

Contents

<i>List of contributors</i>	ix
<i>Foreword by Paul Craig</i>	x
<i>Table of cases</i>	xii
<i>Table of EU Treaties and Agreements</i>	xv
<i>Table of EU legislation</i>	xvi
1 Assessing economic law under crisis – a framework of analysis	1
<i>Harri Kalimo and Max S. Jansson</i>	
1.1 Background	1
1.2 Central themes	3
1.3 Outline	5
PART I SETTING THE SCENE: THE EMU AND THE INTERNAL MARKET	
2 How the sovereign debt crisis changed the euro zone	15
<i>Jan Strupczewski</i>	
2.1 ‘May you live in interesting times’	15
2.2 ‘May you come to the attention of important people’	20
2.3 The third part to the Chinese curse	26
3 A short history of the deepening EMU	28
<i>Taneli Lahti</i>	
3.1 The economic crisis	28
3.2 The response to the crisis – reforming economic governance in the EU	30
3.3 The European future emerging from the crisis	34
4 Some thoughts on the internal market in a time of crisis	37
<i>Jonathan Faull</i>	
4.1 The banking crisis	37
4.2 Systemic weaknesses of the EMU	39
4.3 Social challenges	40

4.4	The internal market – stability in an increasingly diverse Europe	42
5	The EMU and the internal market during the economic crisis – building bridges over troubled waters? <i>Janne Salminen</i>	43
5.1	The backdrop: gaps and asymmetries	43
5.2	Did the crisis measures change something?	44
5.3	Issues of constitutionality, legitimacy and the institutional setting	49
5.4	More integration – <i>and</i> differentiation	53
 PART II PUBLIC PROCUREMENT, TAXATION AND IPRs		
6	Protectionism on the rise? Modernization of EU public procurement rules during the economic crisis <i>Maarten Meulenbelt</i>	57
6.1	Internal protectionism in EU procurement law: a brief overview	58
6.2	External protectionism	69
6.3	Conclusions	74
7	The EU public procurement regime on third-country bidders – setting the cursor between openness and reciprocity <i>Frank Hoffmeister</i>	76
7.1	The Government Procurement Agreement of the WTO	77
7.2	The current EU public procurement regime on third-country bidders	79
7.3	The proposed international procurement instrument	82
7.4	Conclusion	88
8	EU Tax Policy during the economic and financial crisis <i>Andreas Strub</i>	89
8.1	Fighting tax fraud, evasion and avoidance has become an overarching theme	90
8.2	Concrete progress as a result of the new dynamic	91
8.3	Tax coordination and enhanced cooperation: new forms of tax policy at the EU level	98
8.4	Interaction between the EU and its international partners	100
8.5	EU Tax Policy in the future: outlook	101

9	Can a best-practice VAT generate more revenues whilst fighting the VAT Gap by 2020? <i>Ine Lejeune</i>	108
9.1	VAT Gap: facts and figures	109
9.2	A best-practice VAT system to generate revenues	115
9.3	The EU's VAT Gap in the light of best-practice	117
9.4	The European Semester: from direct to indirect taxes	121
9.5	The VAT Strategy of the Commission: an opportunity to grow VAT revenues by 2020?	122
9.6	Executing the EU VAT strategy: a sample of recent EU initiatives	124
9.7	Conclusions	132
10	Moving out of the economic crisis: what role and shape for intellectual property rights in the European Union? <i>Christophe Geiger</i>	135
10.1	The current IP system	136
10.2	New perspectives	141
10.3	The European Parliament and the legitimacy crisis of IP	145
10.4	Conclusion: towards a balanced and legitimate IP system for the European Union	148
11	EU intellectual property rights law – driving innovation or stifling the Digital Single Market? <i>Harri Kalimo, Kaisa Olkkonen and Jari Vaario</i>	151
11.1	Standard essential patents in the game of European innovation versus American implementation	151
11.2	Copyright licensing in Europe – how to grow the value added for all stakeholders?	156
11.3	Copyright levies – how will an analogue world concept play in the digital world?	160
11.4	Walking the talk?	162
PART III CONCLUSIONS		
12	A wasted crisis? <i>Harri Kalimo and Max S. Jansson</i>	167
12.1	'Pointillist integration'	168
12.2	Institutional dimensions	176
12.3	Social Europe – the pointillist's expanding colour palette	179
12.4	The EU as an international economic actor	185
12.5	A wasted crisis?	188

Bibliography

191

Index

201