The Impact Legitimacy And Effectiveness Of Eu Counter Terrorism Routledge Research In Terrorism And The Law

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Europe's Crisis of Legitimacy Vivien A. Schmidt 2020-05-23 This volume examines the interrelationship between democratic legitimacy at the European level and the ongoing Eurozone crisis that began in 2010. Europe's crisis of legitimacy stems from 'governing by rules and ruling by numbers' in the sovereign debt crisis, which played havoc with the eurozone economy while fueling political discontent. Using the lens of democratic theory, the book assesses the legitimacy of EU governing activities first in terms of their procedural quality ('throughput),' by charting EU actors' different pathways to legitimacy, and then evaluates their policy effectiveness ('output') and political responsiveness ('input'). In addition to an engaging and distinctive analysis of Eurozone crisis governance and its impact on democratic legitimacy, the book offers a number of theoretical insights into the broader question of the functioning of the EU and supranational governance more generally. It concludes with proposals for how to remedy the EU's problems of legitimacy, reinvigorate its national democracies, and rethink its future.

European Union – the Second Founding Ludger Kühnhardt 2010 The European Union is going through the process of a 'second founding, ' while simultaneously changing its rationale. The original founding of European integration in 1957 was based on the notion of internal reconciliation among European states and societies. Since the 1990s, European integration has increasingly become a political project, with implications for the internal structure of its Member States and their societies. At the same time, with the end of the Cold War, the rational of European integration has begun to change: European integration is about a new global role of Europe, its contribution to the management of global affairs, and its ability to cope with the effects of globalization on Europe. Inside the EU, the second founding is about a new contract between political elites and the people of Europe, in order to solidify legitimacy and effectiveness for this unique experiment in

European history. This revised second edition - which is a broadly structured study of the first 50 years on European integration - takes into account the ratification of the Treaty of Lisbon that came into effect on December 1, 2009

Transnational Crime Jessica Roher 2018-09-03 Philip Jessup coined the term "transnational law" in his Storrs Lecture on Jurisprudence delivered in 1956 to describe law that regulates activities or actions that transcend national borders. The term redefined the development and practice of the law, and became a distinct field of study. In 2001, Neil Boister applied Jessup's concept to the field of criminal law and identified the emergence of transnational criminal law in a formative article published in the European Journal of International Law. Inspired by Boister's work, the editors of the journal Transnational Legal Theory sought contributions from leading academics and practitioners for a symposium issue on transnational criminal law. In their papers, the authors built upon and developed novel approaches to legal issues arising in an increasingly globalized world, where both crimes and the regulation of crimes transcend borders. The publication of this book marks the sixtieth anniversary of Jessup's seminal lecture and exemplifies the significant impact that Jessup, and later Boister, have had on legal scholarship and practice in the area of criminal law. We are honoured to publish the symposium as a monograph and to contribute to this rapidly evolving field. This book was previously published as a special issue of Transnational Legal Theory.

Surveillance, Privacy and Security Michael Friedewald 2017-03-16 This volume examines the relationship between privacy, surveillance and security, and the alleged privacy–security trade-off, focusing on the citizen's perspective. Recent revelations of mass surveillance programmes clearly demonstrate the ever-increasing capabilities of surveillance technologies. The lack of serious reactions to these activities shows that the political will to implement them appears to be an unbroken trend. The resulting move into a surveillance

society is, however, contested for many reasons. Are the resulting infringements of privacy and other human rights compatible with democratic societies? Is security necessarily depending on surveillance? Are there alternative ways to frame security? Is it possible to gain in security by giving up civil liberties, or is it even necessary to do so, and do citizens adopt this trade-off? This volume contributes to a better and deeper understanding of the relation between privacy, surveillance and security, comprising in-depth investigations and studies of the common narrative that more security can only come at the expense of sacrifice of privacy. The book combines theoretical research with a wide range of empirical studies focusing on the citizen's perspective. It presents empirical research exploring factors and criteria relevant for the assessment of surveillance technologies. The book also deals with the governance of surveillance technologies. New approaches and instruments for the regulation of security technologies and measures are presented, and recommendations for security policies in line with ethics and fundamental rights are discussed. This book will be of much interest to students of surveillance studies, critical security studies, intelligence studies, EU politics and IR in general. A PDF version of this book is available for free in open access via www.tandfebooks.com. It has been made available under a Creative Commons Attribution-Non Commercial 3.0 license.

Corporate Compliance on a Global Scale Stefano Manacorda 2021-11-25 This edited volume presents an innovative and critical analysis of corporate compliance from an interdisciplinary and international perspective. It defines the historical framework and the various roles played by corporate compliance in today's context. It questions how different cultures affect economic behaviors and under which conditions the individual choices may be directed toward law-abiding behavior. Examining corporate compliance as a tool of criminal and regulatory policy strategies in different countries and sectors, this book also aims to provide a picture of the dimension and scope of the public-private partnership, focusing on the prevention and detection of corporate crimes. It analyzes the effects of corporate compliance on the internal organization in terms of cost-benefit assessment, as well as the opportunities in technical innovation for detecting and controlling risk.

The Federal Vision Kalypso Nicolaïdis 2001 'Outstanding book... stimulating introduction... this is a volume that is rich in ideas and takes the debates over US and EU federal development in original and thought-provoking directions.' -Perspectives on European Politics and Society'The book is an important addition to the literature. It provides a comprehensive study of key issues facing the European Union, the major contemporary debates regarding its political system, and the parallels with similar debates in the United States.' -International JournalWhat is happening to the uneasy relationship between the States and the Union in the United States and the European Union? How to make subsidiarity and devolution work better on both sides of the Atlantic? And what are the new models of governance beyond the state that can sustain the challenge of legitimacy?

This book brings together an impressive array of historians, political scientists, legal scholars and political economists to address these questions and articulate a Federal Vision for the 21st century.

Political Representation and Legitimacy in the European Union Senior Research Fellow Hermann Schmitt 1999 How severe a problem is what may be called the democratic deficit of the European Union? This volume elaborates a conceptual framework for the empirical analysis of the alleged democratic deficit.

The Impact, Legitimacy and Effectiveness of EU Counter-Terrorism Fiona de Londras 2015-04-10 Counter-terrorism law and policy has been prominent and widespread in the years following 9/11, touching on many areas of everyday life from policing and border control to financial transactions and internet governance. The European Union is a major actor in contemporary counter-terrorism, including through its development of counter-terrorism laws for application within the Union. This book undertakes a multi-disciplinary and empirically informed analysis of the impact, legitimacy and effectiveness of EU counter-terrorism. Taking into account legal, societal, operational and democratic perspectives, this collection connects theoretical and practical perspectives to produce an interdisciplinary and multi-stakeholder study of how we might measure and understand the impact, legitimacy and effectiveness of EU counter-terrorism. Bringing together a select group of experts in the field, particular emphasis is placed on understanding the practical experience of implementing and assessing these measures gathered from and with end users, including law-makers, policy-makers, security services, industry partners and civil society. This edited collection will be of great relevance to scholars and policy makers with an interest in counter-terrorism law, EU law and security studies.

Legitimacy and Effectiveness of ESMA's Soft Law van Rijsbergen, Marloes 2021-10-19 This timely book explores pertinent questions around the legitimacy and effectiveness of EU agencies' soft law, with a particular focus on the European Securities and Markets Authority (ESMA). It examines the variety of ESMA's existing and newly granted soft law-making powers, which were intended to deal with the lack of effectiveness of its predecessor but are now called into question due to the 'hard' effect of these soft laws.

The Routledge Handbook of European Security Law and Policy E. Conde 2019-10-31 The Handbook of European Security Law and Policy offers a holistic discussion of the contemporary challenges to the security of the European Union and emphasizes the complexity of dealing with these through legislation and policy. Considering security from a human perspective, the book opens with a general introduction to the key issues in European Security Law and Policy before delving into three main areas. Institutions, policies and mechanisms used by Security, Defence Policy and Internal Affairs form the conceptual framework of the book; at the same time, an extensive analysis of the risks and challenges facing the EU, including threats to human rights and sustainability, as well as the European Union's legal and political response to these challenges, is

provided. This Handbook is essential reading for scholars and students of European law, security law, EU law and interdisciplinary legal and political studies.

Fundamental Rights and Mutual Trust in the Area of Freedom, Security and Justice Ermioni Xanthopoulou 2020-04-30 This book explores the relationship of mutual trust and fundamental rights in the Area of Freedom, Security and Justice (AFSJ) of the European Union and asks whether there is any role for proportionality. Mutual trust among Member States has long been presumed by the Court in a manner that mutual recognition was prioritised in regard to, but to the detriment of, the protection of fundamental rights. After thoroughly reviewing this relationship, this book offers a comprehensive framework of proportionality and explores its impact on the protection of fundamental rights in a mutual trust environment. It applies a theoretical and a normative framework of proportionality to two case studies (EU criminal and asylum law) by reference to several fundamental rights, enabling a carefully constructed analysis with useful parallels. The book argues that such analysis, based on proportionality, is not always desirable and helpful for the protection of fundamental rights in this area and thoroughly explores its impact on the protection of fundamental rights vis-à-vis mutual trust.

Searching for a Strategy for the European Union's Area of Freedom, Security and Justice Sarah Leonard 2018-07-26 This book examines the vision and strategy of the EU's Area of Freedom, Security and Justice (AFSJ), which has become one of the key objectives of the European Union (EU). Recent events have also highlighted the saliency of several of the policy issues at the heart of the AFSJ. Amongst them, one can mention the terrorist attacks in 2015 in Paris and 2016 in Brussels and the ongoing refugee crisis in the Mediterranean region. At the same time, the end of the Stockholm programme, which provided the strategic framework for the development of the AFSJ between 2010 and 2014, has been followed by the adoption of new 'strategic guidelines', which can only be described as a short, vague and general document.

Comparative Policing from a Legal Perspective Monica den Boer Public police forces are a regular phenomenon in most jurisdictions around the world, yet their highly divergent legal context draws surprisingly little attention. Bringing together a wide range of police experts from all around the world, this book provides an overview of traditional and emerging fields of public policing, New material and findings are presented with an international-comparative perspective, it is a must-read for students of policing, security and law and professionals in related fields.

Sovereignty in the Age of Global Terrorism Myriam Feinberg 2016-04-25 Sovereignty in the Age of Global Terrorism: The Role of International Organisations analyses the role of international organisations in adopting counterterrorism measures after 9/11 and the impact of these measures on the sovereignty of their Member States.

Democracy, Legitimacy and the European Union Christer Karlsson 2001 This study provides a comprehensive analysis of the democratic status of the EU political system and the Union's alleged legitimacy crisis. It also examines six different positions on how to address the EU's democratic deficit. Three of these defend the status quo, while the others are calling for democratisation. By examining the strengths and weaknesses of these positions, this book contributes to our understanding of whether it is possible and desirable to democratise the European Union.

The EU Timescape Klaus H. Goetz 2013-09-13 The manner in which time is institutionalized is critical to how a political system works. Terms, time budgets and time horizons of collective and individual political actors; rights over timing, sequencing and speed in decision-making; and the temporal properties of policy matter to the distribution of power; efficiency and effectiveness of policy-making; and democratic legitimacy. This book makes a case for the systematic study of political time in the European Union (EU) - both as an independent and a dependent variable - and highlights the analytical value-added of a time-centred analysis. The book discusses previous scholarship on the institutionalization of political time and its consequences along the dimensions of polity, politics and policy; reviews dominant perspectives on political time, which centre on power, system performance and legitimacy; and presents case studies that illustrate the importance of time in the governance of the EU. This book was original published as a special issue of Journal of European Public Policy.

Public Opinion towards the EU Flavia Alupei-Durach 2016-08-17 This volume investigates the public opinion of the EU in the context of the present economic crisis and other significant challenges currently faced by the Union, the latest being the refugee crisis. Scholarly knowledge in the field of EU attitudes in general and Euroscepticism in particular is thoroughly documented here, and is followed by an analysis of public perceptions of the EU's crisis management capabilities, proving that the EU's legitimacy and effectiveness are currently being challenged to the highest degree. The research-based contribution of this book is two-fold, focusing on EU attitudes at a macro-level on one hand, and the opinions of Romanian experts on the other. It provides insights into attitudes towards the EU in Central and Eastern Europe, a region which is still somewhat underexplored by social sciences scholars, and in Romania in particular. On a larger scale, significant differences between clusters of states are identified, suggesting that not even increasing Euroscepticism manages to create a common frame of reference for all Europeans regarding EU-related issues. In terms of Romanian expert opinion, the book provides evidence for a gradual evolution from highly symbolic and sometimes even triumphalist representations of the EU towards mildly critical positions, based

on instrumental perceptions. Such changes mark a new stage of Europeanization, in which the EU's presence has become ordinary. For the Eastern European elite, increased familiarity with the EU accommodates demitization and criticism without denouncing European integration as a doomed project.

Challenges of Multi-tier Governance in the European Union Ingolf Pernice 2012 This compendium includes articles of a number of eminent experts invited by the Policy Department C to exchange with the Members of the Constitutional Affairs Committee of the European Parliament on the issues related to the challenges of the multi-tier governance in the EU. They aim at providing unique insights into the major questions of efficiency, effectiveness and legitimacy that the EU governance is currently facing. While dealing with the lessons from the past experiences of the differentiated integration, they put naturally a specific focus on current challenges with the respect to the Economic and Monetary union. They further analyse the impact of those developments on the European institutions and their decision-making processes and mechanisms of its legitimation. The compendium concludes with options for managing this increasing tension towards differentiation within the EU in the future.

EU Criminal Law Valsamis Mitsilegas 2022-05-05 This is the second edition of EU Criminal Law, which has become since its publication in 2009 a key point of reference in the field. The second edition is updated and substantially expanded, to take into account the significant growth of EU criminal law as a distinct legal field and the impact of the entry into force of the Lisbon Treaty on European integration in criminal matters. The book offers a holistic and in-depth analysis of the key elements of European integration in criminal matters, including EU powers and competence to criminalise, the evolution of judicial co-operation under the principles of mutual recognition and mutual trust, EU action in the field of criminal procedure including legislation on the rights of the defendant and the victim, the evolving role of European bodies and agencies (such as Europol, Eurojust and the European Public Prosecutor's Office) in European criminal law, and the development of EU-wide surveillance and data gathering and exchange mechanisms. Several chapters are devoted to the external dimension of EU action in criminal matters (including transatlantic counter-terrorism cooperation and the impact of Brexit on EU Criminal Law) Throughout the volume, the constitutional and fundamental rights implications of European integration in criminal matters are highlighted. Covering all the key principles of EU law, with clear explanation and rigorous analysis, this will give scholars, students, policy makers and legal practitioners interested in the subject a strong understanding of this fascinating but sometimes complex field.

Collective Securitization and Crisification of EU Policy Change Christian Kaunert 2022-08-22 This book represents the first attempt to evaluate the first two decades of the EU counterterrorism policy. It aims to assess the collective securitization process in EU counterterrorism, evaluating this as a process between a construction of security threats and the development of supranational governance through crisification. Compared to the lack of shared perception of the terrorist threat and the virtual absence of counterterrorism cooperation amongst European states in the 1970s and 1980s, the existence of EU-wide debates, legislative instruments and practical cooperation nowadays is particularly remarkable. The chapters in this volume explore this change and seek to explain it by drawing upon the concept of 'collective securitization'. The book posits that EU counterterrorism needs to be analysed as a process driven by collective securitization as part of an ongoing process of crisification that leads to increased supranational governance. The book is both extremely relevant and timely for readers outside the area of research for several reasons. First of all, EU counterterrorism is often argued to be at the forefront of the EU's response to new security threats. The 'EU acquis' on the Area of Freedom, Security and Justice (AFSJ) has grown significantly over the last years. Consequently, it is crucial and very timely to examine EU counterterrorism – exactly 20 years after the first significant measures were adopted in the wake of 9/11. The chapters in this book were originally published in the journal Global Affairs.

Europe's Second Constitution Markus W. Gehring 2020-08-31 The process of European constitutionalisation is met with extensive scepticism in current national legal and political spheres and in broader circles of public opinion across Europe. By shedding light on these concerns, this book reveals a widespread misunderstanding of constitutional federalism, which permeates the Member State courts, popular media, and many academic communities. A failure to address confusion over this fundamental concept is leading us towards impoverished development of the EU's 'Second Constitution', and even ensuring that the role of both domestic and international European courts in enriching the constitutionalisation process is overlooked and undervalued. In a bid to avoid such consequences, this book explores how federalism and further constitutionalisation - rightly understood in a dialogue of the European courts - may actually change this process and allow a clearer advance toward Europe's Second Constitution for, but also with, the people of Europe.

European Union Politics John McCormick 2020-05-10 Cutting through the jargon of EU politics, the third edition of this engaging and informative textbook examines the history, institutions, processes and politics of the European Union with unprecedented clarity. The EU is a fascinating political experiment in regional integration and it has changed our understanding of Europe, how Europeans relate to one another, the role Europe plays in global politics and has even shifted our understanding of politics itself. Helping to make sense of it all in the author's accessible style, this book is underpinned by theory and the latest research throughout. Organised in three main parts, the text covers everything from the history of the EU and its treaties to the

institutions that make up the EU and its policies in areas such as the economy, the environment and the Area of Freedom, Security and Justice. This is the go-to text for all students taking courses or modules on the EU, as well as functioning as an accessible introduction for anyone who wants to find out more about how the EU works and what difference it makes. New to this Edition: - Fully updated to take account of the latest developments, including the ongoing Brexit negotiations, the 2019 European Parliament elections and more on the fallout from the euro zone and migration crises - Two new separate chapters to cover the European Council and the Council of Ministers respectively - More emphasis on comparative politics throughout to compare institutions and policies - Expanded debates on key issues of contention in the European project - Expanded coverage of the most recent research into public opinion in the EU - New Snapshot features in each chapter focusing on a particular EU country Accompanying online resources for this title can be found at bloomsburyonlineresources.com/european-union-politics-3e. These resources are designed to support teaching and learning when using this textbook and are available at no extra cost.

The Future of the Euro Matthias Matthijs 2015 "An attempt by political economists to analyze the fundamental causes of the euro crisis, determine how it can be fixed, and consider what likely futures lie ahead for the currency. The book makes three interrelated arguments that emphasize the primacy of political over economic factors. First, the 'euro problem' is discussed as the result of the single currency's fundamental lack of institutional embeddedness, insofar as its original design omitted three 'forgotten unions' alongside of monetary union: a financial and banking union, mutually supporting institutions of fiscal union and economic government, and a political union holding similar legitimacy to the nation-state. Second, the 'euro experience' shows how the euro's unfinished design led to economic divergence - quietly altering the existing distribution of economic and political power within Europe prior to the crisis - which in turn determined the EU's crisis response. The book highlights how the euro's four most important members - Germany, France, Italy and Spain - each changed once they adopted the euro, why the crisis affected them so differently, and how each has since struggled to live with the commitments the euro necessitates. Third, the book examines three possible 'euro futures' through the lens of the politics of its reluctant leader Germany; through the lens of the EU's capacity to 'move forward' through crises; and through the geopolitical lens of the international monetary system. The book concludes that any successful long-term solution to the euro's predicament needs to start with the political foundations of markets"--Publisher's description.

Legitimacy in Global Governance Jonas Tallberg 2018-09-20 Legitimacy is central for the capacity of global governance institutions to address problems such as climate change, trade protectionism, and human rights abuses. However, despite legitimacy's importance for global governance, its workings remain poorly understood. That is the core concern of this volume: to develop an agenda for systematic and comparative research on legitimacy in global governance. In complementary fashion, the chapters address different aspects of the overarching question: whether, why, how, and with what consequences global governance institutions gain, sustain, and lose legitimacy? The volume makes four specific contributions. First, it argues for a sociological approach to legitimacy, centered on perceptions of legitimate global governance among affected audiences. Second, it moves beyond the traditional focus on states as the principal audience for legitimacy in global governance and considers a full spectrum of actors from governments to citizens. Third, it advocates a comparative approach to the study of legitimacy in global governance, and suggests strategies for comparison across institutions, issue areas, countries, societal groups, and time. Fourth, the volume offers the most comprehensive treatment so far of the sociological legitimacy of global governance, covering three broad analytical themes: (1) sources of legitimacy, (2) processes of legitimation and delegitimation, and (3) consequences of legitimacy.

The Brussels Effect Anu Bradford 2020-01-27 For many observers, the European Union is mired in a deep crisis. Between sluggish growth; political turmoil following a decade of austerity politics; Brexit; and the rise of Asian influence, the EU is seen as a declining power on the world stage. Columbia Law professor Anu Bradford argues the opposite in her important new book The Brussels Effect: the EU remains an influential superpower that shapes the world in its image. By promulgating regulations that shape the international business environment, elevating standards worldwide, and leading to a notable Europeanization of many important aspects of global commerce, the EU has managed to shape policy in areas such as data privacy, consumer health and safety, environmental protection, antitrust, and online hate speech. And in contrast to how superpowers wield their global influence, the Brussels Effect - a phrase first coined by Bradford in 2012- absolves the EU from playing a direct role in imposing standards, as market forces alone are often sufficient as multinational companies voluntarily extend the EU rule to govern their global operations. The Brussels Effect shows how the EU has acquired such power, why multinational companies use EU standards as global standards, and why the EU's role as the world's regulator is likely to outlive its gradual economic decline, extending the EU's influence long into the future.

Governance in EU Institutions: The Commission Or Consensus as Effectiveness Johannes Wiedemann 2011-07 Seminar paper from the year 2010 in the subject Politics - International Politics - Topic: European Union, University of Flensburg, course: Course European Governance," language: English, abstract: The concepts of governance have the advantage of including the informal aspect of decision-making into their scope of analysis. The intention of this paper is the application of a fitting conceptual derivative of governance

on the decision making process inside the institutional framework of the Commission of the European Union. The notion to be tested is the one of the Commission being by its institutional heritage inclined to the promulgation of consensus among its principal actors, the members of the college of Commissioners. So what kind of governance might be characteristic for the Commission? The political setting is that of the European Union, which is on the one hand an intergovernmental organization of member states on equal terms, but on the other hand a political institution. Apart from partly being established on a supra-national echelon, which is rationally designed and controlled for the purpose action and intervention to foster economic prosperity and integration in accordance with the concepts of functional and rational-choice institutionalism characteristic for social and political institutions of modernity. As the EU is itself an extension of the mostly politically pluralistic and socially fragmented Member States (MS), certain elements and processes influencing the promulgation of the political will on all legislative governmental echelons are present in the context of governance in the European Union as well. The hypothesis of this paper consists of the following notions: Due to the "sui generis"-character the EU,1 employing decisions by consensus even on intergovernmental as well as on supranational level is most effective politics possible. Applying concepts of governance to the Commission s competences, institutional framework and formal as well as, i"

Legislation in Europe Ulrich Karpen 2017-02-23 This book provides a practical handbook for legislation. Written by a team of experts, practitioners and scholars, it invites national institutions to apply its teachings in the context of their own drafting manuals and laws. Analysis focuses on general principles and best practice within the context of the different systems of government in Europe. Questions explored include subsidiarity, legitimacy, efficacy, effectiveness, efficiency, proportionality, monitoring and regulatory impact assessment. Taking a practical approach which starts from evidence-based rationality, it represents essential reading for all practitioners in the field of legislative drafting.

Financial Crisis Management and Democracy Bettina De Souza Guilherme 2020-12-09 This open access book discusses financial crisis management and policy in Europe and Latin America, with a special focus on equity and democracy. Based on a three-year research project by the Jean Monnet Network, this volume takes an interdisciplinary, comparative approach, analyzing both the role and impact of the EU and regional organizations in Latin America on crisis management as well as the consequences of crisis on the process of European integration and on Latin America's regionalism. The book begins with a theoretical introduction, exploring the effects of the paradigm change on economic policies in Europe and in Latin America and analyzing key systemic aspects of the unsustainability of the present economic system explaining the global crises and their interconnections. The following chapters are divided into sections. The second section explores aspects of regional governance and how the economic and financial crises were managed on a macro level in Europe and Latin America. The third and fourth sections use case studies to drill down to the impact of the crises at the national and regional levels, including the emergence of political polarization and rise in populism in both areas. The last section presents proposals for reform, including the transition from finance capitalism to a sustainable real capitalism in both regions and at the inter-regional level of EU-LAC relations.The volume concludes with an epilogue on financial crises, regionalism, and domestic adjustment by Loukas Tsoukalis, President of the Hellenic Foundation for European and Foreign Policy (ELIAMEP). Written by an international network of academics, practitioners and policy advisors, this volume will be of interest to researchers and students interested in macroeconomics, comparative regionalism, democracy, and financial crisis management as well as politicians, policy advisors, and members of national and regional organizations in the EU and Latin America.

The Open Method of Co-ordination - An example of good governance? Nora Anton 2008-02-18 Seminar paper from the year 2006 in the subject Politics - International Politics - Topic: European Union, grade: 1,0, University of Twente , 21 entries in the bibliography, language: English, abstract: Growing European economic, social and cultural integration has implied an ever rising and ever more direct impact of the European Union on various aspects of the lives of its citizens. Although it remains uncontested that integration has brought a long period of stability and economic growth to the region, questions have increasingly been raised about the democratic legitimacy of the EU rule. After all, members of the most important Community Institutions are not democratically elected for the tasks they carry out and methods of policy-making are often too complicated for being traced by the public. There is one policy area which has a very direct effect on citizens' lives and which is more and more concerned by integration: social policy. This is why it is preferred to other areas which would of course also have been suitable to serve as a concrete example in this investigation. In consideration of the facts that the settings of European welfare states are too diverse to find a one-fits-all solution, and that national leaders have been reluctant to cede this policy area to the supranational level, a new method has progressively been applied to the different fields of social policy: the Open Method of Co-ordination (OMC), a very prominent example of multi-level and multi-actor governance. At first, guidelines - which are not legally binding - are passed by the Council. Their implementation is then completely left to the member states. Important features of this method include the identification of best practices in member states, benchmarking and peer review. In 2000, the Commission, aware of a growing distrust of the citizens towards the EU, decided to initiate a governance reform, setting out five principles of good governance to be observed in EU policy making: transparency, participation, accountability,

effectiveness and coherence. This paper will outline the processes of OMC and, referring to different stages of the policy chain, examine the question to what extent the OMC as applied in social policies meets these criteria at this stage and where there is still a need for improvement.

The Theory of Multi-level Governance Simona Piattoni 2010-02-25 This book explores the theoretical issues, empirical evidence, and normative debates elicited by the concept of multi-level governance (MLG). The concept is a useful descriptor of decision-making processes that involve the simultaneous mobilization of public authorities at different jurisdictional levels as well as that of non-governmental organizations and social movements. It has become increasingly relevant with the weakening of territorial state power and effectiveness and the increase in international interdependencies which serve to undermine conventional governmental processes. This book moves towards the construction of a theory of multi-level governance by defining the analytical contours of this concept, identifying the processes that can uniquely be denoted by it, and discussing the normative issues that are raised by its diffusion, particularly in the European Union. It is divided into three parts, each meeting a specific challenge - theoretical, empirical, normative. It focuses on three analytical dimensions: multi-level governance as political mobilization (politics), as authoritative decision-making (policy), and as state restructuring (polity). Three policy areas are investigated in vindicating the usefulness of MLG as a theoretical and empirical concept - cohesion, environment, higher education - with particular reference to two member-states: the UK and Germany. Finally, both the input and output legitimacy of multi-level governance decisions and arrangements and its contribution to EU democracy are discussed. As a loosely-coupled policy-making arrangement, MLG is sufficiently structured to secure coordination among public and private actors at different jurisdictional levels, yet sufficiently flexible to avoid "joint decision traps". This balance is obtained at the cost of increasingly blurred boundaries between public and private actors and a change in the established hierarchies between territorial jurisdictions.

Europe's Crisis of Legitimacy Vivien A. Schmidt 2020-05-23 This volume examines the interrelationship between democratic legitimacy at the European level and the ongoing Eurozone crisis that began in 2010. Europe's crisis of legitimacy stems from 'governing by rules and ruling by numbers' in the sovereign debt crisis, which played havoc with the eurozone economy while fueling political discontent. Using the lens of democratic theory, the book assesses the legitimacy of EU governing activities first in terms of their procedural quality ('throughput),' by charting EU actors' different pathways to legitimacy, and then evaluates their policy effectiveness ('output') and political responsiveness ('input'). In addition to an engaging and distinctive analysis of Eurozone crisis governance and its impact on democratic legitimacy, the book offers a number of theoretical insights into the broader question of the functioning of the EU and supranational

governance more generally. It concludes with proposals for how to remedy the EU's problems of legitimacy, reinvigorate its national democracies, and rethink its future.

The Legitimacy of EU Criminal Law Irene Wieczorek 2020-07-09 This book traces the history of the EU competence, EU policy discourse and EU legislation in the field of criminalisation from Maastricht until the present day. It asks 'Why EU Criminal Law?' looking at what rationales the Treaty, policy document and legislation put forth when deciding whether a certain behaviour should be a criminal offence. To interpret the EU approach to criminalisation, it relies on both modern and post-modern theoretical frameworks on the legitimacy of criminal law, read jointly with the theories on the functions of EU harmonisation of national law. The book demonstrates that while EU constitutional law leans towards an effectiveness-based, enforcement-driven, understanding of criminal law, the EU has in fact in more than one instance adopted symbolic EU criminal law, ie criminal law aimed at highlighting what values are important to the EU, but which is not fit to actually deter individuals from harming such values. The book then questions whether this approach is consistent or in contradiction with the values-based constitutional identity the EU has set for itself.

Human Rights and 21st Century Challenges Dapo Akande 2020-02-13 The world is faced with significant and interrelated challenges in the 21st century which threaten human rights in a number of ways. This book examines three of the largest issues of the century - armed conflict, environment, and poverty - and examines how these may be addressed using a human rights framework. It considers how these challenges threaten human rights and reassesses our understanding of human rights in the light of these issues. This multidisciplinary text considers both foundational and applied questions such as the relationship between morality and the laws of war, as well as the application of the International Human Rights Framework in cyber space. Alongside analyses from some of the most prominent lawyers, philosophers, and political theorists in the debate, each section includes contributions by those who have served as Special Rapporteurs within the United Nations Human Rights System on the challenges facing international human rights laws today.

Trust and Legitimacy in Criminal Justice Gorazd Meško 2014-11-18 The book explores police legitimacy and crime control, with a focus on the European region. Using comparative case studies, the contributions to this timely volume examine the effects of a transition to democracy on policing, public attitudes towards police legitimacy, and the ways in which perceptions of police legitimacy relate to compliance with the law. Following these case studies, the authors provide recommendations for improving police legitimacy and controlling crime, in these particular sociopolitical environments, where the police are often associated with previous military or paramilitary roles. The techniques used by these researchers may be applied to studies for policing in other regions, with potential applications within Europe and beyond. Chapters present topical issues of

crime, crime control and human emotions regarding crime, criminals, law enforcement and punishment in contemporary societies. This book will be of interest to researchers in criminology and criminal justice, as well as political science and public policy. This book is highly recommended for anyone interested in procedural justice and legitimacy, encounters between citizens and the state, the effectiveness of governmental institutions, and democratic development. It stands alone in its broad, cross-national contributions to understanding these issues. -Wesley G. Skogan, PhD, Professor of Political Science, Northwestern University, Chicago, IL, USA

EU Counterterrorism Policy Oldrich Bures 2016-04-22 Although there is a vast body of literature covering the ongoing debates concerning the novelty and gravity of the contemporary terrorist threat, as well as the most appropriate response to it, few authors have thus far analysed the complex set of counterterrorism measures that both the individual Member States and the European Union (EU) have attempted to develop. This volume offers a critical analysis of the measures the European Union has taken to combat terrorism and how, in a number of key areas, EU counterterrorism policy is more of a paper tiger than an effective counterterrorism device. Several legal EU counterterrorism instruments have not been properly implemented at the national level and questions have been raised regarding their effectiveness, appropriateness, and proportionality. The capabilities of EU agencies in the area of counterterrorism remain rather weak and the EU Counterterrorism Coordinator does not have any real powers apart from persuasion. However, this does not mean that EU level action cannot offer any value-added in the fight against terrorism. There are several areas where the EU can provide genuine value-added in the fight against terrorism due to the transnational nature of the contemporary terrorist threat and the nature of a borderless Europe.

EU Counter-Terrorism Law Cian C Murphy 2012-06-08 EU Counter-Terrorism Law: Pre-emption and the Rule of Law is a detailed study of EU action to combat terrorism since 11 September 2001 and the implications that action has had for the EU legal order. It critically examines EU counter-terrorism measures to ascertain how rule of law principles have been affected in the 'war on terror'. The book opens with a critical examination of the rule of law in the EU legal order. It then provides an overview of the "war on terror" before analysing five key facets of EU counter-terrorism: the common European definition of terrorism along with related offences contained in the Framework Decision on Combating Terrorism; the EU's anti-money laundering and counter-terrorist finance laws; UN and EU targeted asset-freezing sanctions; EU data retention measures such as the Data Retention Directive and the Passenger Name Records agreements; and the European Arrest Warrant and European Evidence Warrant. The book argues that EU counter-terrorism is weakening the rule of law and bypassing safeguards in favour of a system emphasising coercive control over individual

autonomy. It concludes by examining the prospects for the future as the EU becomes a more powerful security actor following the Lisbon Treaty and the adoption of the Stockholm Programme. 'an impressively accurate and alarming analysis' Ms Sophia In 't Veld MEP and Vice-Chair of the European Parliament Committee on Civil Liberties, Justice and Home Affairs 2ND Prize winner of the Society of Legal Scholars Peter Birks Prize for Outstanding Legal Scholarship 2013

Hybridity: Law, Culture and Development Nicolas Lemay-Hébert 2017-02-17 This book explores recent developments in the concept of hybridity through a multi-disciplinary perspective, bringing ideas about legal plurality together with the fields of peace, development and cultural studies. Analysing the concepts of hybridity and hybridization, their history, their application in law and legal studies, and their implications for thinking and rethinking legal plurality, the book shows how the concept of hybridity can contribute to an understanding of the processes that occur when different normative or legal orders or frameworks confront each other.

Routledge Handbook of Deradicalisation and Disengagement Stig Jarle Hansen 2020-03-24 The Routledge Handbook of Deradicalisation and Disengagement offers an overview of the historical settings, theoretical debates, national approaches and practical strategies to deradicalisation and disengagement. Radicalisation and violent extremism are major global challenges, and as new and violent extremist groups and environments emerge, there is an increasing need for knowledge about how individuals physically exit these movements and how to change their mindset. Historically, much of the focus on these topics has been highly securitised and militarised; by contrast, this volume explores the need for more community-based and 'soft' approaches. The handbook includes discussions from both right-wing/left-wing political and religiously inspired deradicalisation processes. The handbook is organised into three parts: 1 definitions, backgrounds and theories; 2 actors; 3 regional case studies. This handbook will be of much interest to students, researchers, scholars and professionals of deradicalisation, counterterrorism, political violence, political extremism, security studies and international relations in general.

The European Union's fight against terrorism Christopher Baker-Beall 2016-07-10 This book examines the language of the European Union's response to the threat of terrorism. Since its re-emergence in the wake of the September 11 attacks, the 'fight against terrorism' has come to represent a priority area of action for the EU. Drawing on interpretive approaches to international relations, the book outlines a discourse theory of identity and counter-terrorism policy, showing how the 'fight against terrorism' structures the EU's response through the prism of identity, drawing our attention to the various 'others' that have come to form the target of counter-terrorism policy. Through an extensive analysis of the wider societal impact of the 'fight against

terrorism' discourse, the various ways in which this policy is contributing to the 'securitisation' of social and political life within Europe are revealed.

Community and Autonomy Fritz W. Scharpf 2010 Since the mid-1980s, Fritz W Scharpf has been investigating the evolution of the multilevel European polity and its impact on the effectiveness and legitimacy of democratic government in Europe. This title collects Scharpf's nearly two decades of research on government in Europe.