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than 20 articles is dedicated to a specific theme i e human rights institutional design current and future function of the EU homogeneity and identity security and defence policy home policy and common values Similarities as well as differences in the perspectives of an old EU Member State on the one hand and an EU Member State to be on the other hand are revealed

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Case Law in Roman, Anglosaxon and Continental Law Mar a Jos Falc N y Tella,2011-08-25 There is no one definition of case law but rather a plurality of meanings In this respect after an analysis of Roman iurisprudentia and Anglo Saxon case law this work considers the Spanish legal system as an example of a Continental jurisdiction Methoden des internationalen Einheitsrechts Urs Peter Gruber,2004 English summary National law has already been replaced by uniform law conventions and the European Community law in many cases In the near future national law will be thrust even more into the background if a European civil code comes into force It is however not yet clear how this new law should be applied Urs Peter Gruber attempts to develop a coherent and independent method of statutory interpretation of uniform law

conventions and the European Community law He also deals with many other methodical questions such as the doctrine of stare decisis in international disputes and the problem of judge made law in general In addition he focuses on the methods of legislation The basis of his work is a broad comparative analysis that includes civil law systems as well as the laws of England and the United States With his work the author hopes to stimulate an international debate and support the development of a truly international jurisprudence German description Das staatsvertragliche Einheitsrecht und das europaische Gemeinschaftsrecht haben das nationale Recht in vielen Feldern bereits verdrangt Neue Projekte wie die Schaffung eines europaischen Zivilgesetzbuches konnten zukunftig zu einer noch grosseren Dominanz des internationalen Einheitsrechts fuhren In der juristischen Methodenlehre wird diesem Paradigmenwechsel allerdings bislang wenig Beachtung geschenkt Urs Peter Gruber unternimmt es eine eigenstandige und einheitliche Methodenlehre des internationalen Einheitsrechts zu entwickeln Die Notwendigkeit hierfur resultiert aus der besonderen Zweckrichtung des internationalen Einheitsrechts sowie der Unterschiedlichkeit der vorhandenen nationalen Methodenlehren Der Autor beschrankt sich nicht nur auf Fragen der Auslegung sondern bezieht vor allem Fragen der richterlichen Rechtsfortbildung der Prajudizienbindung sowie der Rechtssetzung mit ein Grundlage ist die rechtsvergleichende Analyse der verschiedenen nationalen Methodenlehren unter besonderer Berucksichtigung des Common Law Auf diese Weise leistet das Werk einen Beitrag zu einer grenzuberschreitenden wissenschaftlichen Diskussion sowie zur uberfalligen Internationalisierung der Rechtswissenschaft

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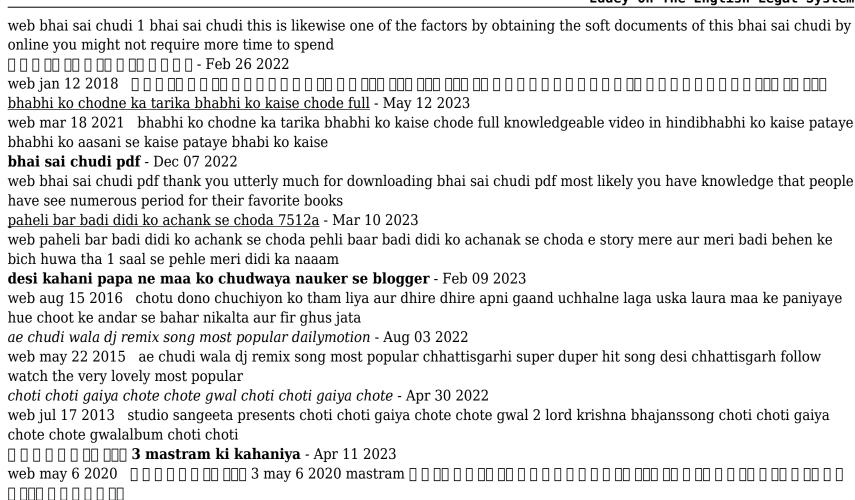
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