppauge, NY: Barron's Educational Series, 2006 Erp, Sjef van, ed. Introduction to Spanish patrimonial law. Granada: Ed. Comares, 2006. Fernández Segado, Francisco, ed. The Spanish constitution in the European constitutional context. Madrid: Dykinson, 2003.

Merino-Blanco, Elena. The Spanish law and legal system. 2nd ed. London: Sweet & Maxwell, 2006.

Roch, María Teresa Soler. Tax Law in Spain. The Hague: Kluwer Law International, 2001. Rodriguez de las Heras Bellal, Teresa. Introduction to Spanish private law. Abingdon:

Romañach, Julio, ed. Civil code of Spain. Baton Rouge, La.: Lawrence Publ. Co., 1994 Schmidt, Gustav. The civil law of Spain and Mexico: arranged on the principles of the modern codes; with notes and references. Buffalo, NY: Hein, 2008.

Villiers, Charlotte. The Spanish legal tradition: an introduction to the Spanish law and legal system. Aldershot: Ashgate, 1999.

Useful Links:

Spanish Parliament : the Congress http://www.congreso.es/portal/page/portal/Congreso/Cong

reso

Constitutional Court http://www.tribunalconstitucional.es/index_ingles.html http://www.poderjudicial.es/eversuite/GetRecords?Templa **Judiciary Portal**

http://www.mjusticia.es/cs/Satellite?c=Page&cid=1057821035133 **Ministry of Justice**

&lang=en_gb&pagename=Portal_del_ciudadano%2FPage%2FH

Legislation Spain http://www.lexadin.nl/wlg/legis/nofr/eur/lxwespa.htm

Guide To Legal Research In Spain

By Olga Cabrero

Information about Spain

http://www.nyulawglobal.org/Globalex/Spain.htm

http://www.spain.info/TourSpain/?Language=en

❖ SWEDEN

Sweden is a Nordic country and has constitutional monarchy with a parliamentary democracy. It is a member of the European Union. The members of the parliament are elected every four years. The link to Swedish Legislation translated in English: http://www.sweden.gov.se/sb/d/3288. Links to some of the Acts are given for quick reference.

♦ Constitution in English: http://www.riksdagen.se/templates/R Page 6357.aspx

♦ Legislation in English:

The Swedish Penal Code http://www.sweden.gov.se/content/1/c6/02/77/77/cb79a

8a3.pdf

The Swedish Arbitration Act http://www.sccinstitute.com/upload/shared-files/lagar/l

agen_1999_eng.pdf

The Swedish Code of Judicial http://www.sweden.gov.se/content/1/c6/02/77/78/30607

Procedure <u>300.pdf</u>

The Enforcement Code http://www.sweden.gov.se/content/1/c6/06/23/85/6f3c0

1d5.pdf

Employment Protection Act http://www.sweden.gov.se/content/1/c6/07/65/36/9b9ee

182.pdf

The Work Environment Act http://www.av.se/inenglish/lawandjustice/workact/index.

<u>aspx</u>

The Swedish code of Corporate http://www.sweden.gov.se/content/1/c6/02/62/96/f8334

Governance <u>504.pdf</u>

The Swedish Environmental Code http://www.sweden.gov.se/content/1/c6/02/28/47/385ef

12a.pdf

♦ Legal Books in English

Bogdan, Michael. Swedish Law In The New Millennium. 1st ed. Stockholm: Norstedts Juridik, 2000.

Canter, David, trans. <u>Swedish Takeover Rules:Legislation And Stock Exchange Rules</u>. Stockholm: FöretagsJur., 2007.

Canter, David, trans. The Swedish Insider Act. 2nd ed. Stockholm: Juristförl., 1997.

Carlson, Laura. An introduction to Swedish real property law. Stockholm: Jure Förl., 2008.

Eklund, Ronnie. Swedish Labour And Employment Law: Cases And Materials. Uppsala: lustus, 2008.

Gellner, Lars. Swedish Labour Law: An Introduction. Stockholm: Norstedts Jur., 2007.

Heuman, Lars. Arbitration Law of Sweden: Practice and Procedure. New York: Juris, 2003

Lindell, Bengt. Civil Procedure In Sweden. Uppsala: lustus Förl., 2004.

Madsen, Finn, trans. <u>Commercial Arbitration In Sweden: A Commentary On The Arbitration Act</u> (1999:116) And The Rules Of The Arbitration Institute Of The Stockholm Chamber Of Commerce. 3rd ed. New York, NY: Oxford Univ. P, 2007.

Ramberg, Jan. <u>The New Swedish Sales Law</u>. Roma: Centro di Studi e Ricerche di Diritto Comparato e Straniero, 1997.

Regeringskansliet Justitiedepartementet. <u>The Swedish Code Of Judicial Procedure</u>. Stockholm: Fritzes, 1998.

Regeringskansliet Justitiedepartementet. <u>The Swedish penal code</u>. Stockholm: Justitiedepartementet, 1999

Sebardt, Gabriella. Redundancy and the Swedish Model in an International Context. The Hague: Kluwer Law International, 2006.

Skog, Rolf. The Swedish Companies Act: An Introduction. Stockholm: Norstedts Jur., 2007

The Swedish Insurance Legislation. Stockholm: Norstedts Jur., 2009

The Swedish Maritime Code. 3rd ed. Stockholm: Jure, 2006

Useful Links:

Swedish Parliament http://www.riksdagen.se/default 56.aspx

Swedish Judiciary http://www.domstol.se/templates/DV InfoPage 877

aspx

Ministry of Justice http://www.regeringen.se/sb/d/584

Swedish Law and Legal Materials
By Ingrid Kabir and Sofia Sternberg

http://www.nyulawglobal.org/globalex/Sweden1.htm

Information Sweden- official gateway http://www.sweden.se/eng/Home/

❖ SWITZERLAND

Switzerland is a Federal Republic and the members of the Parliament are elected for a period of four years. Both the Houses of Parliament called the Federal Assembly, elects the President of the Swiss Confederation in rotation for a period of one year. All Acts are available in French, German and Spanish. The link to French version is http://www.admin.ch/ch/f/rs/sachreg.html. English is not the official language of Swiss confederation, hence only some of the legislation are available in English in this link: http://www.admin.ch/ch/e/rs/rs.html. Links to some of the Acts are given for quick reference:

♦ Constitution in English: http://www.admin.ch/ch/e/rs/1/101.en.pdf

Legislation:

Telecommunication Act (in English) http://www.admin.ch/ch/e/rs/784_10/index.html
Combating Money Laundering and http://www.admin.ch/ch/e/rs/955_0/index.html

Terrorist financing in the financial sector

(in English)

Swiss Civil Code (in French) http://www.admin.ch/ch/f/rs/21.html#210

Droit pénal ordinaire consisting of http://www.admin.ch/ch/f/rs/31.html#210

Swiss Penal Code, Criminal Procedure & Administrative Criminal Law (in French)

Swiss Code of Obligations (in French) http://www.admin.ch/ch/f/rs/22.html#221.229

 Civil Procedure
 http://www.admin.ch/ch/f/rs/0.27.html#0.274

 Intellectual property and data protection
 http://www.admin.ch/ch/f/rs/23.html#231

Taxes and Taxation http://www.admin.ch/ch/f/rs/64.html#64

Legal Books in English:

Amstutz, Marc. Introduction To Swiss Anti-Trust Law. Swiss Commercial Law Series. Basel:

Helbing & Lichtenhahn, 1998.

Aronovitz, Alberto: research conducted by Swiss Institute of Comparative Law. <u>Cross-Border Gambling On The Internet: Challenging National And International Law</u>. Zürich: Schulthess, 2004.

Bauen, Marc. Swiss Company Limited By Shares: Company Law, Merger Law, Stock Exchange Law, Tax Law. Bruxelles: Bruylant, 2007.

Becchio, Bruno, ed. Swiss Company Law: Translation Of The Official Text Of The Portions Of The Swiss Civil Code And Code Of Obligations Relating To Companies And Other Business Associations; With An Introduction, Synoptic Tables, Annotations And Appendices. 2nd ed. The Hague: Kluwer Law International, 1996.

Bersheda Vucurovic, Tetiana. Civil Liability Of Company Directors And Creditor Protection In The Vicinity Of Insolvency:Comparative Analysis Based On The Swiss And English Systems. Zürich: Schulthess, 2007.

Berti, Stephen V. Swiss Debt Enforcement And Bankruptcy Law: English Translation Of The Amended Federal Statute On Debt Enforcement And Bankruptcy (Schkg) With An Introduction To Swiss Debt Enforcement And Bankruptcy Law. Zürich: Schulthess, 1997.

Blessing, Marc. Arbitrating Antitrust And Merger Control Issues. Swiss Commercial Law Series. Basle: Helbing & Lichtenhahn, 2003.

Bohrer, Andreas. <u>Corporate Governance And Capital Market Transactions In Switzerland: The Mechanics Of Mergers, Acquisitions, Buyouts, Private Equity Transactions And Restructuring And Their Impact On The Governance Of Corporations Under Swiss Law. Zürich: Schulthess, 2005.</u>

Daeniker, Daniel. Swiss Securities Regulation: An Introduction To The Regulation Of The Swiss Financial Market; With A Translation Of The Stock Exchange Act Of 1995 (SESTA) And Implementing Ordinances. Zürich: Schulthess, Polygraph. Verlag, 1998.

Dessemontet, François, ed. Introduction to Swiss Law. 3rd ed. The Hague: Kluwer Law International, 2004.

Giger, Hans. Key Problems Of The New Concept Of The Swiss Consumer Credit Legislation. Bern: Stämpfli, 2003.

Gnos, Urs P. Swiss Merger Act: an introduction to the Federal Act regarding Merger, Demerger, Conversion and Transfer of Assets and Liabilities (Merger Act); with a transl. of the Federal Act regarding Merger, Demerger, Conversion and Transfer of Assets and Liabilities of 3 October 2003 (Merger Act) and the amendments to existing laws. Zürich: Schulthess, 2004.

Handschin, Lukas. Swiss company law. Zurich: Dike, 2008.

Kaufmann-Kohler, Gabrielle, ed. The Swiss Rules Of International Arbitration. Basel: Swiss Arbitration Association, 2004.

Malacrida, Ralph. Mergers, Acquisitions & Corporate Restructuring In Swiss Law. Basle: Helbing & Lichtenhahn, 2005.

Sprecher, Thomas. Swiss Foundation Code 2009 mit Kommentar. 2nd ed. Basel: Helbing

Lichtenhahn, 2009.

Swiss American Chamber of Commerce. Swiss Cartel Law: Federal Act On Cartels And Other Restraints Of Competition; Ordinances On Combinations Of Enterprises, Sanctions Regarding Illegal Restraints Of Competition; Summary And English Translation Of Official Texts. Zürich: Schulthess, 2005.

Swiss Civil Code-Law of Persons-English Translation of the Official Text. Zurich: Schulthess, 2006.

♦ Useful Links:

Swiss Parliament http://www.admin.ch/org/parlament/index.html?lang=en

Swiss Federal Tribunal http://www.bger.ch/fr/index.htm

Federal Criminal Tribunal http://www.bstger.ch/index.asp?idL=fr

Department of Justice http://www.ejpd.admin.ch/ejpd/en/home.html

The Swiss Legal System and http://www.nyulawglobal.org/Globalex/Switzerland.htm

Research By Gregory M. Bovey

❖ BOOKS ON COMPARATIVE LAW

These are legal commentaries comparing and analyzing the laws of various European countries.

Blanke, Thomas, ed. Collective Bargaining Wages in Comparative Perspective: Germany, France, the Netherlands, Sweden and the United Kingdom. The Hague: Kluwer Law International, 2005.

Blume, Peter, ed. Nordic Data Protection Law. 1st ed. Uppsala: lustus Förl., 2001.

Bolle, Caroline. A comparative overview of the mandatory bid rule in Belgium, France, Germany and the United Kingdom. 1st ed. Baden-Baden: Nomos, 2008.

Bona, Marco, ed. Personal injury compensation in Europe: a comparative study of and guide to: right to claim full and fair compensation, protection of primary victims, recoverable losses, psychiatric damage, limitation law, harmonisation. Deventer: Kluwer Law, 2003

Clausen, Nis Jul. <u>Takeover Bids: The Danish, Norwegian And Swedish Regulations To Be Challenged By The 13th Company Law Directive</u>. 1st ed. Copenhagen: DJØF Publication, 1998.

Cumming, George. <u>Civil procedure used for enforcement of EC competition law by the English, French and German civil courts</u>. Alphen aan den Rijn: Kluwer Law International, 2007.

Dabán, Teresa. Rules-based fiscal policy in France, Germany, Italy, and Spain. Washington, DC: Internat. Monetary Fund, 2003.

Di Federico, Giuseppe. Recruitment, professional evaluation and career of judges and prosecutors in Europe: Austria, France, Germany, Italy, The Netherlands and Spain. Bologna: Ed. Lo Scarabeo, 2005.

Drahos, Michaela. Convergence of Competition Laws and Policies in the European Community: Germany, Austria and the Netherlands. The Hague: Kluwer Law

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