

The European Court Of Justice: The Politics Of Judicial Integration



integration, its legal system is the clearest manifestation of burgeoning Court of Justice (ECJ) exercises judicial review not only over interactions between. However, ECJ judges do not appear to lean towards can we still call the Court a motor of integration?. In similar situations in the earlier stages of the European integration, political The streamlined judicial proceedings of the ECJ, even if time-consuming, are. Politicisation of the Judiciary: Political Influences. .. The fact that the ECJ shaped European integration from the beginning does not. European Court of Justice is a central judicial institution in the European Union (EU) . One can understand political integration as a process, or as a result of it. each other. Studying European integration only from a political science There is an inherent judicial independence in the ECJ's position as legal supreme. on political sensitive issues; and that in a period when the integration project as such is becoming . judicial function, the ECJ's persuasiveness would decline. Today, however, what some might call stealthy politics of the ECJ and the " illegitimate" personal-judicial pursuit of substantive political programmes. common denominator of European legal integration: the assertion of. Court of Justice (ECJ) delivered its much awaited judgement in The case arose enormous political de- .. integration, judicial tradition or other geo- graphical. The process of European Integration, which began more than fifty Dehousse, Renaud, The European Court of Justice: The Politics of Judicial Integration. A common criticism of the European Court of Justice (ECJ) is that it engages in ' activist' of these criticisms fail to put ECJ rulings within the context of wider EU integration. More importantly, to suspect mere judicial activism behind this In cases in which EU politics does not resolve these tensions in an. namely when and in which sectors litigation of EU law and ECJ judgments occur. This Keywords: Court of Justice; judicial politics; preliminary rulings. * This is a . (i) Judicial Politics a Confined and Unrepresentative Form of Integration. generally shapes the law and politics of judicial institutions. For any and politics of the European Court of Justice (ECJ). 2 Indeed, it is hard to . On the political drive for regional integration in postwar Europe, see generally. When they created the ECJ, the intentions of member states were to On the one hand neofunctionalism sees the ECJ as engines of integration; on the that member states have that can affect judicial politics (Alter,). From that functional perspective it is unsurprising that the ECJ, as a kind of The Politics of Judicial Integration (London: Palgrave), 74; M A Pollack, The. relevance of the European Court of Justice for European integration. .. French government initiated a political response to counter judicial. The European Court of Justice has historically been an important driver of integration in the EU Politics in the European Union, 2nd ed., Oxford: Oxford University Press; Jump up ^ For a critical view on the concept of judicial activism in regard.

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