

## Meghívó

az MTA Társadalomtudományi Kutatóközpont Jogtudományi Intézetének  
könyvbemutatójára

A Jakab András, Arthur Dyevre és Giulio Itzcovich szerkesztette,  
*Comparative Constitutional Reasoning*  
című kötetet (Cambridge University Press, 2017)  
bemutatja **Sajó András** akadémikus.

A Jakab András és Dimitry Kochenov szerkesztette,  
*The Enforcement of EU Law and Values. Ensuring Member States' Compliance*  
című kötetet (Oxford University Press, 2017)  
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# Comparative Constitutional Reasoning

Edited by **András Jakab**

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To what extent is the language of judicial opinions responsive to the political and social context in which constitutional courts operate? Courts are reason-giving institutions, with argumentation playing a central role in constitutional adjudication. However, a cursory look at just a handful of constitutional systems suggests important differences in the practices of constitutional judges, whether in matters of form, style, or language. Focusing on independently-verified leading cases globally, a combination of qualitative and quantitative analysis offers the most comprehensive and systematic account of constitutional reasoning to date. This analysis is supported by the examination of eighteen legal systems around the world including the European Court of Human Rights and the European Court of Justice. Universally common aspects of constitutional reasoning are identified in this book, and contributors also examine whether common law countries differ to civil law countries in this respect.

*'Despite substantial academic attention to the rise of judicial power, we know fairly little about how newly empowered courts interpret their constitutions and justify their decisions. This timely and impressive edited collection fills this gap by presenting qualitative and quantitative data from 18 courts and over 700 cases. The volume is a must-read for those interested in comparative constitutional interpretation.'*

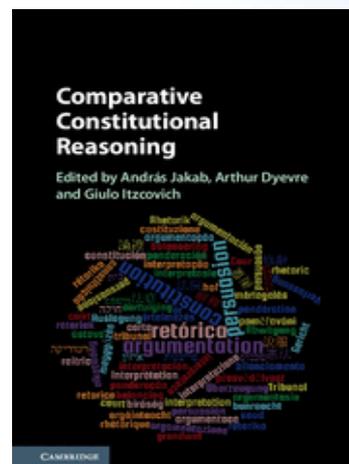
**Mila Versteeg**

*University of Virginia School of Law*

*'In order to strengthen the rule of law globally, judges must inspire and be inspired by the legal orders that surround them. From a constitutional perspective, openness to new ideas may provide better answers to difficult questions with which judges are often confronted, such as how to strike the right balance between the general interest and individual freedom, draw the dividing line between law and politics, and give a convincing answer to federalist claims. Combining a thorough account of judicial practices with quantitative data from leading cases, this book contains valuable insights regarding the constitutional reasoning of 18 courts around the world. Notably, readers will be convinced by empirical evidence demonstrating that the common law v. civil law divide is blurring and that the legal traditions of democratic societies are converging as regards the importance of fundamental rights in constitutional adjudication. Written in a clear and entertaining style, this book succeeds in explaining the way in which judges from those 18 courts think. On all accounts, it is a great pleasure to welcome this book. Students, scholars and judges will all benefit greatly from it.'*

**Koen Lenaerts**

*President of the Court of Justice of the European Union*



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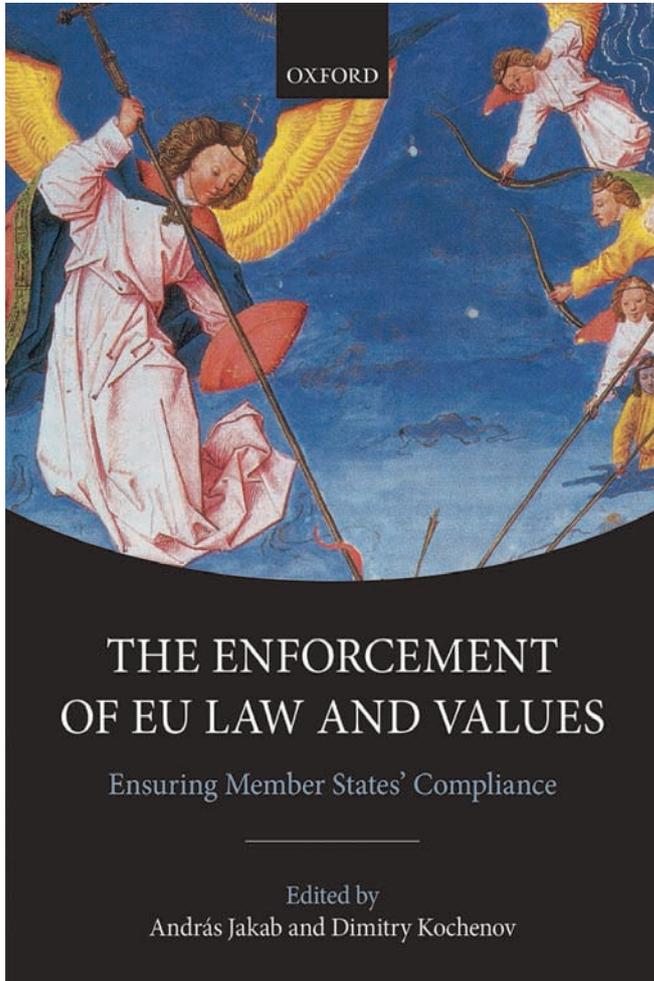
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# The Enforcement of EU Law and Values

*Ensuring Member States' Compliance*

Edited by **András Jakab**, Director of the Institute for Legal Studies at the Centre of Social Sciences of the Hungarian Academy of Sciences, Budapest; Schumpeter Fellow, Max Planck Institute for Comparative Public Law and International Law, Heidelberg, and **Dimitry Kochenov**, Professor of EU Constitutional Law, University of Groningen; Visiting Professor, College of Europe

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## THE ENFORCEMENT OF EU LAW AND VALUES

*Ensuring Member States' Compliance*

Edited by  
András Jakab and Dimitry Kochenov

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It is clear that the current crisis of the EU is not confined to the Eurozone and the EMU, evidenced in its inability to ensure the compliance of Member States to follow the principles and values underlying the integration project in Europe (including the protection of democracy, the Rule of Law, and human rights). This defiance has affected the Union profoundly, and in a multi-faceted assessment of this phenomenon, *The Enforcement of EU Law and Values: Ensuring Member States' Compliance*, dissects the essence of this crisis, examining its history and offering coping methods for the years to come.

Structured in four parts, the volume studies (1) theoretical issues on defiance in the context of multi-layered legal orders, (2) EU mechanisms of 'acquis and values' enforcement, (3) comparative perspective on law-enforcement in multi-layered legal systems, and (4) case-studies of defiance in the EU.

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