

Bibliography

- Abbott, Kenneth A, and Duncan Snidal, 'Hard and Soft Law in International Governance' (2000) 54 *International Organization* 421
- Adam, Christian, *The Politics of Judicial Review. Supranational Administrative Acts and Judicialized Compliance Conflict in the EU* (Palgrave Macmillan 2016)
- Adam, Heike, *Die Mitteilungen der Kommission: Verwaltungsvorschriften des Europäischen Gemeinschaftsrechts? Eine Untersuchung zur rechtsdogmatischen Einordnung eines Instruments der Kommission zur Steuerung der Durchführung des Gemeinschaftsrechts* (Nomos 1999)
- Adamski, Dariusz, 'The ESMA Doctrine: A Constitutional Revolution and the Economics of Delegation' (2014) 39 *European Law Review* 812
- Ahrne, Göran, and Nils Brunsson, 'Soft Regulation from an Organizational Perspective' in U Mörth (ed), *Soft Law in Governance and Regulation. An Interdisciplinary Analysis* (Edward Elgar 2004) 171
- Alberti, Jacopo, 'Challenging the Evolution of the EMU: The Justiciability of Soft Law Measures Enacted by the ECB against the Financial Crisis before the European Courts' (2018) 37 *Yearbook of European Law* 626
- Alberti, Jacopo, 'New Actors on the Stage: The Emerging Role of EU Agencies in Exercising Sanctioning Powers' in S Montaldo, F Costamagna and A Miglio (eds), *EU Law Enforcement. The Evolution of Sanctioning Powers* (Routledge, G. Giappichelli Editore 2021)
- Alberti, Jacopo, 'The Position of Boards of Appeal: Between Functional Continuity and Independence' in M Chamon, A Volpato and M Eliantonio (eds), *Boards of Appeal of EU Agencies – Towards Judicialization of Administrative Review?* (Oxford University Press 2022)
- Aldestam, Mona, 'Soft Law in the State Aid Policy Area' in U Mörth (ed), *Soft Law in Governance and Regulation. An Interdisciplinary Analysis* (Edward Elgar 2004)
- Alexander, Kern, 'European Banking Union: A Legal and Institutional Analysis of the Single Supervisory Mechanism and the Single Resolution Mechanism' (2015) 40 *European Law Review* 154
- Amténbrink, Fabian, and Jakob de Haan, 'Economic Governance in the European Union – Fiscal Policy Discipline versus Flexibility' (2003) 40 *Common Market Law Review* 1057
- Amténbrink, Fabian, and René Repasi, 'Compliance and Enforcement in Economic Policy Coordination in EMU' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017) 145
- Andersen, Stine, *The Enforcement of EU Law. The Role of the European Commission* (Oxford University Press 2012)

- Andone, Corina, and Florin Coman-Kund, 'Persuasive rather than "binding" EU soft law? An argumentative perspective on the European Commission's soft law instruments in times of crisis' (2022) *The Theory and Practice of Legislation* 1
- Andone, Corina, and Sara Greco, 'Evading the Burden of Proof in European Union Soft Law Instruments: The Case of Commission Recommendations' (2018) 31 *International Journal for the Semiotics of Law/Revue internationale de Sémiotique juridique* 79
- Anunziata, Filippo, 'The Remains of the Day: EU Financial Agencies, Soft Law and the Relics of *Meroni*' (2022) 32 *Rivista Italiana di Diritto Pubblico Comunitario* 331
- Antpöhler, Carlino, 'Emergenz der europäischen Wirtschaftsregierung. Das Six Pack als Zeichen supranationaler Leistungsfähigkeit' (2012) *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 353
- Armbrüster, Christian, 'Vorbemerkung zu § 116 – § 144' in FJ Säcker, R Rixecker, H Oetker and B Limperg (eds) *Münchener Kommentar zum Bürgerlichen Gesetzbuch* (9th edn, CH Beck 2021)
- Armstrong, Kenneth A, 'The Character of EU Law and Governance: From "Community Method" to New Modes of Governance' (2011) 64 *Current Legal Problems* 179
- Arndt, Dominik E, *Sinn und Unsinn von Soft Law. Prolegomena zur Zukunft eines indeterminierten Paradigmas* (Nomos 2011)
- Arnall, Anthony, 'EU Recommendations and Judicial Review. ECJ 20 February 2018, Case C-16/16 P, *Kingdom of Belgium v European Commission*' (2018) 14 *European Constitutional Law Review* 609
- Arnall, Anthony, 'The Legal Status of Recommendations' (1990) 15 *European Law Review* 318
- Arrebola, Carlos, Ana Julia Mauricio and Héctor Jiménez Portilla, 'An Econometric Analysis of the Influence of the Advocate General on the Court of Justice of the European Union' (2016) 3 *University of Cambridge Faculty of Law Research Paper*
- Arroyo Jiménez, Luis, 'Beyond bindingness: A typology of EU soft law legal effects' in P L Lácncos, N Xanthoulis and L Arroyo Jiménez (eds), *The Legal Effects of EU Soft Law. Theory, Language and Sectoral Insights* (Edward Elgar 2023)
- Asch, Solomon E, *Studies of Independence and Conformity: I. A Minority of One Against a Unanimous Majority* (American Psychological Association 1956)
- Audretsch, HAH, *Supervision in European Community Law* (North-Holland Publishing Company 1978)
- Augsberg, Ino, 'Art. 340 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Augsberg, Steffen, 'Art. II GRC' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Augsberg, Steffen, 'Europäisches Verwaltungsorganisationsrecht und Vollzugsformen' in J P Terhechte (ed), *Verwaltungsrecht der Europäischen Union* (2nd edn, Nomos 2022)
- Aust, Anthony, 'The Theory and Practice of Informal International Instruments' (1986) 35 *International & Comparative Law Quarterly* 787

- Aust, Anthony, *Modern Treaty Law and Practice* (3rd edn, Cambridge University Press 2013)
- Aust, Helmut Philipp, 'Eine völkerrechtsfreundliche Union? Grund und Grenze der Öffnung des Europarechts zum Völkerrecht' (2017) 52 *Europarecht* 106
- Austin, John, *The province of jurisprudence determined* (Wilfrid E Rumble ed, Cambridge University Press 1995)
- Baaij, Cornelis JW, 'Fifty Years of Multilingual Interpretation in the European Union' in LM Solan and PM Tiersma (eds), *The Oxford Handbook of Language and Law* (Oxford University Press 2012)
- Bachtler, John, and Carlos Mendez, 'Cohesion and the EU Budget: Is Conditionality Undermining Solidarity?' in R Coman, A Crespy and V Schmidt (eds), *Governance and Politics in the Post-Crisis European Union* (Cambridge University Press 2020)
- Ballreich, Hans, 'Nachdenkliches über "soft law" – Seine mögliche Rolle beim internationalen Schutz des geistigen Eigentums' (1989) 91 *Gewerblicher Rechtsschutz und Urheberrecht. Internationaler Teil* 383
- Bandilla, Rüdiger, 'Art. 121 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 44th supplement, May 2011)
- Bandilla, Rüdiger, 'Art. 143 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Bandilla, Rüdiger, 'Art. 144 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Barroso, José Manuel, Speech before the EP on 11 September 2013, Strasbourg <http://europa.eu/rapid/press-release_SPEECH-13-684_en.htm> accessed 28 March 2023
- Barroso, José Manuel, State of the Union 2012 Address on 12 September 2012, SPEECH/12/596
- Bast, Jürgen, 'Art. 5 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 65th supplement, August 2018)
- Bast, Jürgen, 'Handlungsformen und Rechtsschutz' in A von Bogdandy and J Bast (eds), *Europäisches Verfassungsrecht. Theoretische und dogmatische Grundzüge* (2nd edn, Springer 2009)
- Bast, Jürgen, 'Is there a Hierarchy of Legislative, Delegated, and Implementing Acts?' in CF Bergström and D Ritleng (eds), *Rulemaking by the European Commission: The New System for Delegation of Powers* (Oxford University Press 2016)
- Bast, Jürgen, 'New Categories of Acts after the Lisbon Reform: Dynamics of Parliamentarization in EU Law' (2012) 49 *Common Market Law Review* 885
- Bast, Jürgen, and Julia Heesen, 'European Community, Supplementary Agreements between Member States' in R Wolfrum (ed), *Max Planck Encyclopedia of Public International Law* (Oxford University Press 2011)
- Bast, Jürgen, *Grundbegriffe der Handlungsformen der EU. Entwickelt am Beschluss als praxisgenerierter Handlungsform des Unions- und Gemeinschaftsrechts* (Springer 2006)

Bibliography

- Bauer, Hartmut, and Kai-Holmger Kretschmer, 'Zur Dogmatik von Zielvereinbarungen im Verwaltungsrecht' in P-C Müller-Graff, S Schmahl and V Skouris (eds), *Europäisches Recht zwischen Bewährung und Wandel. Festschrift für Dieter H. Scheuing* (Nomos 2011)
- Baxter, Richard R, 'International Law in Her "Infinite Variety"' (1980) 29 *International and Comparative Law Quarterly* 549
- Bayne, Nicholas, 'Hard and Soft Law in International Institutions: Complements, Not Alternatives' in J Kirton and M Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2004)
- Becker, Werner, 'Investitionsbank, Europäische (EIB)' in J Bergmann (ed), *Handlexikon der Europäischen Union* (6th edn, Nomos 2022)
- Beckers, Anna, 'The Creeping Juridification of the Code of Conduct for Business Taxation: How EU Codes of Conduct Become Hard Law' (2018) 37 *Yearbook of European Law* 569
- Bekker, Sonja, 'The EU's Recovery and Resilience Facility: A Next Phase in EU Socioeconomic Governance?' (2021) 9 *Politics and Governance* 175
- Bénassy-Quéré, Agnès, and Guntram Wolff, 'How has the macro-economic imbalances procedure worked in practice to improve the resilience of the euro area?' (2020, study requested by the ECON committee of the EP)
- Benecke, Martina, 'Art. 160 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 75th supplement, January 2022)
- Bengoetxea, Joxerramon, Neil MacCormick and Leonor Moral Soriano, 'Integration and Integrity in the Legal Reasoning of the European Court of Justice' in G de Búrca and JHH Weiler (eds), *The European Court of Justice* (Oxford University Press 2001)
- Berger, Michael, *Vertraglich nicht vorgesehene Einrichtungen des Gemeinschaftsrechts mit eigener Rechtspersönlichkeit. Ihre Gründung und die Folgen für Rechtsschutz und Haftung* (Nomos 1999)
- Bergström, Carl Fredrik, 'Shaping the new system for delegation of powers to EU agencies: *United Kingdom v. European Parliament and Council (Short selling)*' (2015) 52 *Common Market Law Review* 219
- Bergström, Carl Fredrik, *Comitology. Delegation of Powers in the European Union and the Committee System* (Oxford University Press 2005)
- Bertrand, Brunessen, 'Les effets institutionnels du droit souple en droit de l'Union européenne: la redéfinition des compétences entre l'Union et les Etats membres' in S Cassella, V Lasserre and B Lacourt (eds), *Le droit souple démasqué. Articulation des normes privées, publiques et internationales* (Editions A. Pedone 2018)
- Besselink, Leonard, 'The Bite, the Bark, and the Howl. Article 7 TEU and the Rule of Law Initiatives' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017)
- Beukers, Thomas, 'Constitutional Changes in Euro Government and the Relationship Between the ECB and the Executive Power in the Union' in F Fabbrini, E Hirsch Ballin and H Somsen (eds), *What Form of Government for the European Union and the Eurozone?* (Hart Publishing 2015)

- Biaggini, Giovanni, *Theorie und Praxis des Verwaltungsrechts im Bundesstaat* (Helbing & Lichtenhahn 1996)
- Bianchi, Andrea, 'Reflexive Butterfly Catching: Insights from a Situated Catcher' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Bieber, Roland, Astrid Epiney, Marcel Haag and Markus Kotzur, *Die Europäische Union. Europarecht und Politik* (15th edn, Nomos 2022)
- Bieber, Roland, 'Art. 7 EG' in H von der Groeben and J Schwarze (eds), *Kommentar zum Vertrag über die Europäische Union und zur Gründung der Europäischen Gemeinschaft* (6th edn, CH Beck 2003)
- Bieber, Roland, 'Les limites matérielles et formelles á la révision des traités établissant les Communautés européennes' (1993) *Revue du marché commun et de l'Union Européenne* 343
- Bieber, Roland, and Francesco Maiani, 'Enhancing centralized enforcement of EU law: Pandora's Toolbox?' (2014) 51 *Common Market Law Review* 1057
- Biervert, Bernd, 'Art. 288 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Biervert, Bernd, 'Art. 292 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Biervert, Bernd, *Der Mißbrauch von Handlungsformen im Gemeinschaftsrecht. Eine Untersuchung des gemeinschaftsrechtlichen Handlungsformensystems unter Einbeziehung der Rechtsordnungen Deutschlands, Frankreichs und Englands* (Nomos 1999)
- Bilder, Richard B, 'Beyond Compliance: Helping Nations Cooperate' in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Binder, Christina, 'Der Einfluss von NGOs im Vertragsschlussverfahren' (2017) 72 *Zeitschrift für öffentliches Recht* 75
- Binder, Jens-Hinrich, 'Resolution planning and structural bank reform within the banking union' in J Castañeda, D Mayes and G Wood (eds), *European Banking Union. Prospects and challenges* (Routledge 2016)
- Bittner, Stephan, *Die Sanktion im Recht der Europäischen Union. Der Begriff und die Funktion im europäischen Rechtsschutzsystem* (Springer 2011)
- Blanke, Hermann-Josef, 'Art. 165 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 70th supplement, May 2020)
- Blanke, Hermann-Josef, 'Art. 300 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 58th supplement, January 2016)
- Blanke, Hermann-Josef, 'Art. 307 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 58th supplement, January 2016)
- Blauberger, Michael, and Moritz Weiss, "If you can't beat me, join me!" How the Commission pushed and pulled member states into legislating defence procurement' (2013) 20 *Journal of European Public Policy* 1120

Bibliography

- Blockmans, Steven, 'L'Union fait la Force: Making the Most of the Solidarity Clause (Article 222 TFEU)' in I Govaere and S Poli (eds), *EU Management of Global Emergencies. Legal Framework for Combating Threats and Crises* (Brill Nijhoff 2014)
- Bobek, Michal, 'The Court of Justice of the European Union' (2014) 2 College of Europe Research Paper in Law 1
- Bodansky, Daniel, 'Legally binding versus non-legally binding instruments' in S Barrett, C Carraro and J de Melo (eds), *Towards a Workable and Effective Climate Regime* (CEPR Press and Ferdi 2015)
- Bodansky, Daniel, 'The Legal Character of the Paris Agreement' (2016) 25 Review of European Community & International Environmental Law 142
- Boehme-Neßler, Volker, *Unschärfes Recht. Überlegungen zur Relativierung des Rechts in der digitalisierten Welt* (Duncker & Humblot 2008)
- Boisson de Chazournes, Laurence, 'Policy Guidance and Compliance: The World Bank Operational Standards' in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Bonnor, PG, 'The European Ombudsman: A Novel Source of Soft Law in the European Union' (2000) 25 European Law Review 39
- Booß, Dierk, 'Art. 261 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Borchardt, Klaus-Dieter, *Die rechtlichen Grundlagen der Europäischen Union* (6th edn, UTB 2015)
- Borger, Vestert, 'The European Stability Mechanism: A crisis tool operating at two junctures' in M Haentjens and B Wessels (eds), *Crisis Management in the Banking Sector* (Edward Elgar 2015)
- Borrás, Susana, and Kerstin Jacobsson, 'The open method of co-ordination and new governance patterns in the EU' (2004) 11 Journal of European Public Policy 185
- Börzel, Tanja A, 'From EU Governance of Crisis to Crisis of EU Governance: Regulatory Failure, Redistributive Conflict, and Euroskeptic Publics' (2016) 74 KFG Working Paper Series
- Börzel, Tanja A, and Moritz Knoll, 'Quantifying non-compliance in the EU. A Database on EU Infringement Proceedings' (2012) 15 Berlin Working Paper on European Integration <https://www.polsoz.fu-berlin.de/polwiss/forschung/international/europa/partner-und-online-ressourcen/arbeitspapiere/2012-15_BoerzelKnoll_Non-Compliance.pdf> accessed 28 March 2023
- Börzel, Tanja A, Tobias Hofmann, Diana Panke and Carina Sprungk, 'Obstinate and Inefficient: Why Member States Do Not Comply With European Law' (2010) 43 Comparative Political Studies 1363
- Börzel, Tanja A, *Why Noncompliance: The Politics of Law in the European Union* (Cornell University Press 2021)
- Boschetti, Barbara, and Maria Daniela Poli, 'A Comparative Study on Soft Law: Lessons from the COVID-19 Pandemic' (2021) 23 Cambridge Yearbook of European Legal Studies 20

- Bothe, Michael, ‘“Soft Law” in den Europäischen Gemeinschaften?’ in I von Münch (ed), *Staatsrecht – Völkerrecht – Europarecht. Festschrift für Hans-Jürgen Schlochauer* (de Gruyter 1981)
- Bothe, Michael, ‘Legal and Non-Legal Norms – a meaningful distinction in international relations?’ (1980) 11 *Netherlands Yearbook of International Law* 65
- Böttner, Robert, ‘The comply-or-explain mechanism in the European Supervisory Authorities, or: Does *Meroni* allow nudging?’ in P L Láncoš, N Xanthoulis and L Arroyo Jiménez (eds), *The Legal Effects of EU Soft Law. Theory, Language and Sectoral Insights* (Edward Elgar 2023)
- Bourdieu, Pierre, *The Logic of Practice* (Polity Press 1990)
- Boyle, Alan E, ‘Some Reflections on the Relationship of Treaties and Soft Law’ (1999) 48 *International and Comparative Law Quarterly* 901
- Braams, Beate, *Koordinierung als Kompetenzkategorie* (Mohr Siebeck 2013)
- Bradley, Kieran StC, ‘Legislating in the European Union’ in C Barnard and S Peers (eds), *European Union Law* (3rd edn, Oxford University Press 2020)
- Brandt, Edmund, *Umweltaufklärung und Verfassungsrecht* (Eberhard Blottner Verlag 1994)
- Breitenmoser, Stephan, and Robert Weyeneth, ‘Art. 71 AEUV’ in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Brinker, Ingo, ‘Art. 304 AEUV’ in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Britz, Gabriele, ‘Vom Europäischen Verwaltungsverbund zum Regulierungsverbund? Europäische Verwaltungsentwicklung am Beispiel der Netzzugangsregulierung bei Telekommunikation, Energie und Bahn’ (2006) 1 *Europarecht* 46
- Broberg, Morten, ‘Preliminary References as a Means for Enforcing EU Law’ in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States’ Compliance* (Oxford University Press 2017)
- Brohm, Markus U, *Die ‘Mitteilungen’ der Kommission im Europäischen Verwaltungs- und Wirtschaftsraum. Typologie, Rechtsnatur und Bindungswirkung für die Behörden der Mitgliedstaaten* (Nomos 2012)
- Brown Weiss, Edith, ‘Conclusions: Understanding Compliance with Soft Law’ in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Brown Weiss, Edith, ‘Introduction’ in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Brown, L Neville, ‘Case Law’ (1994) 31 *Common Market Law Review* 1347
- Brownlie, Ian, ‘To what extent are the Traditional Categories of *Lex Lata* and *Lex Ferenda* still viable?’ in A Cassese and JHH Weiler (eds), *Change and Stability in International Law-Making* (de Gruyter 1988)
- Brunnée, Jutta, ‘Enforcement Mechanisms in International Law and International Environmental Law’ in U Beyerlin, P-T Stoll and R Wolfrum (eds), *Ensuring Compliance with Multilateral Environmental Agreements. A Dialogue between Practitioners and Academia* (Brill Nijhoff 2006)

Bibliography

- Budischowsky, Jens, 'Art. 197 AEUV' in H Mayer (ed), *Kommentar zu EUV und AEUV unter Berücksichtigung der österreichischen Judikatur und Literatur* (Manz 2010)
- Burgstaller, Markus, 'Art. 255 AEUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, October 2018)
- Burgstaller, Markus, *Theories of Compliance with International Law* (Brill Academic Publishers 2005)
- Busuioc, Madalina, 'Accountability, Control and Independence: The Case of European Agencies' (2009) 15 *European Law Journal* 599
- Busuioc, Madalina, 'European agencies and their boards: promises and pitfalls of accountability beyond design' (2012) 19 *Journal of European Public Policy* 719
- Busuioc, Madalina, 'Rule-Making by the European Financial Supervisory Authorities: Walking a Tight Rope' (2013) 19 *European Law Journal* 111
- Butler, Graham, 'The Coming of Age of the Court's Jurisdiction in the Common Foreign and Security Policy' (2017) 13 *European Constitutional Law Review* 673
- Calliess, Christian, 'Art. 13 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Calliess, Christian, 'Art. 296 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Calliess, Christian, 'Art. 348 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Calliess, Christian, 'Art. 5 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Calliess, Christian, and Wolfgang Kahl, 'Art. 4 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Canetta, Emanuela, Styliani Kaltsouni and Nicole Busby, *Enforcement of Fundamental Workers' Rights. Study* (2012, European Parliament study)
- Cannizzaro, Enzo, and Emanuele Rebasti, 'Soft law in the EU legal order' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Canotilho, Mariana, Teresa Violante and Rui Linceiro, 'Austerity measures under judicial scrutiny: the Portuguese constitutional case-law: Portuguese Constitutional Court Decision 399/2010 (Surtax on Personal Income Tax 2010) Decision 396/2011 (State Budget 2011) Decision 353/2012 (State Budget 2012) Decision 187/2013 (State Budget 2013) Decision 474/2013 (Public Workers Requalification) Decision 602/2013 (Labour Code) Decision 794/2013 (40-Hour Work Week) Decision 862/2013 (Pensions Convergence) Decision 413/2014 (State Budget 2014) Decision 572/2014 (Special Solidarity Contribution 2014) Decision 574/2014 (Pay cuts 2014–2018) Decision 575/2014 (Special Sustainability Contribution)' (2015) 11 *European Constitutional Law Review* 155
- Cappellina, Bartolomeo, Anne Ausfelder, Adam Eick, Romain Mespoulet, Miriam Hartlapp, Sabine Saurugger and Fabien Terpan, 'Ever more soft law? A dataset to compare binding and non-binding EU law across policy areas and over time (2004–2019)' (2022) 23 *European Union Politics* 741

- Carey, Christine, and Elizabeth Guttentstein, *R079 Governmental Use of Voluntary Standards: Innovation in Sustainability Governance* (ISEAL Alliance 2008) <https://www.oneplanetnetwork.org/sites/default/files/governmental_use_of_voluntary_standards_innovation_in_sustainability_governance.pdf> accessed 28 March 2023
- Chamon, Merijn, 'EU Risk Regulators and EU Procedural Law' (2014) *European Journal of Risk Regulation* 324
- Chamon, Merijn, 'Fining Member States under the SGP, or how enforcement is different from implementation under Article 291 TFEU: *Spain v. Council*' (2018) 55 *Common Market Law Review* 1495
- Chamon, Merijn, 'The dividing line between delegated and implementing acts, part two: The Court of Justice settles the issue in *Commission v. Parliament and Council (Visa reciprocity)*' (2015) 52 *Common Market Law Review* 1617
- Chamon, Merijn, and Diane Fromage, 'Between Added Value and Untapped Potential: The Boards of Appeal in the Field of EU Financial Regulation' in M Chamon, A Volpato and M Eliantonio (eds), *Boards of Appeal of EU Agencies – Towards Judicialization of Administrative Review?* (Oxford University Press 2022)
- Chamon, Merijn, and Nathan de Arriba-Sellier, 'FBF: On the Justiciability of Soft Law and Broadening the Discretion of EU Agencies. ECJ (Grand Chamber) 15 July 2021, Case C-911/19, *Fédération Bancaire Française (FBF) v Autorité de Contrôle Prudentiel et de Résolution*, ECLI:EU:C:2021:599' (2022) 18 *European Constitutional Law Review* 286
- Chamon, Merijn, *EU Agencies. Legal and Political Limits to the Transformation of the EU Administration* (Oxford University Press 2016)
- Chayes, Abram, and Antonia Handler Chayes, *The New Sovereignty. Compliance with International Regulatory Agreements* (Harvard University Press 1995)
- Chinkin, Christine, 'Normative Development in the International Legal System' in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Chiti, Edoardo, 'European Agencies' Rulemaking: Powers, Procedures and Assessment' (2013) 19 *European Law Journal* 93
- Chiti, Edoardo, 'The Governance of Compliance' in M Cremona (ed), *Compliance and the Enforcement of EU Law* (Oxford University Press 2012)
- Christianos, Vassilios, 'Effectiveness and efficiency through the Court of Justice of the EU' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Christiansen, Thomas, and Mathias Dobbels, 'Non-Legislative Rule Making after the Lisbon Treaty: Implementing the New System of Comitology and Delegated Acts' (2013) 19 *European Law Journal* 42
- Christopherson, Katharine, and Wolfgang Bergthaler, 'The IMF's Financing Role in Europe During the Global Financial Crisis' in F Amtenbrink and C Herrmann (eds), *The EU Law of Economic and Monetary Union* (Oxford University Press 2020)
- Cini, Michelle, 'From Soft Law to Hard Law?: Discretion and Rule-making in the Commission's State Aid Regime' (2000) EUI Working Papers

Bibliography

- Cini, Michelle, 'The soft law approach: Commission rule-making in the EU's state aid regime' (2001) 8 *Journal of European Public Policy* 192
- Classen, Claus Dieter, 'Art. 114 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Classen, Claus Dieter, 'Art. 116 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Classen, Claus Dieter, 'Art. 166 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Clausing, Berthold, and Christiane Kimmel, '§ 121 VwGO' in F Schoch and J-P Schneider (eds), *Verwaltungsrecht* (CH Beck 2022)
- Cloghesy, Michael E, 'A Corporate Perspective on Globalisation, Sustainable Development, and Soft Law' in JJ Kirton and MJ Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2004)
- Coen, David, and Mark Thatcher, 'Network Governance and Multi-level Delegation: European Networks of Regulatory Agencies' (2008) 28 *Journal of Public Policy* 49
- Colombo, Carlo, and Mariolina Eliantonio, 'Harmonized technical standards as part of EU law: Juridification with a number of unresolved legitimacy concerns? Case C-613/14 *James Elliot Construction Limited v. Irish Asphalt Limited*, EU:C:2016:821' (2017) 24 *Maastricht Journal of European and Comparative Law* 323
- Coman-Kund, Florin, 'European Agencies on the Global Scene: EU and International Law Perspectives' in M Everson, C Monda and E Vos (eds), *European Agencies in between Institutions and Member States* (Wolters Kluwer 2014)
- Coman-Kund, Florin, and Corina Andone, 'European Commission's Soft Law Instruments: In-between Legally Binding and Non-Binding Norms' in P Popelier, H Xanthaki, W Robinson, J Tiago Silveira and F Uhlmann (eds), *Lawmaking in Multi-level Settings: Legislative Challenges in Federal Systems and the European Union* (Nomos/Hart 2019) 173
- Comijs, Diana, 'New Priorities in the Enforcement of the Financial Interests of the Community' in JAE Vervaele (ed), *Compliance and Enforcement of European Community Law* (Kluwer 1999)
- Conant, Julia, 'Compliance and What EU Member States Make of It' in M Cremona (ed), *Compliance and the Enforcement of EU Law* (Oxford University Press 2012)
- Conseil d'État, 'Le droit souple' (2013) 64 *Les rapports du Conseil d'État*
- Constantinesco, Léontin-Jean, *Das Recht der Europäischen Gemeinschaften I. Das institutionelle Recht* (Nomos 1977)
- Conway, Gerard, 'Recovering a Separation of Powers in the European Union' (2011) 17 *European Law Journal* 304
- Cosma, Håkon A, and Richard Whish, 'Soft Law in the Field of EU Competition Policy' (2003) 14 *European Business Law Review* 25
- Costa, Olivier, 'The European Parliament and the Community Method' in R Dehousse (ed), *The 'Community Method'. Obstinate or Obsolete?* (Palgrave Macmillan 2011)

- Cottier, Thomas, 'A Theory of Direct Effect in Global Law' in A von Bogdandy, P Mavroidis and Y Mény (eds), *European Integration and International Co-ordination: Studies in Transnational Economic Law in Honour of Claus-Dieter Ehlermann* (Kluwer Academic Publishers 2002)
- Craig, Paul, 'Comitology, Rulemaking, and the Lisbon Settlement: Tensions and Strains' in CF Bergström and D Ritleng (eds), *Rulemaking by the European Commission: The New System for Delegation of Powers* (Oxford University Press 2016)
- Craig, Paul, 'Pringle and Use of EU Institutions outside the EU Legal Framework: Foundations, Procedure and Substance' (2013) 9 *European Constitutional Law Review* 263
- Craig, Paul, 'Subsidiarity: A Political and Legal Analysis' (2012) 50 *Journal of Common Market Studies* 72
- Craig, Paul, and Gráinne de Búrca, *EU Law. Text, Cases, and Materials* (7th edn, Oxford University Press 2020)
- Craig, Paul, *EU Administrative Law* (3rd edn, Oxford University Press 2018)
- Craig, Paul, *The Lisbon Treaty. Law, Politics, and Treaty Reform* (2nd edn, Oxford University Press 2013)
- Cremer, Hans-Joachim, 'Art. 22 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Hans-Joachim, 'Art. 36 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Hans-Joachim, 'Art. 38 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Hans-Joachim, 'Art. 42 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Wolfram, 'Art. 108 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Wolfram, 'Art. 258 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Wolfram, 'Art. 260 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Wolfram, 'Art. 261 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Wolfram, 'Art. 263 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremer, Wolfram, 'Art. 265 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Cremona, Marise, 'Defending the Community Interest: the Duties of Cooperation and Compliance' in M Cremona and B de Witte (eds), *EU Foreign Relations Law. Constitutional Fundamentals* (Hart Publishing 2008)
- Cremona, Marise, 'External Relations and External Competence of the European Union: The Emergence of an Integrated Policy' in P Craig and G d Búrca (eds), *The Evolution of EU Law* (3rd edn, Oxford University Press 2021)

Bibliography

- Croon, Johanna, 'Abseits der verfassungsgerichtlichen Arenen – Informale Kommunikation' in D Elser, A Eugster, A Kind, M Uffer, R Baumgartner, K Williner, S Schlegel, D Blonski, A Spring, I Grohmann and R Häcki (eds), *Das letzte Wort – Rechtsetzung und Rechtskontrolle in der Demokratie* (Nomos/Helbing Lichtenhahn Verlag 2014) 39
- Curtin, Deirdre, 'The Constitutional Structure of the Union: A Europe of Bits and Pieces' (1993) 30 *Common Market Law Review* 17
- Curtin, Deirdre, and Renaud Dehousse, 'European Union agencies: tipping the balance?' in M Busuioac, M Groenleer and J Trondal (eds), *The agency phenomenon in the European Union. Emergence, institutionalisation and everyday decision-making* (Manchester University Press 2012)
- D'Amato, Anthony, 'Is International Law Really "Law"?' (2010) Northwestern University School of Law Faculty Working Papers
- D'Amato, Anthony, 'Soft Law' in A D'Amato and K Engel (eds), *International Environmental Law Anthology* (Anderson Publishing Company 1997)
- d'Aspremont, Jean, 'From a Pluralization of International Norm-making Processes' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- d'Aspremont, Jean, 'Softness in International Law: A Self-Serving Quest for New Legal Materials' (2008) 19 *European Journal of International Law* 1075
- Dalhuisen, Jan H, *Dalhuisen on Transnational Comparative, Commercial, Financial and Trade Law* (vol I, 5th edn, Hart Publishing 2013)
- Dannecker, Gerhard, 'Art. 71 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Dawson, Mark, 'How Does the European Court of Justice Reason? A Review Essay on the Legal Reasoning of the European Court of Justice' (2014) 20 *European Law Journal* 423
- Dawson, Mark, 'Soft Law and the Rule of Law in the European Union: Revision or Redundancy?' (2009) 24 *EUI Working Papers*
- Dawson, Mark, 'Three Waves of New Governance in the European Union' (2011) 36 *European Law Review* 208
- Dawson, Mark, 'Transforming into What? New Governance in the EU and the Managerial Sensibility in Modern Law' (2010) 2 *Wisconsin Law Review* 389
- Dawson, Mark, *New Governance and the Transformation of European Law. Coordinating EU Social Law and Policy* (Cambridge University Press 2011)
- de Búrca, Gráinne, 'The European Court of Justice and the International Legal Order After Kadi' (2010) 51 *Harvard International Law Journal* 1
- de Búrca, Gráinne, and Joanne Scott, 'Introduction: New Governance, Law and Constitutionalism' in G de Búrca and J Scott (eds), *Law and New Governance in the EU and the US* (Hart Publishing 2006)
- de Kok, Jochem, 'Towards a European Framework for Foreign Investment Reviews' (2019) 44 *European Law Review* 24

- De Luca, Anna, 'The Legal Framework for Foreign Investments in the EU: The EU Internal Market Freedoms, the Destiny of Member States' BITs, and Future European Agreements on Protection of Foreign Investments' in L Trakman and N Ranieri (eds), *Regionalism in International Investment Law* (Oxford University Press 2013)
- de Sadeleer, Nicolas, 'The Impact of the Registration, Evaluation and Authorization of Chemicals (REACH) Regulation on the Regulatory Powers of the Nordic Countries' in N de Sadeleer (ed), *Implementing the Precautionary Principle. Approaches from the Nordic Countries, EU and USA* (Earthscan 2007)
- de Sadeleer, Nicolas, 'The New Architecture of the European Economic Governance: A Leviathan or a Flat-Footed Colossus?' (2012) 19 *Maastricht Journal of European and Comparative Law* 354
- de Witte, Bruno, 'EU law: is it international law?' in C Banard and S Peers (eds), *European Union Law* (3rd edn, Oxford University Press 2020)
- de Witte, Bruno, 'International Law as a Tool for the European Union' (2009) 5 *European Constitutional Law Review* 265
- de Witte, Bruno, 'Legal Instruments and Law-Making in the Lisbon Treaty' in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- de Witte, Bruno, 'The European Union's Covid-19 Recovery Plan: The Legal Engineering Of An Economic Policy Shift' (2021) 58 *Common Market Law Review* 635
- Dehousse, Renaud, 'Delegation of Powers in the European Union: The Need for a Multi-principals Model' (2008) 31 *West European Politics* 789
- Dehousse, Renaud, and Joseph HH Weiler, 'EPC and the Single Act: from Soft Law to Hard Law?' in M Holland (ed), *The Future of European Political Cooperation. Essays on Theory and Practice* (Macmillan 1991)
- Dehousse, Renaud, and Joseph HH Weiler, 'The Legal Dimension' in W Wallace (ed), *The Dynamics of European Integration* (Pinter 1990)
- della Cananea, Giacinto, 'Administration by Guidelines: The Policy Guidelines of the Commission in the fields of State Aids' in I Harden (ed), *State Aid: Community Law and Policy* (Bundesanzeiger 1993)
- Dermine, Paul, and Menelaos Markakis, 'Bailouts, the legal status of Memoranda of Understanding, and the scope of application of the EU Charter: *Florescu*. Case C-258/14, *Eugenia Florescu and Others v. Casa Județeană de Pensii Sibiu and Others*, Judgment of the Court (Grand Chamber) of 13 June 2017, EU:C:2017:448' (2018) 55 *Common Market Law Review* 643
- Deroose, Servaas, Dermot Hodson and Joost Kuhlmann, 'The Broad Economic Policy Guidelines: Before and After the Re-launch of the Lisbon Strategy' (2008) 46 *Journal of Common Market Studies* 827
- Deumier, Pascale, 'Saisir le droit souple par sa définition ou par ses effets' in Conseil d'État (ed), *Le droit souple* (Les rapports du Conseil d'État, no 64, 2013)
- Dickschen, Johanna Elisabeth, *Empfehlungen und Leitlinien als Handlungsform der Europäischen Finanzaufsichtsbehörden* (Springer 2017)
- Dittert, Daniel, 'Art. 348 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)

Bibliography

- Dolan, Paul, Michael Hallsworth, David Halpern, Dominic King and Ivo Vlaev, 'Mind-space. Influencing behaviour through public policy' (2010) <<http://www.institutefor government.org.uk/sites/default/files/publications/MINDSPACE.pdf>> accessed 28 March 2023
- Döring, Holger, 'The Composition of the College of Commissioners: Patterns of Delegation' (2007) 8 *European Union Politics* 207
- Dörr, Oliver, 'Art. 263 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 49th supplement, November 2012)
- Dörr, Oliver, 'Art. 265 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 50th supplement, May 2013)
- Dworkin, Ronald, *Taking Rights Seriously* (5th impression with a Reply to Critics, Duckworth 1987)
- Eberhard, Harald, 'Art. 259 AEUV' in H Mayer and K Stöger (eds), *EUV/AEUV* (Manz, August 2013)
- Eekhoff, Meike, *Die Verbundaufsicht. Gemeinschaftsrechtliche Aufsichtsverfahren und -mechanismen außerhalb des Vertragsverletzungsverfahrens* (Mohr Siebeck 2006)
- Egeberg, Morten, and Jarle Trondal, 'EU-level agencies: new executive centre formation vehicles for national control?' (2011) 18 *Journal of European Public Policy* 868
- Ehlers, Dirk, 'General Principles' in D Ehlers (ed), *European Fundamental Rights and Freedoms* (de Gruyter 2007)
- Ehricke, Ulrich, 'Art. 261 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Ehricke, Ulrich, 'Art. 271 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Ehricke, Ulrich, 'Art. 277 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Ehricke, Ulrich, *Die Bindungswirkung von Urteilen des EuGH im Vorabentscheidungsverfahren nach deutschem Zivilprozessrecht und nach Gemeinschaftsrecht* (Europa-Institut 1997)
- Eilmansberger, Thomas, 'Binnenmarktprinzipien und flankierende Politiken' in F Breuss, G Fink and S Griller (eds), *Vom Schuman-Plan zum Vertrag von Amsterdam. Entstehung und Zukunft der EU* (Springer 2000)
- Eliantonio, Mariolina, 'Judicial Review of Soft Law before the European and the National Courts – A Wind of Change Blowing from the Member States?' in M Eliantonio, E Korkea-aho and O Ştefan (eds), *EU Soft Law in the Member States Theoretical Findings and Empirical Evidence* (Hart 2021)
- Eliantonio, Mariolina, 'Soft Law in Environmental Matters and the Role of the European Courts: Too Much or Too Little of It?' (2018) 37 *Yearbook of European Law* 496
- Eliantonio, Mariolina, and Oana Ştefan, 'Soft Law Before the European Courts: Discovering a "common pattern"?' (2018) 37 *Yearbook of European Law* 457

- Eliantonio, Mariolina, and Oana Ștefan, 'The Elusive Legitimacy of EU Soft Law: An Analysis of Consultation and Participation in the Process of Adopting COVID-19 Soft Law in the EU' (2021) 12 *European Journal of Risk Regulation* 159
- Eliantonio, M, E Korkea-aho and O Ștefan (eds), *EU Soft Law in the Member States Theoretical Findings and Empirical Evidence* (Hart 2021)
- Endler, Jan, *Europäische Zentralbank und Preisstabilität* (Richard Boorberg Verlag 1998)
- Engisch, Karl, *Auf der Suche nach der Gerechtigkeit. Hauptthemen der Rechtsphilosophie* (Piper 1971)
- Engström, Viljam, *Understanding Powers of International Organizations* (Åbo Akademi University Press 2009)
- Erhard, Rita, 'Verfassungs- und europarechtliche Probleme von technischen Standards' in G Ress and MR Will (eds), *Vorträge, Reden und Berichte aus dem Europa-Institut Nr. 104* (1987) <<http://europainstitut.de/fileadmin/schriften/104.pdf>> accessed 28 March 2023
- Erlbacher, Friedrich, 'Art. 109 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Ermacora, Florian, 'The Agency for the Cooperation of Energy Regulators (ACER)' in CW Jones and W Webster (eds), *EU Energy Law. The Internal Energy Market* (3rd edn, Claeys & Casteels 2010)
- European University Institute, 'Research for REGI Committee – Conditionalities in Cohesion Policy' (study requested by the EP's REGI Committee, 2018) <[http://www.europarl.europa.eu/RegData/etudes/STUD/2018/617498/IPOL_STU\(2018\)617498_EN.pdf](http://www.europarl.europa.eu/RegData/etudes/STUD/2018/617498/IPOL_STU(2018)617498_EN.pdf)> accessed 28 March 2023
- Everling, Ulrich, 'Will Europe slip on bananas? The Bananas judgment of the Court of Justice and national courts' (1996) 33 *Common Market Law Review* 401
- Everling, Ulrich, 'Zur rechtlichen Wirkung von Beschlüssen, Entschliefungen, Erklärungen und Vereinbarungen des Rates oder der Mitgliedstaaten der Europäischen Gemeinschaft' in G Lücke, G Ress and M Will (eds), *Rechtsvergleichung, Europarecht und Staatenintegration. Gedächtnisschrift für Léontin-Jean Constantinesco* (Carl Heymanns Verlag 1983)
- Everson, Michelle, 'Good Governance and European Agencies: The Balance' in D Geradin, R Muñoz and N Petit (eds), *Regulation through Agencies in the EU. A New Paradigm of European Governance* (Edward Elgar 2005)
- Everson, Michelle, and Christian Joerges, 'Re-conceptualising Europeanisation as a public law of collisions: comitology, agencies and an interactive public adjudication' in HCH Hofmann and AH Türk (eds), *EU Administrative Governance* (Edward Elgar 2006)
- Fabbrini, Federico, 'The Euro-Crisis and the Courts: Judicial Review and the Political Process in Comparative Perspective' (2014) 32 *Berkeley Journal of International Law* 64
- Fahey, Elaine, 'Does the Emperor Have Financial Crisis Clothes? Reflections on the Legal Basis of the European Banking Authority' (2011) 74 *The Modern Law Review* 581

Bibliography

- Falke, Josef, 'Standardization by professional organisations' in G Winter (ed), *Sources and Categories of European Union Law. A Comparative and Reform Perspective* (Nomos 1996)
- Falkner, Gerda, Oliver Treib, Miriam Hartlapp and Simone Leiber, *Complying with Europe. EU Harmonisation and Soft Law in the Member States* (Cambridge University Press 2007)
- Fastenrath, Ulrich, 'Relative Normativity in International Law' (1993) 4 *European Journal of International Law* 305
- Fawcett, James ES, 'The Legal Character of International Agreements' (1953) 30 *British Yearbook of International Law* 381
- Fehling, Michael, 'Art. 100 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Feik, Rudolf, *Öffentliche Verwaltungskommunikation. Öffentlichkeitsarbeit, Aufklärung, Empfehlung, Warnung* (Springer 2007)
- Ferran, Eilís, and Kern Alexander, 'Can Soft Law Bodies be Effective? The Special Case of the European Systemic Risk Board' (2011) 35 *European Law Review* 751
- Ferran, Eilís, and Kern Alexander, 'Can Soft Law Bodies be Effective? Soft Systemic Risk Oversight Bodies and the Special Case of the European Systemic Risk Board' (2011) 36 *Legal Studies Research Paper Series*
- Fischer-Appelt, Dorothee, *Agenturen der Europäischen Gemeinschaft* (Duncker & Humblot 1999)
- Fischer-Lescano, Andreas, and Lukas Oberndorfer, 'Fiskalpakt und Unionsrecht. Unionsrechtliche Grenzen völkervertraglicher Fiskalregulierung und Organleihe' (2013) 1 *Neue Juristische Wochenschrift* 9
- Fischer-Lescano, Andreas, *Austeritätspolitik und Menschenrechte. Rechtspflichten der Unionsorgane beim Abschluss von Memoranda of Understanding* (2013) <https://www.arbeiterkammer.at/infopool/wien/Studie_Austeritaetspolitik_und_Menschenrechte.pdf> accessed 28 March 2023
- Fischer-Lescano, Andreas, *Human Rights in Times of Austerity Policy* (Nomos 2014)
- Fleischer, Holger, 'Gesetz und Vertrag als alternative Problemlösungsmodelle im Gesellschaftsrecht. Prolegomena zu einer Theorie gesellschaftsrechtlicher Regelung' (2004) 168 *Zeitschrift für das gesamte Handelsrecht und Wirtschaftsrecht* 673
- Fleischfresser, Andreas, 'Europäisierung des Arzneimittelrechts' in S Fuhrmann, B Klein and A Fleischfresser (eds), *Arzneimittelrecht. Handbuch für die pharmazeutische Rechtspraxis* (3rd edn, Nomos 2020)
- Flückiger, Alexandre, 'Keeping Domestic Soft Law Accountable: Towards a Gradual Formalization' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Flynn, Leo, 'Article 143 TFEU' in M Kellerbauer, M Klamert and J Tomkin (eds), *Commentary on the EU Treaties and the Charter of Fundamental Rights* (Oxford University Press 2019)
- Franzius, Claudio, 'Das Paris-Abkommen zum Klimaschutz. Auf dem Weg zum transnationalen Klimaschutzrecht' (2017) *Zeitschrift für Umweltrecht* 515

- Fratianni, Michele, Jürgen von Hagen and Christopher Waller, *The Maastricht Way to EMU* (2nd revision, 1992) <https://www.researchgate.net/profile/Michele_Fratianni/publication/5072790_The_Maastricht_Way_to_Emu/links/0912f50f557536eec800000.pdf> accessed 28 March 2023
- Frenz, Walter, 'Verwaltungskooperation mit der Union im Lichte von Art.197 AEUV und des Lissabon-Urteils' (2010) 2 *Die Öffentliche Verwaltung* 66
- Friedrich, Jürgen, *International Environmental 'soft law'. The Functions and Limits of Nonbinding Instruments in International Environmental Governance and Law* (Springer 2013)
- Fromage, Diane, 'The (multilevel) articulation of the European participation in international financial fora: the example of the Basel Accords' (2022) 23 *Journal of Banking Regulation* 54
- Frykman, Henrik, and Ulrika Mörth, 'Soft Law and Three Notions of Democracy: The Case of the EU' in U Mörth (ed), *Soft Law in Governance and Regulation. An Interdisciplinary Analysis* (Edward Elgar 2004)
- Gaiser, Anja Sofia, 'Gerichtliche Kontrolle im Europäischen System der Zentralbanken' (2002) 4 *Europarecht* 517
- Garben, Sacha, 'Article 148 TFEU' in M Kellerbauer, M Klamert and J Tomkin (eds), *Commentary on the EU Treaties and the Charter of Fundamental Rights* (Oxford University Press 2019)
- Gärditz, Klaus Ferdinand, 'Europäisches Unionsrecht als Gegenstand des nationalen Rechtsschutzes' in H-W Rengeling, A Middeke, M Gellermann (eds), *Handbuch des Rechtsschutzes in der Europäischen Union* (3rd edn, CH Beck 2014)
- Gattini, Andrea, 'Joined Cases C-402/05 P & 415/05 P, *Yassin Abdullah Kadi, Al Barakat International Foundation v. Council and Commission*, judgment of the Grand Chamber of 3 September 2008, nyr' (2009) 46 *Common Market Law Review* 213
- Gehring, Thomas, and Sebastian Krapohl, 'Single Market Regulation between Technocratic Independence and Political Control: The European Agency for the Evaluation of Medicinal Products and the Authorisation of Pharmaceuticals' (2004) 4 *BACES Discussion Paper* <https://www.uni-bamberg.de/fileadmin/uni/wissenschaft_einrichtung/baces/pdf/Discussion_Paper/discussion_paper_4.pdf> accessed 28 March 2023
- Gehrke, H-J, and H Schneider (eds), *Geschichte der Antike. Ein Studienbuch* (3rd edn, JB Metzler 2010)
- Geiger, Andreas, 'Die neuen Leitlinien der EG-Kommission zur Anwendbarkeit von Art. 81 EG auf Vereinbarungen über horizontale Zusammenarbeit' (2000) 11 *Europäische Zeitschrift für Wirtschaftsrecht* 325
- Geiger, Rudolf, and Lando Kirchmair, 'Art. 5 EUV' in R Geiger, D-E Khan and M Kotzur (eds), *EUV. AEUV* (7th edn, CH Beck 2023)
- Geismann, Maria, 'Art. 288 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Geismann, Maria, 'Art. 292 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Geismann, Maria, 'Art. 296 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)

Bibliography

- Gellermann, Martin, 'Art. 292 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Gellermann, Martin, 'Art. 295 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Gellermann, Martin, 'Art. 296 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Gellermann, Martin, 'Art. 340 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Gentile, Giulia, 'Ensuring Effective Judicial Review of EU Soft Law via the Action for Annulment before the EU Courts: a Plea for a Liberal-Constitutional Approach' (2020) 16 *European Constitutional Law Review* 466
- Georgieva, Zlatina, 'Soft Law in EU Competition Law and its Judicial Reception in Member States: A Theoretical Perspective' (2015) 16 *German Law Journal* 223
- Gerapetritis, George, *New Economic Constitutionalism in Europe* (Hart 2019)
- Giegerich, Thomas, 'Internationale Standards – aus völkerrechtlicher Perspektive' in A Paulus, N Dethloff, T Giegerich, I Schwenzer, H Krieger, AR Ziegler, S Talmon and H Schack (eds), *Internationales, nationales und privates Recht: Hybridisierung der Rechtsordnungen? Immunität* (CF Müller 2014)
- Gil Ibáñez, Alberto J, 'Commission Tools for the Supervision and Enforcement of EC Law Other Than Article 169 EC Treaty – An Attempt at Systematization' (1998) 11 *Jean Monnet Working Paper*
- Gil Ibáñez, Alberto J, 'Exceptions to Article 226: Alternative Administrative Procedures and the Pursuit of Member States' (2000) 6 *European Law Journal* 148
- Gil Ibáñez, Alberto J, *The Administrative Supervision and Enforcement of EC Law: Powers, Procedures and Limits* (Hart Publishing 1999)
- Glaesner, Hans-Joachim, 'The Single European Act: Attempt At An Appraisal' (1986) 10 *Fordham International Law Journal* 446
- Godin, Jean-Théodore, Manon Polet and Arthur Jamar de Bolsée, 'Implementing REMIT: What a Legal Analysis Tells about the (Regulatory) Role of ACER' (2018) 9 *European Journal of Risk Regulation* 192
- Gold, Joseph, 'Strengthening the Soft International Law of Exchange Arrangements' (1983) 77 *American Journal of International Law* 443
- Goldmann, Matthias, 'A matter of perspective: Global governance and the distinction between public and private authority (not law)' (2016) 5 *Global Constitutionalism* 48
- Goldmann, Matthias, 'Soft Law and Other Forms of International Public Authority – The View from Discourse Theory: A Reply to Jaye Ellis' (2012) 25 *Leiden Journal of International Law* 373
- Goldmann, Matthias, *Internationale öffentliche Gewalt. Handlungsformen internationaler Institutionen im Zeitalter der Globalisierung* (Springer 2015)

- Goldstein, Judith, Miles Kahler, Robert O Keohane and Anne-Marie Slaughter, 'Introduction: Legalization and World Politics' (2000) 54 *International Organization* 385
- Goos, Christoph, 'Gedanken zur Ideengeschichte des Subsidiaritätsprinzips aus protestantischer Sicht' in A Haratsch (ed), *Das Subsidiaritätsprinzip – Ein Element des europäischen Verfassungsrechts. Erträge des Symposions des Instituts für Europäische Verfassungswissenschaften an der FernUniversität in Hagen am 5. September 2009* (Berliner Wissenschafts-Verlag 2014)
- Görisch, Christoph, *Demokratische Verwaltung durch Unionsagenturen. Ein Beitrag zur Konkretisierung der europäischen Verfassungsstrukturprinzipien* (Mohr Siebeck 2009)
- Gormley, Laurence W, 'Infringement Proceedings' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017) 68
- Gormsen, Lovdahl, 'Why the European Commission's Enforcement Priorities on Article 82 EC Should be Withdrawn' (2010) 31 *European Competition Law Review* 45
- Goucha Soares, Antonio, 'The Principle of Conferred Powers and the Division of Powers Between the European Community and the Member States' (2001) 23 *Liverpool Law Review* 57
- Gramlich, Ludwig, 'Die Wirtschafts- und Währungspolitik der Union' in M Niedobitek (ed), *Europarecht – Politiken der Union* (de Gruyter 2014)
- Gramm, Christof, 'Aufklärung durch staatliche Publikumsinformationen: Staatshandeln als Aufklärung?' (1991) 30 *Der Staat* 51
- Granner, Georg, 'Die Europäischen Verkehrsagenturen' in N Raschauer (ed), *Europäische Agenturen* (Jan Sramek Verlag 2012)
- Gribnau, Hans, 'The Code of Conduct for Business Taxation: An Evaluation of an EU Soft-Law Instrument' in D Weber (ed), *Traditional and Alternative Routes to European Tax Integration* (IBFD 2010)
- Griller, Stefan, 'Art. 127 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 48th supplement, August 2012)
- Griller, Stefan, 'Art. 132 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 50th supplement, May 2013)
- Griller, Stefan, 'Das Österreichische Normungsinstitut im Geflecht internationaler Beziehungen' (1988) 39 *Österreichische Zeitschrift für öffentliches Recht und Völkerrecht* 237
- Griller, Stefan, 'Fragmentierungen im Öffentlichen Recht: Diskursvergleich im internationalen und nationalen Recht' in Vereinigung der Deutschen Staatsrechtslehrer (ed), *Fragmentierungen* (de Gruyter 2018)
- Griller, Stefan, 'Is this a Constitution? Remarks on a Contested Concept' in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- Griller, Stefan, and Andreas Orator, 'Everything under control? The "way forward" for European agencies in the footsteps of the Meroni doctrine' (2010) 35 *European Law Review* 3

Bibliography

- Griller, Stefan, and Erich Vranes, 'EC-Bananas Case' in R Wolfrum (ed), *Max Planck Encyclopedia of Public International Law* (Oxford University Press 2010)
- Griller, Stefan, *Die Übertragung von Hoheitsrechten auf zwischenstaatliche Einrichtungen* (Springer 1989)
- Griller, Stefan, *Europäische Normung und Rechtsangleichung. Zum Abbau technischer Handelshemmnisse in Europa – unter besonderer Berücksichtigung Österreichs* (Signum-Verlag 1990)
- Griller, Stefan, *Grundlagen und Methoden des Verfassungs- und Verwaltungsrechts* (4th edn, Verlag Österreich 2015)
- Griller, Stefan, *Grundlagen und Methoden des Verfassungs- und Verwaltungsrechts* (Verlag Österreich 2012)
- Groenleer, Martijn, Michael Kaeding and Esther Versluis, 'Regulatory governance through agencies of the European Union? The role of the European agencies for maritime and aviation safety in the implementation of European transport legislation' (2010) 17 *Journal of European Public Policy* 1212
- Groenleer, Martijn, *The Autonomy of European Union Agencies. A Comparative Study of Institutional Development* (Eburon 2009)
- Grohs, Sibylle, 'Article 258/260 Infringement Procedures: The Commission Perspective in Environmental Cases' in M Cremona (ed), *Compliance and the Enforcement of EU Law* (Oxford University Press 2012)
- Grundmann, Stefan, "Inter-Instrumental-Interpretation". Systembildung durch Auslegung im Europäischen Unionsrecht' (2011) 75 *Rabels Zeitschrift für ausländisches und internationales Privatrecht/The Rabel Journal of Comparative and International Private Law* 882
- Grunwald, Jürgen, *Das Energierecht der Europäischen Gemeinschaften EGKS-EURATOM-EG. Grundlagen – Geschichte – Geltende Regelungen* (de Gruyter 2003)
- Gundel, Jörg, 'Europäisches Energierecht' in W Danner and C Theobald (eds), *Energierecht* (CH Beck, 101st supplement, May 2019)
- Gundel, Jörg, 'Europäisches Energiieverwaltungsrecht' in J P Terhechte (ed), *Verwaltungsrecht der Europäischen Union* (Nomos 2011)
- Gundel, Jörg, 'Rechtsschutz gegen Empfehlungen der EU-Kommission? – Anmerkung zum Urteil des EuGH (GK) v. 20.2.2018, Rs. C-16/16 P (Belgien/Kommission)' (2018) 5 *Europarecht* 593
- Haas, Peter M, 'Why Comply, or Some Hypotheses in Search of an Analyst' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Habermas, Jürgen, *Faktizität und Geltung. Beiträge zur Diskurstheorie des Rechts und des demokratischen Rechtsstaats* (Suhrkamp Verlag 1992)
- Hackspiel, Sabine, 'Art. 252 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Häde, Ulrich, 'Art. 121 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)

- Häde, Ulrich, 'Art. 126 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 129 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 132 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 135 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 140 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 143 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 144 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Art. 219 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Häde, Ulrich, 'Aussetzung des Defizitverfahrens durch den Rat' (2004) 5 *Europarecht* 738
- Häde, Ulrich, 'Die Wirtschafts- und Währungsunion im Vertrag von Lissabon' (2009) 2 *Europarecht* 200
- Hafner-Burton, Emilie Marie, 'Sticks and Stones: Naming and Shaming the Human Rights Enforcement Problem' (2008) 62 *International Organization* 689
- Haglund, Stina, 'The role of the Advocate General and the development of direct effect' (2012) <<https://eulaworebro.wordpress.com/2012/08/13/the-role-of-the-advocate-general-and-the-development-of-direct-effect/>> accessed 28 March 2023
- Hahn, Hugo J, and Ulrich Häde, *Währungsrecht* (2nd edn, CH Beck 2010)
- Halberstam, Daniel, and Eric Stein, 'The United Nations, the European Union, and the King of Sweden: Economic Sanctions and Individual Rights in a Plural World Order' (2008) 134 *Public Law and Legal Theory Working Paper Series*
- Halmai, Gábor, 'The Possibility and Desirability of Economic Sanction: Rule of Law Conditionality Requirements Against Illiberal EU Member States' (2018) 6 *EUI Working Paper Law*
- Hamer, Jens, 'Art. 126 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Haratsch, Andreas, Christian Koenig and Matthias Pechstein, *Europarecht* (9th edn, Mohr Siebeck 2014)
- Harcourt, Alison, 'Institutionalizing Soft Governance in the European Information Society' in D Ward (ed), *The European Union and the Culture Industries. Regulation and the Public Interest* (Ashgate 2008)
- Harlow, Carol, and Richard Rawlings, 'Promoting Accountability in Multi-Level Governance: A Network Approach' (2006) 2 *European Governance Papers*
- Harlow, Carol, and Richard Rawlings, *Process and Procedure in EU Administration* (Hart Publishing 2014)

Bibliography

- Hart, HLA, 'Positivism and the Separation of Law and Morals' (1958) 71 *Harvard Law Review* 593
- Hart, HLA, *The Concept of Law* (3rd edn, Oxford University Press 2012)
- Härtel, Ines, *Handbuch Europäische Rechtsetzung* (Springer 2006)
- Hartlapp, Miriam, 'Soft law implementation in the EU multilevel system: legitimacy and governance efficiency revisited' (2018) SoLaR Working Paper
- Haslinger, Birgit, 'Potential und Grenzen des Völkerrechts zur Steuerung des Verhaltens nichtstaatlicher Akteure' (2017) 72 *Zeitschrift für öffentliches Recht* 29
- Hatje, Armin, 'Art. 4 EUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Hattenberger, Doris, 'Art. 121 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Hauenschild, Herwig, 'Agentur im Energierecht' in N Raschauer (ed), *Europäische Agenturen* (Jan Sramek Verlag 2012)
- Hemmann, Arnold, 'Art. 148 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Hennig, Thomas Tobias, 'VO 1/2003. Art. 18. Auskunftsverlangen' in U Immenga and E-J Mestmäcker (eds), *Wettbewerbsrecht* (5th edn, CH Beck 2012)
- Héritier, Adrienne, 'New Modes of Governance in Europe: Policy Making without Legislating?' (2002) 81 *Reihe Politikwissenschaft / Political Science Series* 1
- Héritier, Adrienne, and Dirk Lehmkuhl, 'Introduction. The Shadow of Hierarchy and New Modes of Governance' (2008) 28 *Journal of Public Policy* 1
- Héritier, Adrienne, and Sandra Eckert, 'New Modes of Governance in the Shadow of Hierarchy: Self-Regulation by Industry in Europe' (2008) 28 *Journal of Public Policy* 113
- Herrmann, Christoph, and Caroline Glöckle, 'Der drohende transatlantische "Handelskrieg" um Stahlerzeugnisse und das handelspolitische "Waffenarsenal" der EU' (2018) *Europäische Zeitschrift für Wirtschaftsrecht* 477
- Hertig, Gérard, and Ruben Lee, 'Four Predictions about the Future of EU Securities Legislation' (January 2003) <<http://www.oecd.org/daf/fin/financial-markets/18469147.pdf>> accessed 28 March 2023
- Hertogen, An, 'Letting *Lotus* Bloom' (2015) 26 *European Journal of International Law* 901
- Hesse, Gerhard, 'Art. 155 AEUV' in H Mayer and K Stöger (eds), *EUV/AEUV* (Manz, December 2012)
- Hetmeier, Heinz, 'Art. 296 AEUV' in CO Lenz and K-D Borchardt (eds), *EU-Verträge. Kommentar* (6th edn, Linde 2013)
- Heusel, Wolfgang, *'Weiches' Völkerrecht. Eine vergleichende Untersuchung typischer Erscheinungsformen* (Nomos 1991)
- Heusel, Wolfgang, Marta Ballesteros, Xandra Kramer, Lionel Bently and Andrea Bertolini, 'Upcoming issues of EU law: Compilation of in-depth analyses. Workshop 24 September 2014' (2014) <[https://www.europarl.europa.eu/RegData/etudes/IDAN/2014/509987/IPOL_IDA\(2014\)509987_EN.pdf](https://www.europarl.europa.eu/RegData/etudes/IDAN/2014/509987/IPOL_IDA(2014)509987_EN.pdf)> accessed 28 March 2023

- Hillgenberg, Hartmut, 'A Fresh Look at Soft Law' (1999) 10 *European Journal of International Law* 499
- Hillgenberg, Hartmut, 'Soft Law im Völkerrecht' (1998) 1 *Zeitschrift für europarechtliche Studien* 81
- Hinarejos, Alicia, *The Euro Area Crisis in Constitutional Perspective* (Oxford University Press 2015)
- Hindelang, Steffen, and Teoman M Hagemeyer, 'Enemy at the Gates?' (2017) 22 *Europäische Zeitschrift für Wirtschaftsrecht* 882
- Hix, Simon, and Bjørn Høyland, 'Empowerment of the European Parliament' (2013) 16 *Annual Review of Political Science* 171
- Hix, Simon, *The Political System of the European Union* (2nd edn, Palgrave Macmillan 2005)
- Ho, Daniel E, 'Compliance and International Soft Law: Why Do Countries Implement the Basle Accord?' (2002) 5 *Journal of International Economic Law* 647
- Hobolth, Mogens, and Dorte Sindbjerg Martinsen, 'Transgovernmental networks in the European Union: improving compliance effectively?' (2013) 20 *Journal of European Public Policy* 1406
- Hockin, Thomas A, 'The World Trade Organization, the North American Free Trade Agreement, and the Challenge of Sustainable Development' in JJ Kirton and MJ Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2004)
- Hodson, Dermot, and Imelda Maher, 'Soft law and sanctions: economic policy co-ordination and reform of the Stability and Growth Pact' (2004) 11 *Journal of European Public Policy* 798
- Hofmann, Herwig CH, 'Composite decision making procedures in EU administrative law' in H Hofmann and A Türk (eds), *Legal Challenges in EU Administrative Law. Towards an Integrated Administration* (Edward Elgar 2009)
- Hofmann, Herwig CH, 'European regulatory Union? The role of agencies and standards' in P Koutrakos and Jukka Snell (eds), *Research Handbook on the EU's Internal Market* (Elgar Publishing 2017)
- Hofmann, Herwig CH, 'Negotiated and non-negotiated administrative rule-making: The example of EC competition policy' (2006) 43 *Common Market Law Review* 153
- Hofmann, Herwig CH, Gerard C Rowe and Alexander H Türk, *Administrative Law and Policy of the European Union* (Oxford University Press 2011)
- Hofmann, Herwig, *Normenhierarchien im europäischen Gemeinschaftsrecht* (Duncker & Humblot 2000)
- Hofmann, Jens, 'Legal protection and liability in the European Composite Administration' in O Jansen and B Schöndorf-Haubold (eds), *The European Composite Administration* (Intersentia 2011)
- Holdgaard, Rasmussen, *External Relations Law of the European Community: Legal Reasoning and Legal Discourses* (Wolters Kluwer 2008)
- Holliger-Hagmann, Eugénie, 'Der Gesetzgeber als Normenschöpfer wird abgelöst' (2007) *Schweizer Bank* 46

Bibliography

- Holoubek, Michael, and Michael Potacs, 'Technikrecht' in WiR – Studiengesellschaft für Wirtschaft und Recht (ed), *Privatisierung der Rechtsetzung* (Linde 2018)
- Hölzer, Jannes M, 'Art.144 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Hongju Koh, Harold, 'Why Do Nations Obey International Law?' (1997) Yale Law School Faculty Scholarship Series 2599
- Hönle, Reinhard, 'Art. 307 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Hopkins, W John, and Henrietta S McNeill, 'Exporting Hard Law Through Soft Norms: New Zealand's Reception of European Standards' in A Björkdahl, N Chaban, J Leslie and A Masselot (eds), *Importing EU Norms. Conceptual Framework and Empirical Findings* (Springer 2015)
- Horak, Hana, and Nada Bodiřoga-Vukobrat, 'EU Member States' Experience with the "Comply or Explain" Principle in Corporate Governance' (2011) 7 Croatian Yearbook of European Law and Policy 179
- Horspool, Margot, and Matthew Humphreys, *European Union Law* (7th edn, Oxford University Press 2012)
- House of Commons, 'The Treaty on Stability, Coordination and Governance in the Economic and Monetary Union: political issues' (2012) 14 Research Paper <<https://researchbriefings.parliament.uk/ResearchBriefing/Summary/RP12-14#fullreport>> accessed 28 March 2023
- Howarth, David, and Lucia Quaglia, 'The Steep Road to European Banking Union: Constructing the Single Resolution Mechanism' (2014) 52 Journal of Common Market Studies 125
- Hummer, Waldemar, 'Interorganvereinbarungen: Rechtsgrundlage – Rechtsnatur – Rechtswirkungen – Justiziabilität' in D Kietz, P Slominski, A Maurer and S Puntischer Riekmann (eds), *Interinstitutionelle Vereinbarungen in der Europäischen Union. Wegbereiter der Verfassungsentwicklung* (Nomos 2010)
- Ikenberry, John, *After Victory: Institutions, Strategic Restraint, and the Rebuilding of Order after Major Wars* (Princeton University Press 2001)
- Ilgner, Theresa, *Die Durchführung der Rechtsakte des europäischen Gesetzgebers durch die Europäische Kommission. Art. 290 und Art. 291 AEUV und deren Auswirkungen auf die Komitologie* (Duncker & Humblot 2014)
- Ingelse, Chris, 'Soft Law?' (1993) 20 Polish Yearbook of International Law 75
- Ioannidis, Michael, 'EU Financial Assistance Conditionality after "Two Pack"' (2014) Zeitschrift für ausländisches öffentliches Recht und Völkerrecht 61
- Ioannidis, Michael, 'Weak Members and the Enforcement of EU Law' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017)
- Ionescu, Emanuel C, *Innerstaatliche Wirkungen des Vertragsverletzungsverfahrens* (Mohr Siebeck 2016)
- Isak, Hubert, 'Art. 42 EUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, March 2020)

- Isak, Hubert, 'Loyalität und Solidarität in der EU – Einführung. Kommentar zu Einführung und Problemaufriss durch Marcus Klamert' (2015) 70 *Zeitschrift für Öffentliches Recht* 287
- Jabloner, Clemens, 'Der Rechtsbegriff bei Hans Kelsen' in S Griller und HP Rill (eds), *Rechtstheorie. Rechtsbegriff – Dynamik – Auslegung* (Springer 2011)
- Jabloner, Clemens, 'Private Rechtsetzung – Begriff und verfassungsrechtlicher Rahmen' in WiR – Studiengesellschaft für Wirtschaft und Recht (ed), *Privatisierung der Rechtsetzung* (Linde 2018)
- Jabloner, Clemens, 'Richterrecht im Verfassungsvergleich' in G Herzig, M Klamert, R Palmstorfer, R Puff, E Vranes and P Weismann (eds), *Europarecht und Rechtstheorie* (Verlag Österreich/Nomos 2017)
- Jabloner, Clemens, and Wolf Okresek, 'Theoretische und praktische Anmerkungen zu Phänomenen des "soft law"' (1983) 34 *Zeitschrift für Öffentliches Recht* 217
- Jacob, Marc, and Matthias Kottmann, 'Art. 340 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 73rd supplement, May 2021)
- Jacobs, Francis G, 'Advocates General and Judges in the European Court of Justice: Some Personal Reflections' in D O'Keefe (ed), *Liber Amicorum in Honour of Lord Slynn of Hadley. Judicial Review in European Union Law* (Kluwer Law International 2000)
- Jacqué, Jean-Paul, 'Art. 13 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Jaeckel, Liv, 'Art. 302 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 44th supplement, May 2011)
- Jaeckel, Liv, 'Art. 304 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 44th supplement, May 2011)
- Jaeckel, Liv, 'Art. 337 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 45th supplement, August 2011)
- Jaeckel, Liv, 'Art. 348 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 46th supplement, October 2011)
- Jakab, András, and Lando Kirchmair, 'Die Unterscheidung zwischen öffentlichem Recht und Privatrecht als genetischer Fehler in der DNA kontinentaler Rechtsordnungen. Und wie Rechtsanwender mit positivierten rechtsdogmatischen Inkonssequenzen mithilfe von Tradition und Analogie umgehen sollten' (2019) 58 *Der Staat* 345
- Jansen, Nils, 'Methoden, Institutionen, Texte. Zur diskursiven Funktion und medialen Präsenz dogmatisierender Ordnungsvorstellungen und Deutungsmuster in Recht und Religion' (2011) *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte* 1
- Jarass, Hans D, *Charta der Grundrechte der Europäischen Union* (3rd edn, CH Beck 2016)
- Jennings, Robert Y, 'An International Lawyer Takes Stock' (1990) 39 *International & Comparative Law Quarterly* 513

- Jestaedt, Matthias, 'Das Postulat einer streng wissenschaftlichen Erkenntnis des Rechts' in N Aliprantis und T Olechowski (eds), *Hans Kelsen: Die Aktualität eines großen Rechtswissenschaftlers und Soziologen des 20. Jahrhunderts. Ergebnisse einer internationalen Tagung an der Akademie von Athen am 12. April 2013 aus Anlass von Kelsens 40. Todestag* (Manz 2014)
- Joerges, Christian, and Ellen Vos, 'Structures of Transnational Governance and Their Legitimacy' in JAE Vervaele (ed), *Compliance and Enforcement of European Community Law* (Kluwer 1999)
- Jung, Christian HA, 'Art. 106 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Kaddous, Christine, 'Role and position of the High Representative of the Union for Foreign Affairs and Security Policy under the Lisbon Treaty' in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- Kadelbach, Stefan, 'Art. 5 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, CH Beck 2015)
- Kahl, Wolfgang, 'Der Europäische Verwaltungsverbund: Strukturen – Typen – Phänomene' (2011) 3 *Der Staat* 353
- Kämmerer, Jörn Axel, 'Das Memorandum of Understanding (MoU): Vom Eingang einer exotischen Rechtsfigur in das Europarecht' in T Baums, H Remsperger, M Sachs and V Wieland (eds), *Zentralbanken, Währungsunion und stabiles Finanzsystem* (Duncker & Humblot 2019) 69
- Kämmerer, Jörn Axel, 'Das neue Europäische Finanzaufsichtssystem (ESFS) – Modell für eine europäisierte Verwaltungsarchitektur?' (2011) *Neue Zeitschrift für Verwaltungsrecht* 1281
- Kanehara, Atsuko, 'Some Considerations regarding Methods of international Regulation in Global Issues: "Sovereignty" and "Common Interests"' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Karatzia, Anastasia, and Theodore Konstadinides, 'The Legal Nature and Character of Memoranda of Understanding as Instruments used by the European Central Bank' (2019) 44 *European Law Review* 447
- Karpenstein, Ulrich, 'Art. 252 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 67th supplement, June 2019)
- Karpenstein, Ulrich, 'Art. 258 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 65th supplement, August 2018)
- Karpenstein, Ulrich, 'Art. 259 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 65th supplement, August 2018)
- Karpenstein, Ulrich, 'Art. 260 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 65th supplement, August 2018)
- Karpenstein, Ulrich, 'Art. 271 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 69th supplement, February 2020)
- Kaufmann-Bühler, Werner, 'Art. 22 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 41st supplement, July 2010)

- Kaufmann-Bühler, Werner, 'Art. 42 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 43rd supplement, March 2011)
- Kelsen, Hans, 'The Law as a Specific Social Technique' (1941) 9 *University of Chicago Law Review* 75
- Kelsen, Hans, *Principles of International Law* (Rinehart & Company 1952)
- Kelsen, Hans, *Reine Rechtslehre* (M Jestaedt ed, 2nd edn, Mohr Siebeck/Verlag Österreich 2017)
- Kempen, Bernhard, 'Art. 121 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Kempen, Bernhard, 'Art. 219 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Kerwin, Gregory J, 'The Role of United Nations General Assembly Resolutions in Determining Principles of International Law in United States Courts' (1983) *Duke Law Journal* 876
- Khan, Daniel-Erasmus, 'Art. 114 AEUV' in R Geiger, D-E Khan, M Kotzur and L Kirchmair (eds), *EUV. AEUV* (7th edn, CH Beck 2023)
- Kiegler, Christoph, *Rechtliche Anforderungen an die Berechnung der Bußgelder im Europäischen Kartellrecht. Eine Betrachtung zur Rechtmäßigkeit der Bemessungsleitlinien und der Kronzeugenmitteilung der Europäischen Kommission* (Peter Lang 2009)
- Kilbey, Ian, 'Financial Penalties under Article 288(2) EC: Excessive Complexity?' (2007) 44 *Common Market Law Review* 743
- Kilpatrick, Claire, 'Are the Bailouts Immune to EU Social Challenge Because They Are Not EU Law?' (2014) 10 *European Constitutional Law Review* 393
- Kingsbury, Benedict, 'The Concept of Compliance as a Function of Competing Conceptions of International Law' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997) 49
- Kirgis, Frederic L, 'Enforcing International Law' (1996) 1 *insights* <<https://www.asil.org/insights/volume/1/issue/1/enforcing-international-law>> accessed 28 March 2023
- Kirste, Stephan, 'Das System der Europäischen Agenturen: Erläutert am Beispiel des Europäischen Innovations- und Technologieinstituts (EIT)' (2011) 2 *Verwaltungsarchiv* 273
- Kirton, John J, and Michael J Trebilcock, 'Introduction: Hard Choices and Soft Law in Sustainable Global Governance' in J Kirton and M Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2004)
- Kiss, Alexandre, 'Commentary and Conclusions' in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Klabbers, Jan, *An Introduction to International Institutional Law* (Cambridge University Press 2002)

Bibliography

- Klabbers, Jan, 'Informal instruments before the European Court of Justice' (1994) 31 *Common Market Law Review* 997
- Klabbers, Jan, 'International Courts and Informal International Law' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Klabbers, Jan, 'International Law in Community Law: The Law and Politics of Direct Effect' (2001) 21 *Yearbook of European Law* 263
- Klabbers, Jan, 'Reflections on Soft International Law in a Privatized World' (2005) 16 *Finnish Yearbook of International Law* 311
- Klabbers, Jan, 'The Redundancy of Soft Law' (1996) 65 *Nordic Journal of International Law* 167
- Klabbers, Jan, 'The Undesirability of Soft Law' (1998) 67 *Nordic Journal of International Law* 381
- Klabbers, Jan, *International Law* (Cambridge University Press 2013)
- Klabbers, Jan, *The Concept of Treaty in International Law* (Kluwer Law International 1996)
- Klamert, Marcus, 'Article 6 TFEU' in M Kellerbauer, M Klamert and J Tomkin (eds), *Commentary on the EU Treaties and the Charter of Fundamental Rights* (Oxford University Press 2019)
- Klamert, Marcus, 'Die Durchsetzung finanzieller Sanktionen gegenüber den Mitgliedsstaaten' (2018) 2 *Europarecht* 159
- Klamert, Marcus, 'Zur Pragmatik der Kompetenzverteilung in der EU' in G Herzig, M Klamert, R Palmstorfer, R Puff, E Vranes and P Weismann (eds), *Europarecht und Rechtstheorie* (Verlag Österreich/Nomos 2017)
- Klamert, Marcus, *The Principle of Loyalty in EU Law* (Oxford University Press 2014)
- Klinger, Hubert, *Der Konvent. Ein neues Institut des Europäischen Verfassungsrechts* (CH Beck 2007)
- Kluth, Winfried, 'Art. 295 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Knauff, Matthias, 'Europäisches Soft Law als Gegenstand des Vorabentscheidungsverfahrens' (2011) *Europarecht* 735
- Knauff, Matthias, *Der Regelungsverbund: Recht und Soft Law im Mehrebenensystem* (Mohr Siebeck 2010)
- Kochenov, Dimitry V, and Graham Butler, 'Independence of the Court of Justice of the European Union: Unchecked Member States power after the Sharpston Affair' (2022) 27 *European Law Journal* 262
- Kochenov, Dimitry, 'Article 7: A Commentary on a Much Talked-About "Dead" Provision' in A von Bogdandy, P Bogdanowicz, I Canor, C Grabenwarter, M Taborowski and M Schmidt (eds), *Defending Checks and Balances in EU Member States* (Springer 2021) 127

- Kochenov, Dimitry, 'The *Acquis* and Its Principles: The Enforcement of the "Law" versus the Enforcement of "Values" in the EU' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017)
- Koenig, Christian, 'Entflechtungszertifizierung von grenzüberschreitenden Elektrizitäts-Verbindungsleitungen. Einzelzuständigkeit der Regulierungsbehörde des Sitzmitgliedstaats als Anker der gegenseitigen Anerkennung?' (2016) 11 *Zeitschrift für das gesamte Recht der Energiewirtschaft* 501
- Koenig, Christian, and Julia Paul, 'Art. 109 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Koenig, Christian, Andreas Neumann and Marion Senger, 'Gesetzliche Ausgestaltung des regulierungsbehördlichen Ermessens im Telekommunikationsrecht' (2006) 6 *MultiMedia und Recht* 365
- Koll, Willi, and Andrew Watt, 'The Macroeconomic Imbalance Procedure at the Heart of EU Economic Governance Reform' (2022) 57 *Intereconomics* 56
- Köndgen, Johannes, 'Die Rechtsquellen des Europäischen Privatrechts' in K Riesenhuber (ed), *Europäische Methodenlehre. Handbuch für Ausbildung und Praxis* (3rd edn, de Gruyter 2015)
- Köndgen, Johannes, 'Privatisierung des Rechts. *Private Governance* zwischen Deregulierung und Rekonstitutionalisierung' (2006) 206 *Archiv für die civilistische Praxis* 477
- Koops, Catharina E, *Contemplating compliance: European compliance mechanisms in international perspective* (University of Amsterdam PhD thesis, 2014) <<https://dare.uva.nl/search?identifier=c0dd56a2-3d95-4742-ba7e-63b3144a56f2>> accessed 28 March 2023
- Korinek, Karl, 'Die Verbindlichkeit technischer Normen im nationalen Recht und im europäischen Gemeinschaftsrecht' in A Ruch, G Hertig and UC Nef (eds), *Das Recht in Raum und Zeit. Festschrift für Martin Lendi* (Schulthess Juristische Medien 1998)
- Korkea-aho, Emilia, 'EU Soft Law in Domestic Legal Systems: Flexibility and Diversity Guaranteed?' (2009) 16 *Maastricht Journal of European and Comparative Law* 271
- Korkea-aho, Emilia, 'National Courts and European Soft Law: Is *Grimaldi* Still Good Law?' (2018) 37 *Yearbook of European Law* 470
- Korte, Stefan, 'Art. 114 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Korte, Stefan, 'Art. 116 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Korte, Stefan, 'Art. 117 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Korte, Stefan, 'Art. 26 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Koskeniemi, Martti, *From Apology to Utopia. The Structure of International Legal Argument* (Lakimiesliiton Kustannus 1989)

Bibliography

- Kotzur, Markus, 'Art. 292 AEUV' in R Geiger, D-E Khan, M Kotzur and L Kirchmair (eds), *EUV. AEUV* (7th edn, CH Beck 2023)
- Kovács, András, Tihamér Tóth and Anna Forgác, 'The Legal Effects of European Soft Law and Their Recognition at National Administrative Courts' (2016) 2 *ELTE Law Journal* 53
- Krajewski, Markus, and Ulrich Rösslein, 'Art. 293 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Krajewski, Markus, and Ulrich Rösslein, 'Art. 294 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Krajewski, Markus, and Ulrich Rösslein, 'Art. 296 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Krämer, Ludwig, 'Access to Letters of Formal Notice and Reasoned Opinions in Environmental Law Matters' (2003) 12 *European Environmental Law Review* 197
- Krauß, Hans-Peter, *Das Prinzip begrenzter Ermächtigung im Gemeinschaftsrecht als Strukturprinzip des EWG-Vertrags* (Duncker & Humblot 1991)
- Krebber, Sebastian, 'Art. 145 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Kreppel, Amie, and Michael Webb, 'European Parliament resolutions – effective agenda setting or whistling into the wind?' (2019) 41 *Journal of European Integration* 383
- Krisch, Nico, 'Liquid authority in global governance' (2017) 9 *International Theory* 237
- Kröll, Thomas, 'Artikel 290 und 291 AEUV – Neue vertragliche Grundlagen der Rechtsetzung durch die Europäische Kommission' in A Debus, F Kruse, A Peters, H Schröder, O Seifert, C Sicko and I Stirn (eds), *Verwaltungsrechtsraum Europa* (Nomos 2011)
- Kröll, Thomas, 'Delegierte Rechtsetzung und Durchführungsrechtsetzung und das institutionelle Gleichgewicht der Europäischen Union' (2011) 66 *Zeitschrift für öffentliches Recht* 253
- Kruse, Hans, 'Implied powers und implied limitations' (1952) 4 *Archiv des Völkerrechts* 169
- Kühling, Jürgen, 'Europäisches Telekommunikationsverwaltungsrecht und Vollzugsformen' in J P Terhechte (ed), *Verwaltungsrecht der Europäischen Union* (Nomos 2011)
- Kühling, Jürgen, 'Telekommunikationsrecht' in M Ruffert (ed), *Enzyklopädie Europarecht. Europäisches Sektorales Wirtschaftsrecht* (Nomos 2013)
- Ladenburger, Clemens, 'Art. 337 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Lafarge, François, 'Coopération administrative entre États membres et soft law horizontale dans le cadre de l'Union européenne' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)

- Langer, Rose, 'Art. 48 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Láncos, Petra Lea, 'A Hard Core Under the Soft Shell: How Binding Is Union Soft Law for Member States?' (2018) 24 *European Public Law* 755
- Láncos, Petra Lea, *The Many Facets of EU Soft Law* (Pázmány Press 2022)
- Larenz, Karl, and Claus-Wilhelm Canaris, *Methodenlehre der Rechtswissenschaft* (3rd edn, Springer 1995)
- Lauterpacht, Hersch, *Private Law Sources and Analogies of International Law: With Special Reference to International Arbitration* (Green and Co 1927, reprinted by The Lawbook Exchange 2002)
- Léger, Philippe, 'Law in the European Union: The role of the advocate general' (2004) 10 *The Journal of Legislative Studies* 1
- Lehmkuhl, Dirk, 'On Government, Governance and Judicial Review: The Case of European Competition Policy' (2008) 28 *Journal of Public Policy* 139
- Lehmkuhl, Gerhard, 'Sub-Federal State-Building and the Origins of Federalism: A Comparison of Austria, Germany and Switzerland' (2019) *Configurations, Dynamics and Mechanisms of Multilevel Governance* 369
- Leible, Stefan, and Thomas Streinz, 'Art. 34 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 71st supplement, August 2020)
- Leino, Päivi, and Roman Petrov, 'Between "Common Values" and Competing Universals – The Promotion of the EU's Common Values through the European Neighbourhood Policy' (2009) 15 *European Law Journal* 654
- Lenaerts, Koen, 'The Kadi Saga and the Rule of Law within the EU' (2014) 67 *SMU Law Review* 707
- Lenaerts, Koen, and Amaryllis Verhoeven, 'Institutional Balance as a Guarantee for Democracy in EU Governance' in C Joerges and R Dehousse (eds), *Good Governance in Europe's Integrated Market* (Oxford University Press 2002)
- Lenaerts, Koen, and José A Gutiérrez-Fonds, 'To Say What the Law of the EU is: Methods of Interpretation and the European Court of Justice' (2014) 20 *Columbia Journal of European Law* 3
- Lenaerts, Koen, Ignace Maselis and Kathleen Gutman, *EU Procedural Law* (Janek Tomasz Nowak ed, Oxford University Press 2014)
- Lengauer, Eva, and Paul Weismann, 'Die Zahlungskonten-Richtlinie im Überblick' (2015) 12 *Zeitschrift für Finanzmarktrecht* 564
- Lenz, Carl Otto, 'Das Amt des Generalanwalts am Europäischen Gerichtshof' in O Due, M Lutter and J Schwarze (eds), *Festschrift für Ulrich Everling* (vol I, Nomos 1995)
- Lepsius, Oliver, 'Funktion und Wandel von Staatsverständnissen' (2013) *Der Staat. Beiheft* 21 (ed by A Voßkuhle, C Bumke and F Meinel) 37
- Lienbacher, Georg, 'Art. 5 EUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)

Bibliography

- Lorenz, Moritz, *An Introduction to EU Competition Law* (Cambridge University Press 2013)
- Lorenzmeier, Stefan, 'Art. 218 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 66th supplement, February 2019)
- Lorenzmeier, Stefan, *Völkerrecht – Schnell erfasst* (3rd edn, Springer 2016)
- Louis, Jean-Victor, 'Economic Policy under the Lisbon Treaty' in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- Ludwigs, Markus, 'Art. 105 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 69th supplement, February 2020)
- Ludwigs, Markus, 'Energierrecht' in M Ruffert (ed), *Enzyklopädie Europarecht. Europäisches Sektorales Wirtschaftsrecht* (Nomos 2013)
- Ludwigs, Markus, 'Netzregulierungsrecht (mit Schwerpunkt TKG)' in R Schmidt and F Wollenschläger (eds), *Kompendium Öffentliches Wirtschaftsrecht* (5th edn, Springer 2019)
- Lutter, Marcus, 'Die Empfehlungen der Kommission vom 14. 12. 2004 und vom 15. 2. 2005 und ihre Umsetzung in Deutschland' (2009) 22 *Europäische Zeitschrift für Wirtschaftsrecht* 799
- Lutz, Markus, 'Vergaberegime außerhalb des Vergaberechts?' (2006) 9 *Wirtschaft und Wettbewerb* 890
- Majone, Giandomenico, 'The New European Agencies: Regulation by Information' (1997) 4 *Journal of European Public Policy* 262
- Majone, Giandomenico, *Dilemmas of European integration. The ambiguities and pitfalls of integration by stealth* (Oxford University Press 2005)
- Maletić, Isidora, *The Law and Policy of Harmonisation in Europe's Internal Market* (Edward Elgar 2013)
- Malinverni, Giorgio, 'Effectivité et efficacité via les juridictions constitutionnelles nationales. Intervention' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Marjosola, Heikki, Marloes van Rijsbergen and Miroslava Scholten, 'How to exhort and to persuade with(out legal) force: Challenging soft law after FBF. Case C-911/19, *Fédération bancaire française (FBF) v. Autorité de contrôle prudentiel et de résolution (ACPR)*, Judgment of the Court (Grand Chamber) of 15 July 2021, EU:C:2021:599' (2022) 59 *Common Market Law Review* 1523
- Marquardt, Stephan, and Jens-Christian Gaedtke, 'Art. 22' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Marquardt, Stephan, and Jens-Christian Gaedtke, 'Art. 27 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Marquardt, Stephan, and Jens-Christian Gaedtke, 'Art. 38 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)

- Marquardt, Stephan, and Jens-Christian Gaedtke, 'Art. 42 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Martin, Annie, Helene Tourard, Eric Loquin and Laurence Ravillon, 'Chronicle of informal sources of international commercial law' (2008) *International Business Law Journal* 92
- Mastenbroek, Ellen, 'EU compliance: Still a "black hole"?' (2005) 12 *Journal of European Public Policy* 1103
- Mattli, Walter, and Tim Büthle, 'Setting International Standards. Technological Rationality or Primacy of Power?' (2003) 56 *World Politics* 1
- McAuliffe, Karen, 'Language And Law In The European Union: The Multilingual Jurisprudence Of The Ecj' in LM Solan and PM Tiersma (eds), *The Oxford Handbook of Language and Law* (Oxford University Press 2012) 200
- McNair, Arnold D, 'The Functions and Differing Legal Character of Treaties' (1930) 11 *British Yearbook of International Law* 100
- Megliani, Mauro, *Sovereign Debt. Genesis – Restructuring – Litigation* (Springer 2015)
- Meier, Gert, "'Mitteilung" der Kommission: Instrument der Normsetzung' in JF Baur, KJ Hopt and KP Mailänder (eds), *Festschrift für Ernst Steindorff zum 70. Geburtstag am 13. März 1990* (de Gruyter 1990)
- Meijers Committee, 'Note on the use of soft law instruments under EU law, in particular in the area of freedom, security and justice, and its impact on fundamental rights, democracy and the rule of law' (9 April 2018)
- Melcher, Martina, *Dienstleistungen von allgemeinem wirtschaftlichem Interesse im europäischen Privatrecht* (Mohr Siebeck 2016)
- Mendes, Joana, 'Delegated and Implementing Rule Making: Proceduralisation and Constitutional Design' (2013) 19 *European Law Journal* 22
- Meng, Werner, 'Art. 48 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Mensing, Christian, 'Der neue Komitologie-Beschluss des Rates' (2000) 9 *Europäische Zeitschrift für Wirtschaftsrecht* 268
- Merli, Franz, 'Art. 292 AEUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, June 2022)
- Mertens, Hans-Joachim, 'Leges praeter legem. Helmut Coing zum 70. Geburtstag' (1982) *Die Aktiengesellschaft* 29
- Meyer, Timothy, 'Soft Law as Delegation' (2008) *Fordham International Law Journal* 888
- Michel, Katja, *Institutionelles Gleichgewicht und EU-Agenturen. Eine Analyse unter besonderer Berücksichtigung der European Banking Authority* (Duncker & Humblot 2015)
- Miehlsler, Herbert, 'Zur Autorität von Beschlüssen internationaler Institutionen' in C Schreuer (ed), *Autorität und internationale Ordnung. Aufsätze zum Völkerrecht* (Duncker & Humblot 1979)
- Milgram, Stanley, 'Behavioral Study of Obedience' (1963) 67 *Journal of Abnormal and Social Psychology* 371

- Mills, Lisa N, 'Terminating Agricultural Biotechnology? Hard Law, Voluntary Measures, and the Life Sciences Industry' in JJ Kirton and MJ Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2004)
- Mnookin, Robert H, and Lewis Kornhauser, 'Bargaining in the Shadow of the Law: The Case of Divorce' (1979) 88 *Yale Law Journal* 950
- Möllers, Christoph, 'European governance: Meaning and value of a concept' (2006) 43 *Common Market Law Review* 313
- Möllers, Christoph, 'Transnationale Behördenkooperation. Verfassungs- und völkerrechtliche Probleme transnationaler administrativer Standardsetzung' (2005) 65 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 351
- Möllers, Christoph, 'Verfassungsgebende Gewalt – Verfassung – Konstitutionalisierung' in A von Bogdandy and J Bast (eds), *Europäisches Verfassungsrecht. Theoretische und dogmatische Grundzüge* (2nd edn, Springer 2009)
- Möllers, Thomas MJ, 'Sekundäre Rechtsquellen – Eine Skizze zur Vermutungswirkung und zum Vertrauensschutz bei Urteilen, Verwaltungsvorschriften Verwaltungsvorschriften und privater Normsetzung' in J-H Bauer, M Kort, T Möllers and B Sandmann (eds), *Festschrift für Herbert Buchner zum 70. Geburtstag* (CH Beck 2009)
- Möllers, Thomas MJ, 'Standards als sekundäre Rechtsquellen. Ein Beitrag zur Bindungswirkung von Standards' in T Möllers (ed), *Geltung und Faktizität von Standards* (Nomos 2009)
- Möllers, Thomas MJ, and Benjamin Fekonja, 'Private Rechtsetzung im Schatten des Gesetzes. Ein Beitrag zur Bindungswirkung privaten Rechts am Beispiel des Deutschen Corporate Governance Kodex und der Deutschen Rechnungslegungs Standards' (2012) 41 *Zeitschrift für Unternehmens- und Gesellschaftsrecht* 777
- Moloney, Niamh, 'The European Securities and Markets Authority and Institutional Design for the EU Financial Market – A Tale of Two Competences: Part (1) Rule-Making' (2011) 12 *European Business Organization Law Review* 41
- Moloney, Niamh, 'The European Securities and Markets Authority and Institutional Design for the EU Financial Market – A Tale of Two Competences: Part (2) Rules in Action' (2011) 12 *European Business Organization Law Review* 177
- Mönnig, Jarah Elena Tabea, *Internationales Staatenanierungsverwaltungsrecht. Programmierung der Sanierungsverwaltung im Verbund* (Mohr Siebeck 2018)
- Montaldo, Stefano, 'EU Sanctioning Power and the Principle of Proportionality' in S Montaldo, F Costamagna and A Miglio (eds), *EU Law Enforcement. The Evolution of Sanctioning Powers* (Routledge, G. Giappichelli Editore 2021) 115
- Morlok, Martin, 'Informalisierung und Entparlamentarisierung politischer Entscheidungen als Gefährdungen der Verfassung?' in H Schulze-Fielitz (red), *Leistungsgrenzen des Verfassungsrechts. Berichte und Diskussionen auf der Tagung der Vereinigung der Deutschen Staatsrechtslehrer in St. Gallen vom 1. bis 5. Oktober 2002* (de Gruyter 2003)
- Mörth, Ulrika, 'Introduction' in U Mörth (ed), *Soft Law in Governance and Regulation. An Interdisciplinary Analysis* (Edward Elgar 2004)

- Möstl, Markus, 'Rechtsetzungen der europäischen und nationalen Verwaltungen' (2011) Deutsches Verwaltungsblatt 1076
- Müller, Patrick, and Peter Slominski, 'The Role of Law in EU Foreign Policy-making: Legal Integrity, Legal Spillover, and the EU Policy of Differentiation towards Israel' (2017) 55 Journal of Common Market Studies 871
- Müller, Thomas, 'Art. 121 AEUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, September 2020)
- Müller, Thomas, 'Soft Law im europäischen Wirtschaftsrecht – unionsverfassungsrechtliche Grundfragen' (2014) 22 Journal für Rechtspolitik 112
- Müller, Thomas, 'Ziele, Kompetenzen, Instrumente und Organisation des europäischen Lenkungs- und Regulierungssystems' in T Müller and N Raschauer (eds), *Europäisches Wirtschaftslenkungs- und Regulierungsrecht* (Verlag Österreich 2015)
- Müller, Thomas, and Sebastian Scholz, 'Banken I: EuGH zur Bankenmitteilung 2013 – gleichzeitig ein Beitrag zu Grundfragen des unionalen Soft Law' in T Jaeger and B Haslinger (eds), *Jahrbuch Beihilferecht 2017* (Neuer Wissenschaftlicher Verlag 2017)
- Müller, Thomas, *Wettbewerb und Unionsverfassung* (Mohr Siebeck 2014)
- Müller, Torsten, 'Die Troika: Kontrolle der Kontrolleure' in U von Alemann, EG Heimbredner, H Hummel, D Dreyer and A Gödde (eds), *Ein soziales Europa ist möglich. Grundlagen und Handlungsoptionen* (Springer 2015)
- Müller-Graff, Peter-Christian, 'Art. 60 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Müller-Graff, Peter-Christian, 'Das "Soft Law" der europäischen Organisationen' (2012) Europarecht 18
- Müller-Graff, Peter-Christian, 'Das Soft Law der Europäischen Organisationen: Einführung' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Müller-Graff, Peter-Christian, 'Rechtsschutz von Kreditinstituten in der Bankenaufsicht der Europäischen Zentralbank' (2018) Europäische Zeitschrift für Wirtschaftsrecht 101
- Nettesheim, Martin, 'Art. 13 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 55th supplement, January 2015)
- Nettesheim, Martin, 'Art. 191 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 44th supplement, May 2011)
- Nettesheim, Martin, 'Art. 288 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 48th supplement, August 2012)
- Nettesheim, Martin, 'Art. 288 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 48th supplement, August 2012)
- Nettesheim, Martin, 'Art. 291 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 47th supplement, April 2012)
- Nettesheim, Martin, 'Art. 292 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 50th supplement, May 2013)

Bibliography

- Nettesheim, Martin, 'Art. 6 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 52nd supplement, January 2014)
- Nicolaysen, Gert, 'Zur Theorie von den implied powers in den Europäischen Gemeinschaften' (1966) 1 *Europarecht* 129
- Nicolaysen, Gert, *Europäisches Gemeinschaftsrecht* (W Kohlhammer 1979)
- Niedobitek, Matthias, 'Art. 148 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Niedobitek, Matthias, 'Art. 165 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Niedobitek, Matthias, 'Art. 319 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Nollkaemper, André, 'The Role of National Courts in Inducing Compliance with International and European Law – A Comparison' in M Cremona (ed), *Compliance and the Enforcement of EU Law* (Oxford University Press 2012)
- Noonan, John T Jr, 'The Concept of Law. By H.L.A. Hart. Oxford: Oxford University Press, 1961. Pp. viii, 263. 21\$' (1962) 7 *The American Journal of Jurisprudence* 169
- Nowak, Carsten, and Maya Sofie Masuhr, "'EU only": Die ausschließlichen impliziten Außenkompetenzen der Europäischen Union' (2015) 2 *Europarecht* 189
- Nußberger, Angelika, 'Sachverständigenwissen als Determinante verwaltungsrechtlicher Einzelentscheidungen' (2004) 129 *Archiv des öffentlichen Rechts* 282
- Nußberger, Angelika, *Das Völkerrecht. Geschichte – Institutionen – Perspektiven* (CH Beck 2009)
- O'Donovan, Darren, "'The Way of the World", International Economic Law and National Constitutions: Irish Constitutional Sovereignty and the Eurozone Crisis' in F de Londras and S Mullally (eds), *The Irish Yearbook of International Law* (Hart Publishing 2015)
- Obwexer, Walter, 'Art. 2 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, CH Beck 2015)
- Obwexer, Walter, 'Art. 4 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, CH Beck 2015)
- Obwexer, Walter, 'Das System der "Europäischen Wirtschaftsregierung" und die Rechtsnatur ihrer Teile: Sixpack – Euro-Plus-Pakt – Europäisches Semester – Rettungsschirm' (2012) 67 *Zeitschrift für öffentliches Recht* 209
- Ohler, Christoph, 'Art. 197 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Ohler, Christoph, 'Art. 48 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 62nd supplement, July 2017)
- Ohler, Christoph, 'EuGH: Rechtmäßige Errichtung der Gemeinschaftsagentur ENISA' (2006) 12 *Europäische Zeitschrift für Wirtschaftsrecht* 369

- Olivares-Caminal, Rodrigo, 'The EU Architecture to avert a Sovereign Debt Crisis' (2011) *OECD Journal: Financial Market Trends* 4 <<https://www.oecd.org/finance/financial-markets/49191980.pdf>> accessed 28 March 2023
- Orator, Andreas, *Möglichkeiten und Grenzen der Einrichtung von Unionsagenturen* (Mohr Siebeck 2017)
- Österdahl, Inger, 'The ECJ and Soft Law: Who's Afraid of the EU Fundamental Rights Charter?' in U Mörrth (ed), *Soft Law in Governance and Regulation. An Interdisciplinary Analysis* (Edward Elgar 2004)
- Ott, Andrea, Ellen Vos and Florin Coman-Kund, 'European Agencies on the Global Scene: EU and International Law Perspectives' in M Everson, C Monda and E Vos (eds), *European Agencies in between Institutions and Member States* (Wolters Kluwer 2014)
- Ottow, Annetje T, and Hans van Meerten, 'The Proposals for the European Supervisory Authorities: The Right (Legal) Way Forward?' (2010) 1 *Tijdschrift voor Financieel Recht* 1
- Ottow, Annetje, 'The New European Supervisory Architecture of the Financial Markets' in M Everson, C Monda and E Vos (eds), *European Agencies in between Institutions and Member States* (Wolters Kluwer 2014)
- Palm, Ulrich, 'Art. 134 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 63rd supplement, December 2017)
- Palm, Ulrich, 'Art. 136 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 54th supplement, September 2014)
- Palm, Ulrich, 'Art. 140 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 76th supplement, May 2022)
- Palm, Ulrich, 'Art. 219 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 52nd supplement, January 2014)
- Palmstorfer, Rainer, 'The Reverse Majority Voting under the "Six Pack": A Bad Turn for the Union?' (2013) 20 *European Law Journal* 186
- Palmstorfer, Rainer, *Die WWU, ihre Krise und Reform* (Verlag Österreich 2021)
- Pampel, Gunnar, *Rechtsnatur und Rechtswirkungen horizontaler und vertikaler Leitlinien im reformierten europäischen Wettbewerbsrecht* (Nomos 2005)
- Panara, Carlo, 'The Enforceability of Subsidiarity in the EU and the Ethos of Cooperative Federalism: A Comparative Law Perspective' (2016) 22 *European Public Law* 305
- Parker, Richard W, 'Choosing Norms to Promote Compliance and Effectiveness: The Case for International Environmental Benchmark Standards' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Part, Peter, 'Art. 121 AEUV' in H Mayer and K Stöger (eds), *EUV/AEUV* (Manz, August 2012)
- Pauwelyn, Joost, 'Informal International Lawmaking: Framing the Concept and Research Questions' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)

Bibliography

- Pauwelyn, Joost, 'Is It International Law or Not, and Does It Even Matter?' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Pauwelyn, Joost, Ramses A Wessel and Jan Wouters, 'An Introduction to Informal International Lawmaking' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Pawlak, Martin, *Das REACH-System und die Meroni-Doktrin. Ein imperfekter Quantensprung im Europäischen Verwaltungsverbund* (Nomos 2013)
- Pechstein, Matthias, 'Art. 329 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Pechstein, Matthias, and Carola Drechsler, 'Die Auslegung und Fortbildung des Primärrechts' in K Riesenhuber (ed), *Europäische Methodenlehre. Handbuch für Ausbildung und Praxis* (3rd edn, de Gruyter 2015)
- Peers, Steve, 'Towards a New Form of EU Law?: The Use of EU Institutions outside the EU Legal Framework' (2013) 9 *European Constitutional Law Review* 37
- Peers, Steve, in: House of Lords Select Committee on European Union, Tenth Report (Session 2007–08)
- Pelkmans, Jacques, 'A Grand Design by the Piece? An Appraisal of the Internal market Strategy' in R Bieber, R Dehousse, J Pinder and JHH Weiler (eds), *1992: One European Market? A Critical Analysis of the Commission's Internal Market Strategy* (Nomos 1988)
- Pelkmans, Jacques, 'Mutual recognition in goods. On promises and disillusion' (2007) 14 *Journal of European Public Policy* 699
- Pernice, Ingolf, 'Multilevel Constitutionalism and the Treaty of Amsterdam: European Constitution-Making Revisited?' (1999) 36 *Common Market Law Review* 703
- Pescatore, Pierre, *L'ordre juridique des Communautés Européennes: Etude des sources du droit communautaire* (Presses universitaires de Liège 1975, reprinted by Bruylant Brussels 2006)
- Peters, Anne, 'Soft law as a new mode of governance' in U Diedrichs, W Reiners and W Wessels (eds), *The Dynamics of Change in EU Governance* (Edward Elgar 2011)
- Peters, Anne, 'The Global Compact for Migration: to sign or not to sign?' (2018) EJIL: Talk! <<https://www.ejiltalk.org/the-global-compact-for-migration-to-sign-or-not-to-sign/>> accessed 28 March 2023
- Peters, Anne, 'Typology, Utility and Legitimacy of European Soft Law' in A Epiney, M Haag and A Heinemann (eds), *Die Herausforderung von Grenzen/Le défi des frontières/Challenging boundaries: Essays in honour of Roland Bieber* (Nomos/Dike 2007)
- Peters, Anne, and Isabella Pagotto, 'Soft Law as a New Mode of Governance: A Legal Perspective' (2006) NEWGOV New Modes of Governance Project Paper
- Petersen, Niels, 'Customary Law Without Custom? Rules, Principles, and the Role of State Practice in International Norm Creation' (2007) 23 *American University International Law Review* 275

- Petersmann, Ernst-Ulrich, 'CETA, TTIP, and TiSA. New Trends in International Economic Law' in S Griller, W Obwexer and E Vranes (eds), *Mega-Regional Trade Agreements: CETA, TTIP, and TiSA: New Orientations for EU External Economic Relations* (Oxford University Press 2017)
- Petit, Nicolas, and Miguel Rato, 'From Hard to Soft Enforcement of EC Competition Law – A Bestiary of “Sunshine” Enforcement Instruments' in C Gheur and N Petit (eds), *Alternative Enforcement Techniques in EC Competition Law: Settlements, Commitments and Other Novel Instruments* (Bruylant and LGDJ 2009)
- Pierluigi, Beatrice, and David Sondermann, 'Macroeconomic imbalances in the euro area: where do we stand?' (2018) ECB Occasional Paper Series 1
- Pirrung, Jörg, 'Europäischer Gerichtshof' in J Basedow, KJ Hopt, R Zimmermann (eds), *Handwörterbuch des Europäischen Privatrechts* (Mohr Siebeck 2009)
- Pohlmann, Petra, 'Keine Bindungswirkung von Bekanntmachungen und Mitteilungen der Europäischen Kommission' (2005) 10 *Wirtschaft und Wettbewerb* 1005
- Pollack, Mark A, and Gregory C Shaffer, 'The Interaction of Formal and Informal Lawmaking' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Pollak, Johannes, and Peter Slominski, 'Liberalizing the EU's Energy Market: Hard and Soft Power Combined' in G Falkner (ed), *The EU's Decision Traps: Comparing Policies* (Oxford University Press 2011)
- Polley, Romina, 'Third Party Access to File in Competition Cases' in EFTA Court (ed), *The EEA and the EFTA Court – Decentred Integration* (Hart Publishing 2014)
- Ponzano, Paolo, "“Executive” and “delegated” acts: The situation after the Lisbon Treaty" in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- Portuese, Aurélian, 'The Principle of Subsidiarity as a Principle of Economic Efficiency' (2010) 17 *Columbia Journal of European Law* 231
- Posch, Albert, and Eckhard Riedl, 'Art. 260 AEUV' in H Mayer and K Stöger (eds), *EUV/AEUV* (Manz, August 2013)
- Pöschl, Magdalena, and Roland Winkler, 'Rechtswissenschaftliche Grundlagen' in R Winkler (ed), *Öffentliches Wirtschaftsrecht* (Manz 2008)
- Potacs, Michael, 'Auslegung und Rationalität in der europäischen Rechtsprechung' in G Herzig, M Klamert, R Palmstorfer, R Puff, E Vranes and P Weismann (eds), *Europarecht und Rechtstheorie* (Verlag Österreich/Nomos 2017)
- Potacs, Michael, 'Nationale Zentralbanken in der Wirtschafts- und Währungsunion' (1993) *Europarecht* 23
- Poulou, Anastasia, *Soziale Grundrechte und europäische Finanzhilfe. Anwendbarkeit, Gerichtsschutz und Legitimation* (Mohr Siebeck 2017)
- Prete, Luca, 'Infringement Procedures and Sanctions under Art. 260 TFEU: Evolution, Limits and Future Prospects' in S Montaldo, F Costamagna and A Miglio (eds), *EU Law Enforcement. The Evolution of Sanctioning Powers* (Routledge, G. Giappichelli Editore 2021)
- Prete, Luca, and Ben Smulders, 'The Age of Maturity of Infringement Proceedings' (2021) 58 *Common Market Law Review* 285

Bibliography

- Prete, Luca, *Infringement Proceedings in EU Law* (Kluwer 2017)
- Priebe, Reinhard, 'Die Aufgaben des Rechts in einer sich ausdifferenzierenden EG-Administration' in E Schmidt-Aßmann and W Hoffmann-Riem (eds), *Strukturen des Europäischen Verwaltungsrechts* (Nomos 1999)
- Priebe, Reinhard, *Entscheidungsbefugnisse vertragsfremder Einrichtungen im Europäischen Gemeinschaftsrecht* (Nomos 1979)
- Radbruch, Gustav, 'Gesetzliches Unrecht und übergesetzliches Recht' (1946) 1 *Süddeutsche Juristenzeitung* 105
- Ramopoulos, Thomas, and Jan Wouters, 'Charting the Legal Landscape of EU External Relations Post-Lisbon' (2015) 156 Working Paper (KU Leuven, Leuven Centre for Global Governance Studies)
- Randelzhofer, Albrecht, and Ulrich Forsthoff, 'Art. 60 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 43rd supplement, March 2011)
- Raschauer, Bernhard, "'Leitlinien" europäischer Agenturen' (2013) 2 *Österreichische Zeitschrift für Wirtschaftsrecht* 34
- Raschauer, Bernhard, 'Subnormative Verhaltenssteuerungen' in M Akyürek, G Baumgartner, D Jahnel, G Lienbacher and H Stolzlechner (eds), *Staat und Recht in europäischer Perspektive. Festschrift Heinz Schäffer* (Manz/CH Beck 2006)
- Raschauer, Bernhard, *Allgemeines Verwaltungsrecht* (3rd edn, Springer 2009)
- Rawlings, Richard, 'Soft law never dies' in M Elliott and D Feldman (eds), *The Cambridge Companion to Public Law* (Cambridge University Press 2015)
- Raz, Joseph, 'About Morality and the Nature of Law' (2003) 48 *The American Journal of Jurisprudence* 1
- Raz, Joseph, *The Authority of Law: Essays on Law and Morality* (Clarendon Press 1979)
- Rebhahn, Robert, 'Art. 155 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Reimer, Philipp, "'Keine Gleichheit im Unrecht": dogmatische Rekonstruktion eines Verfassungsspruchworts' (2017) *Rechtswissenschaft* 1
- Reisch, Lucia A, and Julia Sandrini, *Nudging in der Verbraucherpolitik. Ansätze verhaltensbasierter Regulierung* (Nomos 2014)
- Repasi, René, 'Judicial protection against austerity measures in the euro area: *Ledra* and *Mallis*' (2017) 54 *Common Market Law Review* 1123
- Repasi, René, 'Limits and opportunities for the ECB in the multi-tier governance' (2012, European Parliament note) <[https://www.europarl.europa.eu/RegData/etudes/note/JOIN/2012/474398/IPOL-AFCO_NT\(2012\)474398_EN.pdf](https://www.europarl.europa.eu/RegData/etudes/note/JOIN/2012/474398/IPOL-AFCO_NT(2012)474398_EN.pdf)> accessed 28 March 2023
- Repasi, René, 'Völkervertragliche Freiräume für EU-Mitgliedstaaten' (2013) 1 *Europarecht* 45
- Riedel, Daniel, 'The European Aviation Safety Agency and the independent agencies of the EC – A systematic analysis' in O Jansen and B Schöndorf-Haubold (eds), *The European Composite Administration* (Intersentia 2011)

- Riedel, Daniel, *Die Gemeinschaftszulassung für Luftfahrtgerät. Europäisches Verwalten durch Agenturen am Beispiel der EASA* (Duncker & Humblot 2006)
- Rill, Heinz Peter, 'Grundlegende Fragen bei der Entwicklung eines Rechtsbegriffs' in S Griller und HP Rill (eds), *Rechtstheorie. Rechtsbegriff – Dynamik – Auslegung* (Springer 2011)
- Rill, Heinz Peter, 'Juristische Methodenlehre und Rechtsbegriff' (1985) *Zeitschrift für Verwaltung* 461
- Ritleng, Dominique, 'The Reserved Domain of the Legislature. The Notion of "Essential Elements of an Area"' in CF Bergström and D Ritleng (eds), *Rulemaking by the European Commission. The New System for Delegation of Powers* (Oxford University Press 2016)
- Röben, Volker, 'Art. 71 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 69th supplement, February 2020)
- Roberts, Simon, "'Listing Concentrates the Mind": the English Civil Court as an Arena for Structured Negotiation' (2009) 29 *Oxford Journal of Legal Studies* 457
- Rocca, Penelope, and Mariolina Eliantonio, 'European Union Soft Law by Agencies: an Analysis of the Legitimacy of their Procedural Frameworks' (2019) SoLaR Working Paper
- Röhl, Hans Christian, 'Die anfechtbare Entscheidung nach Art. 230 Abs. 4 EGV' (2000) 60 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 331
- Roht-Arriaza, Naomi, "'Soft Law" in a "Hybrid" Organization: The International Organization for Standardization' in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Roht-Arriaza, Naomi, 'Compliance with Private Voluntary Agreements: The Example of the International Organization for Standardization's ISO 14000 Environmental Management and Related Standards' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Römer, Peter, 'Die Kritik Hans Kelsens an der juristischen Eigentumsideologie' (1982) *Rechtstheorie* (Beiheft 4) 87
- Rosas, Allan, 'Soft Law and the European Court of Justice' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Rošić Feguš, Verena, 'EU soft law: Validity, normativity and "bindingness" reviewed' in P L Láncoš, N Xanthoulis and L Arroyo Jiménez (eds), *The Legal Effects of EU Soft Law. Theory, Language and Sectoral Insights* (Edward Elgar 2023)
- Rossi, Matthias, 'Art. 352 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Rossi, Matthias, 'Soft Law im Europarecht – Auswirkungen auf die vertikale und horizontale Kompetenzverteilung' (2020) 35 *Zeitschrift für Gesetzgebung* 1

Bibliography

- Rosso Grossman, Margaret, 'Coexistence of Genetically Modified, Conventional, and Organic Crops in the European Union: The Community Framework' in L Bodiguel and M Cardwell (eds), *The Regulation of Genetically Modified Organisms. Comparative Approaches* (Oxford University Press 2010)
- Rossolillo, Giulia, 'The Fiscal Compact, The European Stability Mechanism And a Two-Speed Europe: Institutional Proposals For a Government of the Eurozone' (2012) *The Federalist*
- Roth, Günter H, 'Der EuGH und die Mitgliedstaaten – Ein zunehmend schwieriges Verhältnis?' in H Isak (ed), *Krise. Kompetenz. Kooperation. Beiträge zum 9. Österreichischen Europarechtstag 2009* (Nomos, facultas 2010)
- Röthel, Anne, 'Europäische Normen. Rechtsgrundlagen, rechtliche Bedeutung, Einfluss auf das Umwelt- und Technikrecht' in R Hendler, P Marburger, M Reinhardt and M Schröder (eds), *Technische Regeln im Umwelt- und Technikrecht* (Erich Schmidt Verlag 2006)
- Ruffert, Matthias, 'Art. 288 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Ruffert, Matthias, 'Art. 291 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Ruffert, Matthias, 'Art. 292 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Ruffert, Matthias, 'Art. 340 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Ruffert, Matthias, 'Art. 7 EUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Ruffert, Matthias, 'Die neue Unabhängigkeit: Zur demokratischen Legitimation von Agenturen im europäischen Verwaltungsrecht' in P-C Müller-Graff, S Schmahl and V Skouris (eds), *Europäisches Recht zwischen Bewahrung und Wandel. Festschrift für Dieter H. Scheuing* (Nomos 2011)
- Ruffert, Matthias, 'The European Debt Crisis and European Union Law' (2011) 48 *Common Market Law Review* 1777
- Ruffert, Matthias, 'Zuständigkeitsgrenzen internationaler Organisationen im institutionellen Rahmen der internationalen Gemeinschaft' (2000) 38 *Archiv des Völkerrechts* 129
- Ruiter, Dick WP, and Ramses A Wessel, 'The Legal Nature of Informal International Law' in J Pauwelyn, R Wessel and J Wouters (eds), *Informal International Lawmaking* (Oxford University Press 2012)
- Ruiz Fabri, Hélène, 'Is There a Case – Legally and Politically – for Direct Effect of WTO Obligations' (2014) 25 *European Journal of International Law* 151
- Rumble, Wilfried E, 'Legal Positivism of John Austin and the Realist Movement in American Jurisprudence' (1981) 66 *Cornell Law Review* 986
- Rupp, Deborah E, and Cynthia A Williams, 'The Efficacy of Regulation as a Function of Psychological Fit: Reexamining the Hard Law/Soft Law Continuum' (2011) 12 *Theoretical Inquiries in Law* 581

- Ruppel, Nadine, *Finanzdienstleistungsaufsicht in der Europäischen Union. Institutionell auf dem richtigen Weg?* (Mohr Siebeck 2015)
- Rusche, Tim Maxian, 'Art. 108 AEUV' in U Immenga and E-J Mestmäcker (eds), *Wettbewerbsrecht* (6th edn, CH Beck 2022)
- Rusche, Tim Maxian, and Elisabeth Kotthaus, 'Art. 97 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 64th supplement, May 2018)
- Rusche, Tim Maxian, Claire Micheau, Henri Piffaut and Koen Van de Castele, 'State Aid' in J Faull, A Nikpay (D Taylor) (eds), *The EU Law of Competition* (3rd edn, Oxford University Press 2014)
- Russ, Alexander, and Raimund Bollenberger, 'Leitlinien der europäischen Aufsichtsbehörden im Rahmen des ESFS. Rechtsqualität und Auswirkung auf Kundenverträge' (2015) 11 *Zeitschrift für das gesamte Bank- und Börsenwesen* 806
- Ryan, RM, and EL Deci, 'Intrinsic and Extrinsic Motivations: Classic Definitions and New Directions' (2000) 25 *Contemporary Educational Psychology* 54
- Saarenheimo, Tuomas, 'Towards a European macroprudential policy' (2010) 1 *Bank of Finland Bulletin* 28
- Šadl, Urška, 'The Role of Effet Utile in Preserving the Continuity and Authority of European Union Law: Evidence from the Citation Web of the Pre-accession Case Law of the Court of Justice of the EU' (2015) 8 *European Journal of Legal Studies* 18
- Sáinz de Vicuña, Antonio, 'The Status of the ECB' in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- Sands, Philippe, and Pierre Klein, *Bowett's Law of International Institutions* (6th edn, Sweet & Maxwell 2009)
- Sarmiento, Daniel, 'European Soft Law and National Authorities: Incorporation, Enforcement and Interference' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Saurer, Johannes, *Der Einzelne im europäischen Verwaltungsrecht. Die institutionelle Ausdifferenzierung der Verwaltungsorganisation der Europäischen Union in individueller Perspektive* (Mohr Siebeck 2014)
- Schaller, Werner, 'Die Intensivierung des Europäischen Verwaltungsverbundes in der Regulierung des Telekommunikations- und Energiesektors' in P-C Müller-Graff, S Schmahl and V Skouris (eds), *Europäisches Recht zwischen Bewährung und Wandel. Festschrift für Dieter H. Scheuing* (Nomos 2011)
- Schelkle, Waltraud, 'EU Fiscal Governance: Hard Law in the Shadow of Soft Law' (2007) 13 *Columbia Journal of European Law* 705
- Schepel, Harm, *The Constitution of Private Governance. Product Standards in the Regulation of Integrating Markets* (Hart Publishing 2005)
- Scheppele, Kim Lane, Dimitry Vladimirovich Kochenov and Barbara Grabowska-Moroz, 'EU Values Are Law, after All: Enforcing EU Values through Systemic Infringement Actions by the European Commission and the Member States of the European Union' (2020) 39 *Yearbook of European Law* 3

- Schermers, Henry G, and Denis F Waelbroeck, *Judicial Protection in the European Union* (6th edn, Kluwer Law International 2001)
- Schermers, Henry G, and Niels M Blokker, *International Institutional Law* (6th edn, Martinus Nijhoff Publishers 2018)
- Scheuing, Dieter H, 'Europarechtliche Impulse für innovative Ansätze im deutschen Verwaltungsrecht' in W Hoffmann-Riem and E Schmidt-Aßmann (eds), *Innovation und Flexibilität des Verwaltungshandelns* (Nomos 1994)
- Schilchegger, Michael, 'Europäische Agenturen im Telekommunikationsrecht. Von ENISA und GEREK' in N Raschauer (ed), *Europäische Agenturen* (Jan Sramek Verlag 2012)
- Schill, Stephan, and Christoph Krenn, 'Art. 4 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 65th supplement, August 2018)
- Schilling, Theodor, 'Zum Recht der Parteien, zu den Schlußanträgen der Generalanwälte beim EuGH Stellung zu nehmen' (2000) 60 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 395
- Schima, Bernhard, 'Art. 271 AEUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, October 2021)
- Schima, Bernhard, 'Art. 5 EUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, October 2018)
- Schima, Bernhard, *Das Subsidiaritätsprinzip im Europäischen Gemeinschaftsrecht* (Manz 1994)
- Schlacke, Sabine, 'Komitologie nach dem Vertrag von Lissabon. Die (neue) Bedeutung des Ausschusswesens für delegierte und Durchführungs-Rechtsetzung' (2013) 61 *Jahrbuch des öffentlichen Rechts der Gegenwart* 293
- Schmalenbach, Kirsten, 'Art. 218 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Schmalenbach, Kirsten, 'Bedingt kooperationsbereit: Der Kontrollanspruch des EuGH bei gezielten Sanktionen der Vereinten Nationen: Zum Urteil des EuGH vom 3. 9. 2008, Rs. C 402/05 u. C 415/05 – Kadi und Al Barakaat' (2009) 64 *JuristenZeitung* 35
- Schmalenbach, Kirsten, and Christoph Schreuer, 'Die Internationalen Organisationen' in A Reinisch (ed), *Österreichisches Handbuch des Völkerrechts*, (vol I, 5th edn, Manz 2013)
- Schmidt, Florian, 'Art. 291 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Schmidt, Florian, and Helmut Schmitt von Sydow, 'Art. 17 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Schmidt, Thorsten Ingo, 'Die Geschäftsordnungen der Verfassungsorgane als individuell-abstrakte Regelungen des Innenrechts' (2003) 128 *Archiv des öffentlichen Rechts* 608
- Schmidt-Aßmann, Eberhard, 'Einleitung: Der Europäische Verwaltungsverbund und die Rolle des Europäischen Verwaltungsrechts' in E Schmidt-Aßmann and B Schöndorf-Haubold (eds), *Der Europäische Verwaltungsverbund* (Mohr Siebeck 2005)

- Schmidt-Aßmann, Eberhard, 'Europäische Verwaltung zwischen Kooperation und Hierarchie' in H-J Cremer, T Giegerich, D Richter and A Zimmermann (eds), *Tradition und Weltoffenheit des Rechts. Festschrift für Helmut Steinberger* (Springer 2002)
- Schmidt-Aßmann, Eberhard, 'Introduction: European Composite Administration and the role of European administrative law' in O Jansen and B Schöndorf-Haubold (eds), *The European Composite Administration* (Intersentia 2011)
- Schmidt-Aßmann, Eberhard, *Das allgemeine Verwaltungsrecht als Ordnungsidee. Grundlagen und Aufgaben der verwaltungsrechtlichen Systembildung* (2nd edn, Springer 2006)
- Schober, Katharina, *Der Zweck im Verwaltungsrecht. Zur Finalisierung der Verwaltungsrechtsordnung am Beispiel der Leitvorschriften des Bundesumweltrechts* (Mohr Siebeck 2007)
- Scholten, Miroslava, 'EU (shared) Law Enforcement: Who Does What and How?' in S Montaldo, F Costamagna and A Miglio (eds), *EU Law Enforcement. The Evolution of Sanctioning Powers* (Routledge, G. Giappichelli Editore 2021)
- Scholten, Miroslava, 'Mind the trend! Enforcement of EU law has been moving to "Brussels"' (2017) *Journal of European Public Policy* 1348
- Scholten, Miroslava, and Annetje Ottow, 'Institutional Design of Enforcement in the EU: The Case of Financial Markets' (2014) *10 Utrecht Law Review* 80
- Scholten, Miroslava, and Michiel Luchtman (eds), *Law Enforcement by EU Authorities. Implications for Political and Judicial Accountability* (Edward Elgar 2017)
- Scholten, Miroslava, Michiel Luchtman and Elmar Schmidt, 'The proliferation of EU enforcement authorities: a new development in law enforcement in the EU' in M Scholten and M Luchtman (eds), *Law Enforcement by EU Authorities. Implications for Political and Judicial Accountability* (Edward Elgar 2017)
- Scholz, Sebastian, 'Integration durch Soft Law – eine rechtsstaatliche Herausforderung' in A Kämmerer, M Kotzur and J Ziller (eds), *Integration und Desintegration in Europa. 13. Tagung der Societas Iuris Publici Europaei (SIPE)* (Nomos, Stämpfli Verlag 2019)
- Scholz, Sebastian, 'Soft law: Rechtsschutzpotenzial von Nichtigkeitsklage und Vorabentscheidungsverfahren' (2022) *Europäische Zeitschrift für Wirtschaftsrecht* 453
- Schöndorf-Haubold, Bettina, 'Gemeinsame Europäische Verwaltung: die Strukturfonds der EG' in E Schmidt-Aßmann and B Schöndorf-Haubold (eds), *Der Europäische Verwaltungsverbund. Formen und Verfahren der Verwaltungszusammenarbeit in der EU* (Mohr Siebeck 2005)
- Schoo, Johann, 'Art. 293 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Schoo, Johann, 'Art. 294 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Schoo, Johann, 'Art. 296 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Schorkopf, Frank, 'Art. 7 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 61st supplement, April 2017)

- Schreuer, Christoph, 'New Haven Approach und Völkerrecht' in C Schreuer (ed), *Autorität und internationale Ordnung. Aufsätze zum Völkerrecht* (Duncker & Humblot 1979)
- Schreuer, Christoph, 'Die innerstaatliche Anwendung von internationalem "soft law" aus rechtsvergleichender Sicht' (1983) 34 *Österreichische Zeitschrift für öffentliches Recht und Völkerrecht* 243
- Schröder, Jan, 'Zur Theorie des Gewohnheitsrechts zwischen 1850 und 1930' in H-P Haferkamp and T Repgen (eds), *Usus modernus pandectarum. Römisches Recht, Deutsches Recht und Naturrecht in der Frühen Neuzeit* (Böhlau Verlag 2007)
- Schröder, Meinhard, 'Art. 114 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Schröder, Meinhard, 'Art. 116 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Schröder, Meinhard, 'Art. 117 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Schröder, Meinhard, 'Art. 26 EUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Schröder, Meinhard, 'Effektiver Vollzug des Unionsrechts durch die Mitgliedstaaten als "Frage von gemeinsamem Interesse" – Bemerkungen zu Art. 197 AEUV' (2011) 11 *Deutsches Verwaltungsblatt* 671
- Schroeder, Werner, 'Art. 288 AEUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Schroeder, Werner, and Wolfram Karl, 'Sonstige Quellen' in A Reinisch (ed), *Österreichisches Handbuch des Völkerrechts* (vol I, 5th edn, Manz 2013)
- Schulte, Markus, 'Art. 121 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Schütze, Robert, 'From Rome to Lisbon: "Executive Federalism" in the (New) European Union' (2010) 47 *Common Market Law Review* 1385
- Schütze, Robert, *European Constitutional Law* (Cambridge University Press 2012)
- Schütze, Robert, *European Union Law* (2nd edn, Cambridge University Press 2018)
- Schwartz, Ivo E, 'Übereinkommen zwischen den EG-Staaten: Völkerrecht oder Gemeinschaftsrecht?' in FJ Kroneck and T Oppermann (eds), *Im Dienste Deutschlands und des Rechts. Festschrift für Wilhelm G. Grewe zum 70. Geburtstag am 16. Oktober 1981* (Nomos 1981)
- Schwarz, Michael, 'A Memorandum of Misunderstanding – The doomed road of the European Stability Mechanism and a possible way out: Enhanced cooperation' (2014) 51 *Common Market Law Review* 389

- Schwarze, Jürgen, 'Soft Law im Recht der Europäischen Union' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Schwarze, Jürgen, and Nina Wunderlich, 'Art. 271 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Schweda, Marc, 'Die Bindungswirkung von Bekanntmachungen und Leitlinien der Europäischen Kommission' (2004) 11 *Wirtschaft und Wettbewerb* 1133
- Schweda, Marc, 'General Principles' in M Heidenhain (ed), *European State Aid Law* (CH Beck 2010)
- Schweisfurth, Theodor, 'Zur Frage der Rechtsnatur, Verbindlichkeit und völkerrechtlichen Relevanz der KSZE-Schlußakte. Ein Diskussionsbeitrag zum Phänomen der außerrechtlichen ("non-legal") zwischenstaatlichen Abmachung' (1976) 36 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 681
- Schweitzer, Heike, 'Sovereign Wealth Funds – Market Investors or “Imperialist Capitalists”? The European response to direct investments by non-EU state-controlled entities' in U Bernitz and W-G Ringe (eds), *Company Law and Economic Protectionism. New Challenges to European Integration* (Oxford University Press 2010)
- Schwelb, Egon, 'The Influence of the Universal Declaration of Human Rights on International and National Law' (1959) 53 *Proceedings of the American Society of International Law at Its Annual Meeting (1921–1969)* 217
- Scott, Colin, 'Governing Without Law or Governing Without Government? New-ish Governance and the Legitimacy of the EU' (2009) 15 *European Law Journal* 160
- Scott, James B, 'The Legal Nature of International Law' (1905) 5 *Columbia Law Review* 124
- Scott, Joanne, 'In Legal Limbo: Post-Legislative Guidance as a Challenge for European Administrative Law' (2011) 48 *Common Market Law Review* 329
- Scott, Joanne, and David M Trubek, 'Mind the Gap: Law and New Approaches to Governance in the European Union' (2002) 8 *European Law Journal* 1
- Seidel, Martin, *European Economic and Monetary Union. Constitutional and Legal Aspects* (Berlin Verlag 2001)
- Seidl-Hohenveldern, Ignaz, 'International Economic Soft Law' (1979) 163 *Recueil des Cours de l'Academie de Droit International* 173
- Selmayr, Martin, 'Art. 282 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Senden, LAJ, and A van den Brink, *Checks and Balances of Soft EU Rule-Making* (2012, European Parliament study) <[http://www.europarl.europa.eu/RegData/etudes/etudes/join/2012/462433/IPOL-JURI_ET\(2012\)462433_EN.pdf](http://www.europarl.europa.eu/RegData/etudes/etudes/join/2012/462433/IPOL-JURI_ET(2012)462433_EN.pdf)> accessed 28 March 2023
- Senden, Linda, 'Self-Regulation and Co-Regulation in European Law: Where Do They Meet?' (2005) 9 *Electronic Journal of Comparative Law* 1
- Senden, Linda AJ, 'Soft law and its implications for institutional balance in the EC' (2005) 1 *Utrecht Law Review* 79

Bibliography

- Senden, Linda, 'Soft Post-Legislative Rulemaking: A Time for More Stringent Control' (2013) 19 *European Law Journal* 57
- Senden, Linda, and Sacha Prechal, 'Differentiation in and Through Community Soft Law' in B de Witte, D Hanf and E Vos (eds), *The Many Faces of Differentiation in EU Law* (Intersentia 2001)
- Senden, Linda, *Soft Law in European Community Law* (Hart Publishing 2004)
- Sharpston, Eleanor, 'European Community Law and the Doctrine of Legitimate Expectations: How Legitimate, and for Whom?' (1990) 11 *Northwestern Journal of International Law & Business* 87
- Sharpston, Eleanor, 'Legitimate Expectations and Economic Reality' (1990) 15 *European Law Review* 103
- Shelton, Dinah, 'Compliance with International Human Rights Soft Law' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Shelton, Dinah, 'Introduction: Law, Non-Law and the Problem of "Soft Law"' in D Shelton (ed), *Commitment and Compliance. The Role of Non-Binding Norms in the International Legal System* (Oxford University Press 2000)
- Simm, Marion, 'Art. 165 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Simon, Sven, 'Art. 148 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 67th supplement, June 2019)
- Simon, Sven, 'Art. 150 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 67th supplement, June 2019)
- Simoncini, Marta, *Administrative Regulation Beyond the Non-Delegation Doctrine. A Study on EU Agencies* (Hart Publishing 2018)
- Skiadas, Dimitrios V, 'European Court of Auditors and European Investment Bank: An Uneasy Relationship' (1999) 5 *European Public Law* 215
- Smith, Melanie, 'Inter-institutional dialogue and the establishment of enforcement norms: a decade of financial penalties under Article 228 EC (now 260 TFEU)' (2010) 16 *European Public Law* 547
- Smith, Melanie, 'The Evolution of Infringement and Sanction Procedures: Of Pilots, Diversions, Collisions, and Circling' in A Arnulf and D Chalmers (eds), *The Oxford Handbook of European Union Law* (Oxford University Press 2015)
- Snell, Jukka, 'The internal market and the philosophies of market integration' in C Barnard and S Peers (eds), *European Union Law* (3rd edn, Oxford University Press 2020)
- Snyder, Francis, 'Interinstitutional agreements: forms and constitutional limitations' in G Winter (ed), *Sources and Categories of European Union Law. A Comparative and Reform Perspective* (Nomos 1996)
- Snyder, Francis, 'Soft Law and Institutional Practice in the EC' (1993) 5 *EUI Working Paper Law*

- Snyder, Francis, 'Soft Law and Institutional Practice in the European Community' in S Martin (ed), *The Construction of Europe. Essays in Honour of Emile Noël* (Springer 1994)
- Snyder, Francis, 'The Effectiveness of European Community Law: Institutions, Processes, Tools and Techniques' (1993) 56 *Modern Law Review* 19
- Soltész, Ulrich, 'EuG: Beihilferecht: Ermessensfehler bei der Beurteilung von Regionalbeihilfen' (2012) 17 *Europäische Zeitschrift für Wirtschaftsrecht* 666
- Somek, Alexander, 'The Concept of "Law" in Global Administrative Law: A Reply to Benedict Kingsbury' (2010) 20 *European Journal of International Law* 985
- Stadlmeier, Sigmar, 'Die "Implied Powers" der Europäischen Gemeinschaften' (1997) 52 *Zeitschrift für öffentliches Recht* 353
- Ștefan, Oana, 'COVID-19 Soft Law: Voluminous, Effective, Legitimate? A Research Agenda' (2020) *European Papers* (European Forum, Insight)
- Ștefan, Oana, 'European Competition Soft Law in European Courts: A Matter of Hard Principles?' (2008) 14 *European Law Journal* 753
- Ștefan, Oana, 'European Union Soft Law: New Developments Concerning the Divide Between Legally Binding Force and Legal Effects' (2012) 75 *Modern Law Review* 879
- Ștefan, Oana, 'Soft Law and the Enforcement of EU Law' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017)
- Ștefan, Oana, and Marina Petri, 'Too Weak to Be Controlled? Judicial Review of ACER Soft Law' (2018) 37 *Yearbook of European Law* 525
- Ștefan, Oana, Matej Avbelj, Mariolina Eliantonio, Miriam Hartlapp, Emilia Korkea-aho and Nathalie Rubio, 'EU Soft Law in the EU Legal Order: A Literature Review' (2019) SoLaR Working Paper 1
- Ștefan, Oana, *Soft Law in Court. Competition Law, State Aid and the Court of Justice of the European Union* (Wolters Kluwer 2013)
- Steiblytè, Audronė, 'Delegation of tasks within Union institutions: scope for action for agencies in the light of the Meroni judgement' (2018) ESCB Legal Conference 2018, 66
- Steindorff, Ernst, *Grenzen der EG-Kompetenzen* (Verlag Recht und Wirtschaft Heidelberg 1990)
- Steiner, Anna-Zoe, *Die außervertragliche Haftung der Europäischen Union nach Art. 340 Abs. 2 AEUV für rechtswidriges Verhalten* (Mohr Siebeck 2015)
- Steinle, Christian C, *Europäische Beschäftigungspolitik. Der Titel "Beschäftigung" des EG-Vertrages (Art. 125 bis 130)* (Duncker & Humblot 2001)
- Stelkens, Paul, 'Europäisches Verwaltungsrecht, Europäisierung des Verwaltungsrechts und Internationales Verwaltungsrecht' in P Stelkens, H-J Bonk and M Sachs (eds), *Verwaltungsverfahrensgesetz* (9th edn, CH Beck 2018)
- Stelkens, Ulrich, 'Art. 291 AEUV, das Unionsverwaltungsrecht und die Verwaltungsautonomie der Mitgliedstaaten – zugleich zur Abgrenzung der Anwendungsbereiche von Art. 290 und Art. 291 AEUV' (2012) 47 *Europarecht* 511

Bibliography

- Stelkens, Ulrich, 'Rechtsetzungen der europäischen und nationalen Verwaltungen' in Vereinigung der Deutschen Staatsrechtslehrer (ed), *Grundsatzfragen der Rechtsetzung und Rechtsfindung* (de Gruyter 2012)
- Stenson, Bo, Lamphone Syhakhang, Cecilia Stålsby Lundborg, Bo Eriksson and Göran Tomson, 'Private Pharmacy Practice and Regulation' (2001) 17 *International Journal of Technology Assessment in Health Care* 579
- Stoa, Ryan, 'Subsidiarity in Principle: Decentralization of Water Resources Management' (2014) 10 *Utrecht Law Review* 31
- Stöbener de Mora, Patricia Sarah, 'Institutionelles: Interinstitutionelle Vereinbarung für bessere Rechtsetzung und Besetzung der REFIT-Plattform' (2016) 2 *Europäische Zeitschrift für Wirtschaftsrecht* 44
- Stoll, Peter-Tobias, and Boris Rigod, 'Art. 277 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 66th supplement, February 2019)
- Stone Sweet, Alec, 'Integration and Europeanization of Law' in P Craig and R Rawlings (eds), *Law and Administration in Europe. Essays in Honour of Carol Harlow* (Oxford University Press 2003)
- Storr, Stefan, 'Agenturen und Rechtsschutz' in P Braumüller, D Ennöckl, M Gruber and N Raschauer (eds), *Die neue europäische Finanzmarktaufsicht. Band zur ZFR-Jahrestagung 2011* (LexisNexis 2012)
- Storr, Stefan, 'Wirtschaftslenkung durch Beihilfenrecht unter besonderer Berücksichtigung der Bankenbeihilfen und der Regionalbeihilfen' in T Müller and N Raschauer (eds), *Europäisches Wirtschaftslenkungs- und Regulierungsrecht* (Verlag Österreich 2015)
- Stotz, Rüdiger, 'Aktivlegitimation' in M Dausen and M Ludwigs (eds), *Handbuch des EU-Wirtschaftsrechts* (vol I, CH Beck 2013)
- Streinz, Rudolf, 'Art. 13 EUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Streinz, Rudolf, 'Art. 5 EUV' in R Streinz (ed), *EUV/AEUV. Vertrag über die Europäische Union und Vertrag über die Arbeitsweise der Europäischen Union* (3rd edn, CH Beck 2018)
- Streinz, Rudolf, Christoph Ohler and Christoph Herrmann, 'Totgesagte leben länger – oder doch nicht? Der Stabilitäts- und Wachstumspakt nach dem Beschluss des Rates vom 25. 11. 2003 über das Ruhen der Defizitverfahren gegen Frankreich und Deutschland' (2004) 22 *Neue Juristische Wochenschrift* 1553
- Streinz, Rudolf, *Europarecht* (10th edn, CF Müller 2016)
- Streinz, Rudolf, *Europarecht* (9th edn, CF Müller 2012)
- Sunstein, Cass R, 'Empirically Informed Regulation' (2011) 78 *University of Chicago Law Review* 1349
- Sunstein, Cass R, 'Nudging: A Very Short Guide' (2014) 37 *Journal of Consumer Policy* 583
- Szczekalla, Peter, 'Grenzenlose Grundrechte' (2006) 9 *Neue Zeitschrift für Verwaltungsrecht* 1019

- Tallberg, Jonas, 'Paths to Compliance: Enforcement, Management, and the European Union' (2002) 56 *International Organization* 609
- Talus, Kim, *Introduction to EU Energy Law* (Oxford University Press 2016)
- Tammes, Arnold JP, 'Decisions of International Organs as a Source of International Law' (1958) 94 *Recueil des Cours* 261
- Terhechte, Jörg Philipp, 'Art. 3 EUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 53rd supplement, May 2014)
- Terhechte, Jörg Philipp, 'Art. 38 EUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Terhechte, Jörg Philipp, 'Art. 197 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Terpan, Fabien, 'Soft Law in the European Union. The Changing Nature of EU Law' (2013) 7 *Sciences Po Grenoble working paper*
- Terpan, Fabien, 'Soft Law in the European Union. The Changing Nature of EU Law' (2015) 21 *European Law Journal* 68
- Tesaurò, Giuseppe, 'Remedies for Infringement of Community Law by Member States' in W van Gerven and M Zuleeg (eds), *Sanktionen als Mittel zur Durchsetzung des Gemeinschaftsrechts* (Bundesanzeiger Verlagsgesellschaft 1996)
- Teubner, Gunther, 'Globale Zivilverfassungen: Alternativen zur staatszentrierten Verfassungstheorie' (2003) 63 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 1
- Thaler, Michael, 'Das Verhältnis von Recht und Moral und die Grundlage rechtswissenschaftlicher Betrachtung' in K Giese, G Holzinger and C Jabloner (eds), *Verwaltung im demokratischen Rechtsstaat. Festschrift für Harald Stolzlechner zum 65. Geburtstag* (Verlag Österreich 2013)
- Thaler, Michael, 'Positive Rechtsordnung und Geltung' (1981) *Österreichische Juristenzeitung* 539
- Thiele, Alexander, 'Die EZB als fiskal- und wirtschaftspolitischer Akteur? Zur Abgrenzung der Geld- von der Fiskal- und Wirtschaftspolitik' (2014) 18 *Europäische Zeitschrift für Wirtschaftsrecht* 694
- Thiele, Alexander, 'Foreign-exchange Operations of the ECB and Exchange-Rate Policy' in F Amtenbrink and C Herrmann (eds), *The EU Law of Economic and Monetary Union* (Oxford University Press 2020) 699
- Thienel, Rudolf, 'Organisation and function of the European Court of Justice (Court of Justice of the European Union). With special emphasis on the procedure concerning preliminary rulings' (2010) 27 *Ritsumeikan Law Review* 81
- Thomas, Stefan, 'Die Bindungswirkung von Mitteilungen, Bekanntmachungen und Leitlinien der EG-Kommission' (2010) 44 *Europarecht* 423
- Thürer, Daniel, '"Soft Law" – eine neue Form von Völkerrecht?' (1985) 104 *Zeitschrift für Schweizerisches Recht* 429
- Thürer, Daniel, 'The Role of Soft Law in the Actual Process of European Integration' in O Jacot-Guillarmod and P Pescatore (eds), *L'avenir du libre-échange en Europe: vers un Espace économique européen?* (Schultess Polygraphischer Verlag 1990)

Bibliography

- Tietje, Christian, 'Art. 114 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 59th supplement, July 2016)
- Tietje, Christian, 'Art. 116 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 65th supplement, August 2018)
- Tišler, Vesna, 'The Agency for the Cooperation of Energy Regulators (ACER) and the Liberalisation of the Energy Markets' (2014) 17 *Zeitschrift für Europarechtliche Studien* 377
- Tobisch, Kerstin, *Kooperative Verfahren der Telekommunikationsregulierung. Ausgestaltung – Verfahrensgarantien – Rechtsschutz* (Verlag Österreich 2017)
- Tomkin, Adam, 'The Enforcement of EC Law' in P Craig and R Rawlings (eds), *Law and Administration in Europe. Essays in Honour of Carol Harlow* (Oxford University Press 2003)
- Träbert, Katrin, *Sanktionen der Europäischen Union gegen ihre Mitgliedstaaten. Die Sanktionsverfahren nach Art.228 Abs.2 EGV und Art.7 EUV* (Peter Lang 2010)
- Trachtman, Joel P, 'Bananas, Direct Effect and Compliance' (1999) 10 *European Journal of International Law* 655
- Trebilcock, Michael J, 'Trade Policy and Labour Standards: Objectives, Instruments, and Institutions' in JJ Kirton and MJ Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2005)
- Treib, Oliver, 'Implementing and complying with EU governance outputs' (2014) 9 *Living Reviews in European Governance* 1 <<https://ideas.repec.org/a/erp/lregxx/p0001.html> > accessed 28 March 2023
- Tridimas, Takis, 'Indeterminacy and Legal Uncertainty in EU Law' in J Mendes (ed), *EU Executive Discretion and the Limits of Law* (Oxford University Press 2019)
- Tridimas, Takis, 'The Role of the Advocate General in the Development of Community Law: Some Reflections' (1997) 34 *Common Market Law Review* 1349
- Tridimas, Takis, and Napoleon Xanthoulis, 'A Legal Analysis of the Gauweiler Case' (2016) 23 *Maastricht Journal of European and Comparative Law* 17
- Trubek, David M, and Louise G Trubek, 'Hard and Soft Law in the Construction of Social Europe: the Role of the Open Method of Co-ordination' (2005) 11 *European Law Journal* 343
- Trubek, David M, and Louise G Trubek, 'New Governance and Legal Regulation: Complementarity, Rivalry and Transformation' (2007) 13 *Columbia Journal of European Law* 539
- Tsakiri, Despoina M, 'The Protection of the Fundamental Social Rights in the Greek Legal System', ANESC Papers <https://racseanesc.files.wordpress.com/2015/08/the_protection_of_the_fundamental_social_rights_in_the_greek_legal_system.pdf> accessed 28 March 2023
- Tuominen, Tomi, 'Mechanisms of financial stabilisation' in F Fabbrini and M Ventoruzzo (eds), *Research Handbook on EU Economic Law* (Edward Elgar 2019)

- Turgis, Sandrine, 'Les communications interprétatives de la Commission européenne' in J Iliopoulos-Strangas and J-F Flauss (eds), *Das soft law der europäischen Organisationen. The Soft Law of European Organisations. La soft law des organisations européennes* (Nomos, Stämpfli Verlag, Ant. N. Sakkoulas Verlag 2012)
- Türk, Alexander H, 'Lawmaking after Lisbon' in A Biondi, P Eeckhout and S Ripley (eds), *EU Law After Lisbon* (Oxford University Press 2012)
- Türk, Alexander H, 'Oversight of Administrative Rulemaking: Judicial Review' (2013) 19 *European Law Journal* 126
- Türk, Alexander, 'Comitology' in A Arnulf and D Chalmers (eds), *The Oxford Handbook of European Union Law* (Oxford University Press 2015)
- Türk, Alexander, 'Liability and accountability for policies announced to the public and for press releases' in European Central Bank/Eurosystem (ed), *ECB Legal Conference 2017. Shaping a new legal order for Europe: a tale of crises and opportunities* (2017)
- Tyler, Tom R, *Why People Obey the Law* (2nd edn, Princeton University Press 2006)
- Van Cleynenbreugel, Pieter, *Market Supervision in the European Union. Integrated Administration in Constitutional Context* (Brill Nijhoff 2015)
- van Hoek, Aukje, and Michiel Luchtman, 'The European Convention on Human Rights and transnational cooperation in criminal matters' in O Jansen and B Schön-dorf-Haubold (eds), *The European Composite Administration* (Intersentia 2011)
- Van Meerbeeck, Jérémie, 'The Principle of Legal Certainty in the Case Law of the European Court of Justice: From Certainty to Trust' (2016) 41 *European Law Review* 275
- van Rijsbergen, Marloes, 'On the Enforceability of EU Agencies' Soft Law at the National Level: The Case of the European Securities and Markets Authority' (2014) 10 *Utrecht Law Review* 116
- van Rijsbergen, Marloes, and Ebbe Rogge, 'Changes to the European financial supervisory agencies' soft law powers: legitimacy problems solved or new puzzles created' (2022) 14 *European Journal of Legal Studies* 219
- van Rijsbergen, Marloes, *Legitimacy and Effectiveness of ESMA's Soft Law* (Edward Elgar 2021)
- van Schagen, Esther, 'The Better Regulation Guidelines and the Regulatory Scrutiny Board as a "Support" for Judicial Review: A Case Study of EU Consumer Law' (2018) 38 *Yearbook of European Law* 597
- Van Vooren, Bart, 'A Case Study of "Soft Law" in EU External Relations: The European Neighbourhood Policy' (2009) 34 *European Law Review* 696
- Van Vooren, Bart, and Ramses A Wessel, *EU External Relations Law. Text, Cases and Materials* (Cambridge University Press 2014)
- van Waarden, Frans, 'European Harmonization of National Regulatory Styles?' in JAE Vervaele (ed), *Compliance and Enforcement of European Community Law* (Kluwer 1999)
- Vcelouch, Peter, 'Art. 296 AEUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, November 2017)

Bibliography

- Vedder, Christoph, 'Art. 197 AEUV' in C Vedder and W Heintschel von Heinegg (eds), *Europäisches Unionsrecht* (2nd edn, Nomos 2018)
- Vedder, Christoph, 'Art. 296 AEUV' in C Vedder and W Heintschel von Heinegg (eds), *Europäisches Unionsrecht* (2nd edn, Nomos 2018)
- Verbruggen, Paul, 'Does Co-Regulation Strengthen EU Legitimacy?' (2009) 14 *European Law Journal* 425
- Verdroß, Alfred, *Völkerrecht* (2nd edn, Springer 1950)
- Verhelst, Stijn, 'The Reform of European Economic Governance: Towards a Sustainable Monetary Union?' (2011) 47 *Egmont Papers* 1
- Versluis, Esther, 'Catalysts of compliance? The role of European Union agencies in the implementation of EU legislation in Poland' in M Busuioc, M Groenleer and J Trondal (eds), *The agency phenomenon in the European Union. Emergence, institutionalisation and everyday decision-making* (Manchester University Press 2012)
- Versluis, Esther, and Erika Tarr, 'Improving Compliance with European Union Law via Agencies: The Case of the European Railway Agency' (2013) 51 *Journal of Common Market Studies* 316
- Vianello, Ilaria, 'Upholding a Principled Approach to the Use of EU Administrative Activities Externally: What Role for the Court of Justice of the European Union?' (2018) 37 *Yearbook of European Law* 551
- Virally, Michel, 'La deuxième décennie des Nations Unies pour le Développement' (1970) *Annuaire Français de Droit International* 9
- Virally, Michel, 'La valeur juridique des recommandations des organisations internationales' (1956) *Annuaire Français De Droit International* 66
- Viterbo, Annamaria, 'The European Union in the Transnational Financial Regulatory Arena: The Case of the Basel Committee on Banking Supervision' (2019) 22 *Journal of International Economic Law* 205
- Voet van Vormizeele, Philipp, 'Art. 295 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Voet van Vormizeele, Philipp, 'Art. 7 EUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Volpato, Annalisa, *Delegation of Powers in the EU Legal System* (Routledge 2022)
- Volpato, Annalisa, 'The legal effects of harmonised standards in EU law' in P Láncoš, N Xanthoulis and L Arroyo Jiménez (eds), *The Legal Effects of EU Soft Law. Theory, Language and Sectoral Insights* (Edward Elgar 2023)
- Vogt, Matthias, *Die Entscheidung als Handlungsform des Europäischen Gemeinschaftsrechts* (Mohr Siebeck 2005)
- von Alemann, Florian, 'Die rechtliche Einordnung der interinstitutionellen Vereinbarung als Handlungsform des Unionsrechts' in D Kietz, P Slominski, A Maurer and S Puntischer Riekman (eds), *Interinstitutionelle Vereinbarungen in der Europäischen Union. Wegbereiter der Verfassungsentwicklung* (Nomos 2010)
- von Arnould, Andreas, *Völkerrecht* (2nd edn, CF Müller 2014)
- von Bogdandy, Armin, 'General Principles of International Public Authority: Sketching a Research Field' (2008) 9 *German Law Journal* 1909

- von Bogdandy, Armin, and Jochen von Bernstorff, 'Die Europäische Agentur für Grundrechte in der europäischen Menschenrechtsarchitektur und ihre Fortentwicklung durch den Vertrag von Lissabon' (2010) 2 *Europarecht* 141
- von Bogdandy, Armin, and Jürgen Bast, 'The European Union's vertical order of competences' (2002) 39 *Common Market Law Review* 227
- von Bogdandy, Armin, and Matthias Goldmann, 'Die Ausübung internationaler öffentlicher Gewalt durch Politikbewertung. Die PISA-Studie der OECD als Muster einer neuen völkerrechtlichen Handlungsform' (2009) 69 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 51
- von Bogdandy, Armin, and Michael Ioannidis, 'Systemic deficiency in the rule of law: What it is, what has been done, what can be done' (2014) 51 *Common Market Law Review* 59
- von Bogdandy, Armin, Felix Arndt and Jürgen Bast, 'Legal Instruments in European Union Law and Their Reform: A Systematic Approach on an Empirical Basis' (2004) 23 *Yearbook of European Law* 91
- von Bogdandy, Armin, Jürgen Bast and Felix Arndt, 'Handlungsformen im Unionsrecht. Empirische Analysen und dogmatische Strukturen in einem vermeintlichen Dschungel' (2002) 2 *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 77
- von Bogdandy, Armin, Philipp Dann and Matthias Goldmann, 'Developing the Publicness of Public International Law: Towards a Legal Framework for Global Governance Activities' (2008) 9 *German Law Journal* 1375
- von Danwitz, Thomas, *Europäisches Verwaltungsrecht* (Springer 2008)
- von Graevenitz, Albrecht, 'Mitteilungen, Leitlinien, Stellungnahmen – Soft Law der EU mit Lenkungswirkung' (2013) 5 *Europäische Zeitschrift für Wirtschaftsrecht* 169
- von Graevenitz, Albrecht, 'Wider die Verrechtlichung von soft law der Europäischen Kommission' (2019) *Zeitschrift für Rechtspolitik* 75
- von Wallenberg, Gabriela, and Michael Schütte, 'Art. 109 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 77th supplement, September 2022)
- Vorländer, Hans, 'Die Verfassung als symbolische Ordnung. Perspektiven einer kulturwissenschaftlich-institutionalistischen Verfassungstheorie' in M Becker and R Zimmerling (eds), *Politik und Recht* (VS Verlag für Sozialwissenschaften 2006)
- Vos, Ellen, 'Differentiation, Harmonisation and Governance' in B de Witte, D Hanf and E Vos (eds), *The Many Faces of Differentiation in EU Law* (Intersentia 2001)
- Vos, Ellen, 'European Agencies and the Composite EU Executive' in M Everson, C Monda and E Vos (eds), *European Agencies in between Institutions and Member States* (Wolters Kluwer 2014)
- Waelbroeck, Denis, Donald Slater and Gil Even-Shoshan, *Study on the conditions of claims for damages in case of infringement of EC competition rules* (2004) <https://competition-policy.ec.europa.eu/system/files/2021-04/damages_actions_claims_for_damages_infringements_study_comparative_report.pdf> accessed 28 March 2023

Bibliography

- Wahl, Nils, and Luca Prete, 'The gatekeepers of Article 267 TFEU: On jurisdiction and admissibility of references for preliminary rulings' (2018) 55 *Common Market Law Review* 511
- Waldhoff, Christian, 'Art. 319 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Walker, Neil, 'The Idea of Constitutional Pluralism' (2002) 65 *Modern Law Review* 317
- Walter, Robert, 'Soft Law aus rechtstheoretischer und verfassungsrechtlicher Sicht' in M Lang, J Schuch and C Staringer (eds), *Soft Law in der Praxis* (Linde Verlag Wien 2005)
- Walzel, Daisy K, *Bindungswirkungen unregelter Vollzugsinstrumente der EU-Kommission* (Karl Heymanns Verlag 2008)
- Weatherill, Stephen, *EU Consumer Law and Policy* (Edward Elgar 2005)
- Weber, Rolf H, 'Overcoming the Hard Law/Soft Law Dichotomy in Times of (Financial) Crises' (2012) 1 *Journal of Governance and Regulation* 8
- Weerth, Carsten, 'Art. 197 AEUV' in CO Lenz and K-D Borchardt (eds), *EU-Verträge. Kommentar nach dem Vertrag von Lissabon* (6th edn, Bundesanzeiger/Linde 2013)
- Wegener, Bernhard W, 'Art. 267 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Wegener, Bernhard W, 'Art. 271 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Wegener, Bernhard W, 'Art. 337 AEUV' in C Calliess and M Ruffert (eds), *EUV/AEUV* (6th edn, CH Beck 2022)
- Weigt, Jürgen, 'Rechtsetzung ohne Auftrag. Die Mitteilung der Europäischen Kommission zur Vergabe öffentlicher Aufträge, die nicht oder nur teilweise unter die Vergaberichtlinien fallen' (2007) *Kommunaljurist* 49
- Weil, Prosper, 'Towards Relative Normativity in International Law?' (1983) 77 *The American Journal of International Law* 413
- Weiler, JHH, 'The Transformation of Europe' (1991) 100 *Yale Law Journal* 2403
- Weiler, JHH, *Supranational Law and the Supranational System: Legal Structure and Political Process in the European Community* (thesis, EUI 1982)
- Weismann, Paul, 'Banking Crisis and Banks in Crisis: From State Aid to Bank Resolution' (2016) 9 *European Competition Law Review* 384
- Weismann, Paul, 'The European Central Bank under the Single Supervisory Mechanism. Cooperation, Delegation, and Reverse Majority Voting' (2018) 24 *European Journal of Current Legal Issues*
- Weismann, Paul, 'Zur Bestimmung (un)verbindlicher Normen im Völkerrecht' in C Jabloner, A Jakab, L Kirchmair, O Pfersmann and E Wiederin (eds), *Scharfsinn im Recht. Liber Amicorum Michael Thaler zum 70. Geburtstag* (Jan Sramek Verlag 2019)
- Weismann, Paul, *European Agencies and Risk Governance in EU Financial Market Law* (Routledge 2016)
- Weiß, Michael, *Hybride Regulierungsinstrumente. Eine Analyse rechtlicher, faktischer und extraterritorialer Wirkungen nationaler Corporate-Governance-Kodizes* (Mohr Siebeck 2011)

- Weiß, Wolfgang, 'Das Leitlinien(un)wesen der Kommission verletzt den Vertrag von Lissabon' (2010) 7 *Europäisches Wirtschafts- und Steuerrecht* 257
- Weiß, Wolfgang, 'Dezentrale Agenturen in der EU-Rechtsetzung' (2016) *Europarecht* 631
- Weiß, Wolfgang, 'Pandemic and Administrative EU Soft Law: Persistent Challenges to the Rule of Law in the EU and Possible Solutions' (2022) 15 *Review of European Administrative Law* 7
- Weiß, Wolfgang, 'Solidarität und Loyalität in der Europäischen Verwaltung' (2015) 70 *Zeitschrift für Öffentliches Recht* 403
- Weiß, Wolfgang, 'The Future of EU Executive Rule-making' (2019) 44 *European Law Review* 337
- Weiß, Wolfgang, 'Art. 207 AEUV' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 72nd supplement, February 2021)
- Weiß, Wolfgang, *Der Europäische Verwaltungsverbund. Grundfragen, Kennzeichen, Herausforderungen* (Duncker & Humblot 2010)
- Wellens, Karel C, and Gustaaf M Borchardt, 'Soft Law in European Community Law' (1989) 14 *European Law Review* 267
- Wendenburg, Albrecht, and Johannes Reichert, 'EU-Kommission verschärft Vertragsverletzungsverfahren erheblich – Auswirkungen auf die Bundesländer' (2017) *Neue Zeitschrift für Verwaltungsrecht* 1338
- Wengler, Wilhelm, *Der Begriff des Politischen im internationalen Recht* (Mohr 1956)
- Wengler, Wilhelm, 'Rechtsvertrag, Konsensus und Absichtserklärung im Völkerrecht' (1976) 31 *Juristenzeitung* 193
- Wennerås, Pål, 'Making effective use of Article 260 TFEU' in A Jakab and D Kochenov (eds), *The Enforcement of EU Law and Values. Ensuring Member States' Compliance* (Oxford University Press 2017)
- Wennerås, Pål, 'Sanctions against Member States under Article 260 TFEU: Alive, but not kicking?' (2012) 49 *Common Market Law Review* 145
- Wernicke, Stephan, 'Art. 106' in E Grabitz, M Hilf and M Nettesheim (ed), *Das Recht der Europäischen Union* (CH Beck, 58th supplement, January 2016)
- Wilkie, Christopher, 'Enhancing Global Governance: Corporate Social Responsibility and the International Trade and Investment Framework' in JJ Kirton and MJ Trebilcock (eds), *Hard Choices, Soft Law. Voluntary Standards in Global Trade, Environment and Social Governance* (Ashgate 2004)
- Wirth, David A, 'Economic Assistance, the World Bank, and Nonbinding Instruments' in E Brown Weiss (ed), *International Compliance with Nonbinding Accords* (The American Society of International Law 1997)
- Wittelsberger, Helmut, 'Art. 120 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Wittinger, Michaela, "'Europäische Satelliten": Anmerkungen zum Europäischen Agentur(un)wesen und zur Vereinbarkeit Europäischer Agenturen mit dem Gemeinschaftsrecht' (2008) 5 *Europarecht* 609

Bibliography

- Wittinger, Michaela, *Der Europarat: Die Entwicklung seines Rechts und der 'europäischen Verfassungswerte'* (Nomos 2005)
- Wörner, Thorsten, *Rechtlich weiche Verhaltenssteuerungsformen Europäischer Agenturen als Bewährungsprobe der Rechtsunion. Wirkungen und Grenzen abstrakt-genereller unverbindlicher Rechtsetzung durch Regulierungsagenturen am Beispiel von Leitlinien und Empfehlungen der Europäischen Finanzaufsichtsagenturen* (Mohr Siebeck 2017)
- Wouters, Jan, Dominic Coppens and Bart De Meester, 'The European Union's External Relations after the Lisbon Treaty' in S Griller and J Ziller (eds), *The Lisbon Treaty. EU Constitutionalism without a Constitutional Treaty?* (Springer 2008)
- Wunderlich, Nina, 'Art. 259 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Wunderlich, Nina, 'Art. 260 AEUV' in H von der Groeben, J Schwarze and A Hatje (eds), *Europäisches Unionsrecht* (7th edn, Nomos 2015)
- Wutscher, Claudia, 'Art. 132 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Wutscher, Claudia, 'Art. 134 AEUV' in U Becker, A Hatje, J Schoo and J Schwarze (eds), *EU-Kommentar* (4th edn, Nomos, facultas, Helbing Lichtenhahn Verlag 2019)
- Yoshida, Osamu, 'Soft Enforcement of Treaties: The Montreal Protocol's Noncompliance Procedure and the Functions of Internal International Institutions' (1999) 10 *Colorado Journal of International Environmental Law and Policy* 95
- Young, Oran R, *Compliance and Public Authority: A Theory with International Applications* (Johns Hopkins University Press 1979)
- Zahradnik, Andreas, 'Art. 135 AEUV' in T Jaeger and K Stöger (eds), *EUV/AEUV* (Manz, January 2019)
- Zavvos, George S, and Stella Kaltsouni, 'The Single Resolution Mechanism in the European Banking Union: Legal Foundation, Governance Structure and Financing' in M Haentjens and B Wessels (eds), *Crisis Management in the Banking Sector* (Edward Elgar 2015)
- Zeitler, Franz-Christoph, 'Internationale Entwicklungen der Bankenaufsicht – Praktische Auswirkungen und rechtliche Funktion der Baseler Eigenkapitalübereinkunft' (2001) 30 *Zeitschrift für Wirtschafts- und Bankrecht* 1397
- Zemanek, Karl, 'Is the term "soft law" convenient?' in G Hafner, G Loibl, A Rest, L Sucharipa-Behrmann and K Zemanek (eds), *Liber amicorum: Professor Ignaz Seidl-Hohenveldern in honour of his 80th birthday* (Kluwer Law International 1998)
- Zuleeg, Manfred, 'Enforcement of Community Law: Administrative and Criminal Sanctions in a European Setting' in JAE Vervaele (ed), *Compliance and Enforcement of European Community Law* (Kluwer 1999)