

# Tesauro Diritto Dell'unione Europea

**Alberto Santa Maria**

**The History of the European Union** Giuliano Amato, Enzo Moavero-Milanesi, Gianfranco Pasquino, Lucrezia Reichlin, 2019-02-07 The European Union celebrated its 60th anniversary in 2017, but celebrations were muted by Brexit and the growing sense of a crisis of identity. However, as this seminal work shows, the history and ambition of the European Union are considerable. Written by key stakeholders who, between them, acted as architects, adjudicators and arbitrators of the project, it presents the definitive history of the first two generations of the European Union. This book revisits the birth and consolidation of the great project of a united Europe and the political, institutional, judicial and economical frameworks of the European Union: from the process towards integration, to the advancements and the impasses in building a political union.

**Il diritto internazionale privato e dell'Unione europea nella prassi notarile, consolare e forense** Emanuele Calò, 2010

*The Italian Legal System* Michael A. Livingston, Pier Giuseppe Monateri, Francesco Parisi, 2015-10-21 For fifty years, the first edition of *The Italian Legal System* has been the gold standard among English-language works on the Italian legal system. The book's original authors, Mauro Cappelletti, John Henry Merryman, and Joseph M. Perillo, provided not only an overview of Italian law, but a definition of the field, together with an important contribution to the general literature on comparative law. The book explains the unique Italian style in doctrine, law, and interpretation and includes an extremely well-written introduction to Italian legal history, government, the legal profession, and civil procedure and evidence. In this fully-updated and revised second edition, authors Michael A. Livingston, Pier Giuseppe Monateri, and Francesco Parisi describe the substantial changes in Italian law and society in the intervening five decades—including the creation and impact of the European Union, as well as important advances in comparative law methodology. The second edition poses timely, relevant questions of whether and to what extent the unique Italian style of law has survived the pressures of European unification, American influence, and the globalization of law and society in the intervening period. *The Italian Legal System, Second Edition* is an important and stimulating resource for those with specific interest in Italy and those with a more general interest in comparative law and the globalization process.

*International Tax Law* Andrea Amatucci, 2012-07-01 With a century of solid theory behind it, tax law confronts a new

reality: the weakening of the tenacious link between the sovereignty of states and taxation. Yet it is to the continuity of certain themes and principles inherent in the various national tax systems that tax law scholarship continues to look, even as it develops new principles designed to meet the expanding processes of internationalization. This completely updated collection of essays offers an expert comparative analysis, conducted by a sample of the best international tax law scholars, of the fundamental theory of tax law and of the prospects in the near future of tax legislative systems. The emphasis falls naturally on tax theory, jurisprudence, and legislative development in the Member States of the European Union (particularly in Italy, Germany, and Spain), where the process of tax harmonization has been under way for many years. The effect of these processes, via the relevant tax treaties, on the tax systems of Japan and the United States provides a secondary emphasis. Practitioners and academics in tax law will find in this book an invaluable understanding of the challenges that tax law theory strives to meet at this crucial moment in economic history. The essays present a full and reliable exposition of the current theoretical approaches adopted by the various schools of thought in the field, as well as of the main contributions of jurisprudence.

*European Economic Law* Alberto Santa Maria, 2019-01-25 Since the last edition of this pre-eminent work five years ago, the European framework in the international setting has substantially changed. Numerous critical developments have highlighted shortcomings in the European structure that seems incapable, in its present complexity, of resolving the apparently intractable problems it confronts. This book's highly respected author is uncompromising: either we have the courage to establish profound, constitutional reforms aimed at renewing the European Union in the collective imagination or we risk contenting ourselves with merely an economic community with a far-from-ideal single market where even the four basic freedoms guaranteeing all actors, individuals and enterprises, are put under discussion. This revision follows the successful format of the previous editions. As before, the author's intensive discussion brilliantly disentangles the complex interrelations among a vast array of economic factors. As a general update, the new edition takes into account such major developments as the mass immigration phenomenon, effects of Brexit on EU laws and policies, and the OECD's project on base erosion and profit shifting (BEPS). Ongoing matters covered include the following: • issues surrounding the euro's sustainability, especially as revealed in ECJ case law; • lack of power of the ECB and other EU institutions in fixing the euro's exchange rate; • the potential EU contribution to reform of the IMF's organization and substantive rules; • ECJ case law on conflicts in the transfer of seat and cross-border mergers; • the role of the European Commission in the regulation of international trade; • limits to the advantages lawfully acquired by multinational enterprises; • transfer pricing in intragroup transactions; • EU supervision of banking groups and international banking cooperation; • corporate social responsibility' and 'codes of conduct'; and • State aid between competition law and the non-discrimination principle. Emphasizing the complex legal regime affecting undertakings in Europe today, Professor Santa Maria presents a thoroughgoing legal analysis

of the prominence of corporate and business enterprises in what many theorists see as the intrinsic 'internationality' of social activity in the current era. Previous editions have been applauded for their unremitting emphasis on rules introduced on the basis of multilateral agreements of an unprecedented reach, within which both States and undertakings are made to recognize and to deal with one another. In the new edition, this perspective, daunting in its scope and breadth, is maintained and expanded, providing a synthesizing and enlightening analysis that will be of immeasurable value to all parties with an interest — academic, juridical, or administrative — in this very important area of law.

**Direct Effect in EU Law** Daniele Gallo, 2024-12-18 Direct Effect in EU Law is the first book in English to thoroughly examine this revolutionary legal principle, tracing direct effect's evolution throughout the multiform process of European integration. A founding doctrine of EU constitutional law and the driving force of the EU legal system, direct effect enables individuals and companies to invoke their rights before domestic authorities and the Court of Justice of the EU (CJEU). Yet, while the doctrine of direct effect remains the backbone of the EU legal system, it lacks clear legal framing by the CJEU. Emphasizing the need for the CJEU to fully articulate and systematize direct effect as to its core components and consequences, the book advocates for an innovative understanding of such principle that acknowledges its transformative impact on EU law. It bridges theory and practice, drawing upon the CJEU rulings dating from the 1950s up to 2024. The book reconstructs direct effect beyond the doctrine originating from Van Gend & Loos, and ultimately puts forward solutions for its principled comprehension and enforcement.

*Remedies in EU Competition Law* Damien Gerard, Assimakis Komninos, 2020-07-10 By their nature, remedies are central to competition law enforcement and represent the yardstick against which the efficiency of the overall system can be measured. Yet very rarely have remedies been treated in a horizontal and comprehensive manner from the combined perspectives of substance, process and policy. The present volume, developed in partnership with the College of Europe's Global Competition Law Centre (GCLC), provides coherent, practical, and authoritative commentaries by leading experts from the GCLC's incomparable network. The contributions – originally presented at the 2019 GCLC annual conference – examine remedies to assess the overall effectiveness of competition law enforcement in merger, antitrust and State aid matters. The overall topic is presented under five headings: objectives and limitations of remedies; types of remedies in competition law enforcement; implementation and process; ex post assessment of remedies and policy lessons; and national and international approaches. The high-profile and wide-ranging group of authors includes the Director-General of the European Commission's competition department, lawyers from major international firms, and well-known economists and academics specialising in competition law. With a sharp focus on how to make competition rules work well in today's digital environment, this systematic and coherent analysis illuminates an issue that we need to fully grasp and understand in order to make sense of competition policy, law and enforcement in the years and decades to come.

**Delegation of Powers in the EU Legal System** Annalisa Volpato, 2022-03-29 The majority of rules adopted at the EU level are not issued by democratically elected institutions, but rather by administrative bodies which are empowered to exercise rule-making powers by legislative acts. This book analyses the legal mechanism through which these powers are conferred on the most relevant bodies in the EU institutional landscape, namely the European Commission, the Council, the ECB and EU agencies, and the democratic controls in place to limit and oversee the exercise of these powers. Providing an overarching perspective of the delegation of powers, this book reflects on the notion of delegation and on the commonalities between the different forms of delegation identified. It focuses on the legal requirements and limits for the delegating act, the procedures for the exercise of such powers, the position of the acts in the hierarchy of norms, and their judicial review. Overcoming the fragmentation which characterized the development of the different forms of delegation in the EU, this analysis provides a clear, structured, and coherent picture of the legal framework for the delegation of powers in the light of the constitutional principles of this legal system. Academics and practitioners will equally appreciate this highly accessible addition to the current debate in legal scholarship of the delegation of powers in the EU, as well as its explanations on comitology and the empowerment of EU agencies.

The Treaty on European Union (TEU) Hermann-Josef Blanke, Stelio Mangiameli, 2013-11-26 The major Commentary on the Treaty on European Union (TEU) is a European project that aims to contribute to the development of ever closer conceptual and dogmatic standpoints with regard to the creation of a “Europeanised research on Union law”. This publication in English contains detailed explanations, article by article, on all the provisions of the TEU as well as on several Protocols and Declarations, including the Protocols No 1, 2 and 30 and Declaration No 17, having steady regard to the application of Union law in the national legal orders and its interpretation by the Court of Justice of the EU. The authors of the Commentary are academics from ten European states and different legal fields, some from a constitutional law background, others experts in the field of international law and EU law professionals. This should lead to more unity in European law notwithstanding all the legitimate diversity. The different traditions of constitutional law are reflected and mentioned by name thus striving for a common framework for European constitutional law.

National Legal Presumptions and European Tax Law Claudia Sanò, 2016-04-24 Determining the burden of proof in tax law cases is usually what contributes most to the case’s outcome. Legal presumptions – those inferences that are laid down in the law rather than being the result of the court’s reasoning – play a critical role in such determinations. This very useful book uncovers the details of such presumptions which are shared among European tax law systems, thus revealing a remarkably clear path through the course of a tax law case in any Member State in the context of EU law. Referring to both legal theory and relevant case law, the author assesses whether and to what extent national legal presumptions may be deemed to be consistent with EU law, and when this is not the case, under which conditions they may be reconciled. The analysis unfolds

along such avenues as the following: – the meaning of the concept of legal presumption as developed by legal theory and authoritative academic literature; – special considerations regarding presumptions in customs law, VAT, and direct taxation (harmonized and unharmonized); – how tax authorities use presumptions to simplify the assessment of tax and tackle tax avoidance or evasion, particularly in cross-border situations; – justifications asserted by the Member States in relation to restrictions on fundamental freedoms; and – standards of compatibility for national legal presumptions with EU law resulting from CJEU case law. With reference to national experience, using Italy and Belgium as specific examples, the analysis culminates in an elaboration of criteria for legal presumptions capable of meeting the test of compatibility with EU law. As an in-depth investigation of possible inconsistencies and conditions for the coexistence of EU and Member State tax law, this book will be welcomed by both taxation authority officials and taxpayer counsel. The understanding it imparts on the actual impact of EU law on the recourse to legal presumptions by national tax legislatures and the protection of European taxpayers is unsurpassed.

**The Legal Profession in the European Union** Bruno Nascimbene, Elisabetta Bergamini, 2009-01-01 Aim of this work is to provide a guidance to lawyers and other professionals to the current contents of EC law related to the legal professions and to the different national systems in order to simplify the use of the relevant EC rules on professional practice in a different member state and to accomplish a precise knowledge of the influence's framework of 'Europe'; in the national regulated legal professions. This work makes a survey on the evolution of EC law focusing on legal profession and their relationships with the market freedoms and competition rules. It starts from the Treaty provisi.

**ACCORDI INTERNAZIONALI DEGLI STATI MEMBRI DELL'UNIONE EUROPEA E STATI TERZI** Stefano Saluzzo, 2018 “La crescente rilevanza dell’azione esterna dell’Unione europea, determinata anche dall’ampliamento costante delle competenze dell’Unione in questo ambito, ha comportato un considerevole ridimensionamento della vita di relazione internazionale degli Stati membri. In molti settori del diritto internazionale, l’Unione si è progressivamente sostituita ai propri Stati nella gestione delle relazioni con i Paesi terzi. [...] La scelta del tema trattato in questo lavoro nasce dunque da due considerazioni, l’una di metodo, l’altra di merito. La prima coincide con l’avvertita necessità di tentare una ricostruzione delle forme di interazione tra diritto dell’Unione e accordi internazionali degli Stati membri secondo uno schema unitario, che tenga in debita considerazione le pertinenti norme di diritto internazionale. [...] Quanto alle considerazioni di merito, risulta oggi più evidente di un tempo che l’accrescimento delle competenze attribuite all’Unione europea, tanto di quelle interne che di quelle esterne, solleva sempre più frequentemente profili cruciali di coordinamento tra attività dell’Unione e obblighi internazionali degli Stati membri. Le forme di interazione tra le due fonti sono le più varie e pongono problemi applicativi di rilevante complessità”. (Dall’introduzione)

The Italian Influence on European Law Daniele Gallo, Roberto Mastroianni, Fernanda G. Nicola, Lorenzo

Cecchetti,2024-10-31 Drawing on expertise from across the worlds of the judiciary, the bar, and legal academia, this book provides fascinating insights into the role of a key Member State and how its legal influence informs the wider Union's development. This collection sheds light on the Italian influence on European law by examining the judicial biographies of Italian judges and advocates general during almost five decades of the European Union. It explores the national ties of judges and advocates general to their Member States, to better understand the continuous relationship between the members of the EU judiciary and their Member States' governments and how they practise the principle of judicial independence, a central pillar of the ECJ's rule of law jurisprudence.

*The Harmonisation of Transaction Avoidance in the EU* Oriana Casasola,2023-08-14 This timely book offers a comprehensive exploration of the issue of transaction avoidance in the European Union (EU). Contributing to the formation of harmonised avoidance rules in the EU, it analyses the existing transaction avoidance regimes in cross-border scenarios as provided by the Recast European Insolvency Regulation and other EU regulations.

**L'evoluzione dei sistemi giurisdizionali** Pennetta Piero,2010 Sommario: PRIMA SESSIONE. ALBERTO ODDENINO, La Cour Commune de Justice et d'Arbitrage della Organisation pour l'Harmonisation en Afrique du Droit des Affaires (OHADA): peculiarità e influenze alla luce dell'integrazione giuridica europea. SARA PUGLIESE, L'influenza del sistema giurisdizionale dell'Unione europea sul Tribunale della Comunità di Sviluppo dell'Africa australe. CATERINA TUOSTO, L'evoluzione del sistema di risoluzione delle controversie del Mercosur e influenze comunitarie. FRANCESCO CHERUBINI, La Corte caraibica di giustizia SECONDA SESSIONE. ANDREA TORINO, La Corte di Giustizia del Common Market for Eastern and Southern Africa. MICHELE MESSINA, I modelli di integrazione economica in Europa ed in Africa: l'esperienza della UE e dell'ECOWAS a confronto. CONCETTA PISCITELLI, La East African Court of Justice. DANIELE GALLO, I limiti del dialogo tra tribunali regionali: Corte EFTA, Corte UE ed esaurimento del diritto di marchio. TERZA SESSIONE. IVAN INGRAVALLO, La Corte Centroamericana de Justicia. DANIELE AMOROSO, L'influenza dei precedenti della Corte di giustizia europea nella giurisprudenza della Corte dell'Unione Economica e Monetaria dell'Ovest-Africano (UEMOA). MARCO FASCIGLIONE, L'evoluzione dei sistemi giurisdizionali regionali e influenze comunitarie: la Corte di Giustizia della Comunità Economica e Monetaria dell'Africa Centrale (CEMAC). NICOLA NAPOLETANO, L'incidenza della giurisprudenza della Corte di giustizia dell'Unione europea sul Tribunal de Justicia de la Comunidad Andina. SIMONE MARINAI, La Corte di giustizia e la sua interazione con gli organismi giurisdizionali dei sistemi economici regionali dell'America latina. ROBERTO VIRZO, Le procedure di rinvio pregiudiziale ai tribunali internazionali regionali . ANGELA DEL VECCHIO, Relazione di sintesi.

**Stranieri extracomunitari e apolidi** Lucia Tria,2013

**Per un'Unione Europea coesa, forte e sicura** AA. VV.,1753-01-01T00:00:00+00:49 2000.1602

Il governo del territorio tra politica e amministrazione Paola Lombardi,2012

*The IT Revolution and its Impact on State, Constitutionalism and Public Law* Martin Belov, 2021-02-25 What is the future of constitutionalism, state and law in the new technological age? This edited collection explores the different aspects of the impact of information and technology revolution on state, constitutionalism and public law. Leading European scholars in the fields of constitutional, administrative, financial and EU law provide answers to fascinating conceptual questions including: - What are the challenges of information and technological revolution to sovereignty? - How will information and technology revolution impact democracy and the public sphere? - What are the disruptive effects of social media platforms on democratic will-formation processes and how can we regulate the democratic process in the digital age? - What are the main challenges to courts and administrations in the algorithmic society? - What is the impact of artificial intelligence on administrative law and social and health services? - What is the impact of information and technology revolution on data protection, privacy and human rights?

Il contratto di trasporto marittimo di persone Stefano Pollastrelli, 2008

This book delves into Tesauo Diritto Dellunione Europea. Tesauo Diritto Dellunione Europea is an essential topic that must be grasped by everyone, ranging from students and scholars to the general public. This book will furnish comprehensive and in-depth insights into Tesauo Diritto Dellunione Europea, encompassing both the fundamentals and more intricate discussions.

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6. In chapter 5, this book will draw a conclusion about Tesauo Diritto Dellunione Europea. This chapter will summarize the key points that have been discussed throughout the book.

This book is crafted in an easy-to-understand language and is complemented by engaging illustrations. This book is highly recommended for anyone seeking to gain a comprehensive understanding of Tesauo Diritto Dellunione Europea.

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