Index

Accession Treaties 34
acquis communautaire 266
Adoption of Afghanistan 263–4
Al-Qaeda 263, 270, 273
allocated powers, principle of 157
AM&S 129
Amato, Giuliano 76–85
Angola 262
appointments 169
Area of Freedom, Security and Justice 220–56
arrest warrant see European Arrest Warrant
assent procedure 172
asylum 82, 244, 249
attrition, principle of 98
audi alteram partem 278
Audiencia Nacional, Spain, Decision of 21 September 2005 on the European Arrest Warrant 240–41
Austria
Conclusions of the Austrian Presidency 4
ey early warning system on subsidiarity 208–9
procedures planned for the ratification of the EC 7
subsidiarity monitoring 208–9, 213
Belgium 4
constitutional reform 3
parliamentary debates 5
procedures planned for the ratification of the EC 7
subsidiarity 216
subsidiarity monitoring 209–10
bicameral legislation 223
binding instruments 164
Blair, Tony 4, 46
borders 248–9
‘bridge clauses’ 54
‘bridge provisions’ 53
‘bridging clauses’, Germany 200–201
budgetary policies, coordination 79
budgetary procedure, Working Group recommendations 173–5
Bulgaria, Treaty of Accession 4
Centro-Com 269
Charter of Fundamental Rights 34, 49–51, 65–6, 80, 82, 86, 100–101, 114–45
Article 51 125–6
Article 52 126–9
Article 52(4) 136–7
Article 52(5) 137–9
Article 52(6) 139
Article 53 129–30
change of status 115–16
Declaration no. 12 concerning the explanation relating to the 115, 123, 125–30
field of application 125–6
horizontal clauses, proposed amendments 136–9
incorporation into the Constitutional Treaty 131–9
by reference 132–3
language revision 115
legal force 69
level of protection 129
Penelope draft 133, 135
preamble 50, 122, 130
procedure for future amendment 123
prohibition of abuse of rights 129–30
‘referral clause’ 120
scope and interpretation of rights and principles 126–9
Christophersen clause 108
A Citizen’s Agenda for Europe’ 39
‘Citizen’s Forums’ 17
citizenship 115, 130–39
civil judicial cooperation 249–50
co-decision procedure 148, 170–71, 244, 245
coalitions, outside the EU system 36
Committee of the Regions 5, 21, 69, 208
Opinion on the Period of Reflection, Const-O32 18–21
and subsidiarity 71, 75
Common Commercial Policy, and other union policies 290–94
Common Foreign and Security Policy 2, 179, 257–9, 295–6
financing 301
institutional design 286–7
legal instruments 287–8
principle changes 284–6
role of the Commission 286–7
‘common positions’ 165
Common Security and Defence Policy 288–90
structured cooperation 289
communitarian Europe 78–9
competence 150
basic delimitation in a future Treaty 151
European legislative 147
exclusive 153–4, 178
general principles governing exercise of 160
internal market 158–9
shared 153–4, 178, 292
transfers of 52
‘competence problem’ 185–6
competences
allocation of 119–20
categories of 147, 151–5, 177–8
delegation 105
of the Union 98, 109
competition 244
complementary competence 149
recommended to be renamed supporting measures 150
concessions, reciprocal 74–5
Conciliation Committee 170, 183
Constitution, United States of America 110–11
Constitutional Affairs Committee 18
constitutional amendments in member states 28–30
Constitutional Council, France
Decision no. 2004-496 DC law on data protection 104
Decision no. 2004-505 DC of November 2004, the Treaty establishing a Constitution for Europe 48–56, 102–4
Constitutional Court, Germany, Decision of 18 July 2005 on the European Arrest Warrant, 2 BvR 2236/04 234–5
Constitutional Court, Poland
compatibility of 2003 Accession Treaty with the Polish Constitution 91
Decision P 1/05 of 27 April 2005, application of the European Arrest Warrant to Polish citizens 230–34
Judgement K 18/04 of 11 May 2005, Poland’s Membership in the European Union 105–6
Constitutional Court, Portugal, Declaration no. 704/2004 of the Portuguese Constitutional Tribunal 45, 64–6
Constitutional Court, Spain
opinion on the ratification of the Constitutional Treaty 90
Constitutional Treaty 2, 21
Article I-1 103
Article I-5 Relations between the Union and the Member States 49, 190, 191
Article I-6, and Declaration on Article I-6 49, 90, 91, 97
Article I-11 Fundamental Principles 52, 98, 177, 192
Article I-12 Categories of Competence 148, 177–8
Article I-13 Areas of exclusive competence 178
Article I-14 Areas of shared competence 178
Article I-15 The coordination of
Index

economic and employment policies 179

Article I-16 The common foreign and security policy 179

Article I-17 Areas of supporting, coordinating or complementary action 179

Article I-18 Flexibility clause 148, 180

Article I-28 The Union Minister for Foreign Affairs 294

Article I-33 The Legal Acts of the Union 180

Article I-34 Legislative Acts 52, 180–81

Article I-35 Non-legislative Acts 181

Article I-36 Delegated European Regulations 181

Article I-37 Implementing Acts 181–2

Article I-38 Principles Common to the Union’s Legal Acts 182

Article I-39 Publication and Entry into Force 182

Article III-257 223–4

Article III-258 to III-264 Area of Freedom, Security and Justice 223–5

Article III-396 147, 182–4

Article IV-447 ‘Ratification and entry into force’ 2, 6

informal applications 34–5

Article 443 38

Part III 32–3, 86

Protocol 1 on the Role of National Parliaments in the European Union 192–4

Protocol 2 on the Application of the Principles of Subsidiarity and Proportionality 194–6

provisions relevant to social matters 85–7

requiring a new treaty 70–72

criminal matters 225–6

in the EU system 35–9

criminal procedures 51, 53, 55, 82

voting system 215–16

Convention on the Rights of the Child 142, 143

cooperation 78, 221

in criminal matters 225–6

in the EU system 35–9

coordination 84

COSAC, Report on the Results of COSAC’s Pilot Project on the 3rd Railway Package to test the ‘Subsidiarity early warning mechanism’ 214–18

Costa v. E.N.E.L 76–7, 90, 91–3, 95, 96, 108

COTIF 215

Court of Arbitration, Belgium, Decision 237–40


court hearings 51

Craig, Paul 90, 93, 148, 184

Cremona, Marise 283

criminal judicial cooperation 250

criminal law 250–51

criminal liability 228

criminal proceedings 51, 53, 55, 82

Crotty v. An Taoiseach 2, 44

CSA Institute opinion poll: Should the Process of the Ratification of the European Constitutional Treaty be Pursued? 63

CSA Institute opinion poll: The Vote on the Referendum on the European Constitutional Treaty: Explanations of the Vote and Political Perspectives 56–7

Cyprus, procedures planned for the ratification of the EC 7

Czech Republic, procedures planned for the ratification of the
data protection 104
de Búrca, Gráinne 90, 93, 115, 130
De Gucht, Karel 60
De Witte, Bruno 5, 30
decision, definition of 164
decision making 53
decision making procedures
  assent procedure 172
  co-decision procedure 170–71
  cooperation procedure 171–2
  simple opinion 172
Declaration by the Heads of State or
government of the Member States
of the European Union on the
Establishing a Constitution for
Europe, European Council 5,
10–11
Declaration no. 12 concerning the
explanations relating to the
Charter of Fundamental Rights,
annexed to the Treaty Establishing
a Constitution for Europe
125–30
Declaration no. 30 on the ratification of
the Treaty establishing a
Constitution for Europe, annexed
to the Treaty Establishing a
Constitution for Europe
6, 13
‘delegated’ acts 167, 168
  control mechanisms 168
  definition 168
Delegated European Regulations 181
delegated legislation 149
Delors Commission 81
democratic reform 15
Denmark 2, 3, 25–6, 31
  procedures planned for the
ratification of the EC 7–8
  referendum 2, 3, 44
diplomatic service 260, 295–303
directive
  change of name 165
  definition of 164
discrimination 135
diversity 19
double criminality 238–9
drug-related health damage 156
Drugs Action Plan 253
economic and social rights 137–8
Eeckhout, Piet 280
effective judicial remedy, right to 274
elections 27, 28
employment 25
enhanced cooperation mechanism 35,
53
‘Erasmus Programme’ 155
Estonia, procedures planned for the
ratification of the EC 8
EU Business 60–61
EU Law Text, Cases and Materials 93
Euro 53
Eurobarometer on the European
Constitution
  post-referendum survey in France,
  European Commission 57–9
  post-referendum survey in the
  Netherlands, European
  Commission 59–60
Eurojust 53, 229, 230
European Affairs Committees 214
European Arrest Warrant 222–3
  Belgium 237–40
  Germany 234–5, 247
  Italy 236–7
  Poland 230–34, 247
  Spain 240–41
European budget 23
European Central Bank 6, 172, 181
European Commission 77
  Eurobarometer on the European
  Constitution post-referendum
  survey in the Netherlands
  59–60
Eurobarometer on the European
Constitution, post-referendum
survey in France 57–9
‘Plan D for Democracy, Dialogue and
Debate’ (COM(2005)0494) 17,
39
Summary Table – Procedure Planned
for the Ratification of the
European Constitution 6–10
European Community 2
European constitution, and national
constitutions 107–8
European Convention on Human Rights
117, 120–21, 123, 127–8, 141–2,
European Convention for the Protection of Human Rights and Fundamental Freedoms 50, 293
European Convention Working Group I on subsidiarity 75
European Convention Working Group V on Complementary Competences, Final Report 147, 149–63
European Convention Working Group VII community external relations 294
European Council 79 Brussels European Council, Presidency Conclusions 5, 39–41
Cardiff European Council 244
European External Service (cont.)
joint progress report 300–301
legal requirements 302–3
staffing 299
sui generis status 300
European Framework Convention on the
Rights of Minorities 131
European Law Review 184
European laws, publication and entry
into force of 182
‘European Papers’ 16, 18
European Parliament 77–8, 286
decision making powers 53
and the European External Service
298
reflection in 5
Resolution on the Period of
Reflection 12–18
European Parliament v. Council of the
European Union 116, 139–44
European Public Prosecutor’s Office
244, 251–2
European Social Charter 142
European Union 80
legal personality 2, 69
pillars 2, 243
abolition of 69, 73, 79–80, 243
second pillar 258
European Union Bill, United Kingdom
63, 208
Europol 53, 84, 251, 252
exclusive competence 178
definition 153–4
subsidiarity 154
external policies, shared competence 292
external policy, principles and objectives
283–4
external service see European External
Service
extradition 222, 230–31
Germany 235
fair hearing, right to 273–4
family law 245
cross-border implications 53–4
parental authority 249–50
family reunification 139–44
federalism 106–12
Financial Perspective of the Union for
the period 2007–2013 17
financial planning mechanism 174
Finland
procedures planned for the
ratification of the EC 8
ratification process 4–5
subsidiarity monitoring 210
Flaminio Costa v. E.N.E.L. 76–7, 90,
91–3, 95, 96, 108
flexibility 160
flexibility clause
Constitutional Treaty, Article I-18
148, 180
Treaty Establishing the European
Community, Article 308 147,
148, 160–63, 179, 185, 259
Foreign Affairs Minister see Union
Minister for Foreign Affairs
framework decisions 222, 225, 227,
228–9, 238
France 5, 28
amendments to the Constitution
28–9, 197–9
Constitution of 4 October 1958,
Article 11 44, 47–8
Constitutional Court
Decision no. 2004-496 DC law on
data protection 104
Decision no. 2004-505 DC of
November 2004, the Treaty
establishing a Constitution
for Europe 48–56, 102–4
Criminal Code 51
CSA Institute opinion poll: The Vote
on the Referendum on the
European Constitutional
Treaty: Explanations to the
Vote and Political Perspectives
56–7
Eurobarometer, post-referendum
survey 57–9
procedures planned for the
ratification of the EC 8
referendum 3, 44, 47–61
rejection of ratification of
Constitutional Treaty 4, 13
Socialist Party, Le Mans Conference,
‘Winning From the Left With
the Socialists’ 5, 22–3
‘Fundamental Rights and Citizenship’
gender equality 135
Germany 5
Angela Merkel’s Government Policy Statement, 30 November 2005 5, 21–2
Basic Law of 23 May 1949, Article 31, Priority of Federal Law 106
Bonn Basic Law, Article 30 109
Bundestag Committee on European Union Matters 201
Constitutional Court 3
extradition 235
federalism 107–10
procedures planned for the ratification of the EC 8 referendum 44–5
subsidiarity 199–200
subsidiarity monitoring 210
Gibbons v. Ogden 111
Giscard d’Estaing, Valery 24, 30, 86
gleichbedeutend 95
gleichbindend 95
gleichbleibend 95
Goldsmith, Tony 137
Greece, procedures planned for the ratification of the EC 8
Hague Programme 253–4, 256
Hauer 129
hierarchy, of Union legislation 166–7
horizontal clauses, Charter of Fundamental Rights 136–9
‘horizontal clauses’ 115
House of Lords, European Union Committee, Strengthening national parliamentary scrutiny of the EU – the Constitution’s subsidiarity early warning mechanism, 14th Report of Session 2004–05 189, 202–8
human rights 82, 273
Human Rights Act (1998) 237
humanitarian aid 292
Hungary, procedures planned for the ratification of the EC 8
Hurd, Douglas 80
IGC, see Intergovernmental Conference
immigration 82
implementing acts 167, 181–2
individual power of initiative 53
individual rights 82–3
‘informal application’ 34–5
integration 294
intellectual property rights 155
intergovernmentalism 244
Intergovernmental Conference (IGC) 2, 74–5, 108, 184, 185
‘rendez-vous clause’ 4
internal market competence, and supporting measures 158–9
internal organisation measures 169
international law 94, 222
International Court of Justice 268
International Covenant on Civil and Political Rights 142
International Fruit Company 281
International Labour Organization 37
International Monetary Fund 38
Ioannina Agreement 35
IPEX project 205, 211, 218
Ireland 27
constitutional reform 28
procedures planned for the ratification of the EC 8
referendum 44
Supreme Court, Crotty v. An Taoiseach 2, 44
and the Treaty of Nice 31–2
Italy
procedures planned for the ratification of the EC 9
subsidiarity monitoring 210–11
Supreme Court, Decision no. 33642/2005 on the European Arrest Warrant 236–7
Jeffery, Charlie 208
Jerónimo, Patricia 64
'joint actions' 165
judicial protection 230
jus cogens 276, 278
Justice and Home Affairs 2
Kadi v. Council and Commission 279, 280
Kostakopoulou, Dora 241
Ladzik, Jeannette 295
Lamoureux Working Group 133
Latvia, procedures planned for the
ratification of the EC 9
law 30–31, 182
law enforcement authorities, horizontal
cooperation 244
legal acts of union 180
legal bases 146–7
harmonisation and standardisation of
wording 166
legal instruments of the Union, scope of
164–5
legal personality, of the EU 2, 69, 284
legislation
hierarchy of 166–7
quality of 175–6
legislative acts 167–8, 180–81
definition 168–9
legislative procedure, transparency of
175
Libyan Arab Jamahiriya v. United
Kingdom 269
Libyan Arab Jamahiriya v. United States
269
‘Lisbon strategy’ 78
Lithuania, procedures planned for the
ratification of the EC 9
local and regional authorities 20, 21
locus standi 247–8
loyalty principle 292
Luxembourg
procedures planned for the
ratification of the EC 9
referendum 5, 61–2
McCulloch v. Maryland 111
Malta, procedures planned for the
ratification of the EC 9
Mariatte, Flavien 275
Martin v. Hunter’s Lessee 110–11
media, role of 16
migration 244, 248–9
Minister for Foreign Affairs see Union
Minister for Foreign Affairs
Minorities, see European Framework
Convention on the Rights of
Minorities
national constitutions, and the European
Constitution 107–8, 137
national identity 157–8, 190
national parliaments 54–5, 83–4
role of 190–219
national sovereignty 51, 52, 53
NATO 289
neighbourhood policy 292–3
Netherlands 28
Eurobarometer, post-referendum
survey 59–60
procedures planned for the
ratification of the EC 9, 13
Nicaragua 268–9
Nicaragua v. United States 269
nomenclature of acts 72
non-binding instruments 164
non-institutional amendments 38
non-legislative acts 181
non-standard acts 165–6
Norway 27
referendum 44
Open Method of Coordination 152,
154–5, 166, 221
opinion, definition of 164
Opinion on the Period of Reflection,
Const-O32, Committee of the
Regions 18
Overseas countries or territories,
associated 29
‘Parliamentary Forums’ 16, 31
path dependence 69, 76, 80–81
‘pause for reflection’ see reflection
period
Penelope draft 133, 135
pillars see European Union
‘Plan D for Democracy, Dialogue and
Debate’ (COM(2005)0494),
European Commission 17, 39
Poland
Constitutional Court
Compatibility of 2003 Accession
Treaty with the Polish
Constitution 91
Decision P 1/05 of 27 April 2005,
Application of the
European Arrest Warrant to
Polish Citizens 230–34
Judgement K 18/04, of 11 May
2005, Poland’s
Membership in the
European Union 105–6
procedures planned for the
ratification of the EC 9
police cooperation 252
political integration 19–20
Portugal
‘Adoption and Entry into Force of the
Constitution of Europe’ 45, 64
Constitutional Court 45
Decision 531/98, on referendum
64
Constitutional Tribunal, judgement
no. 704/2004 45, 64–6
procedures planned for the
ratification of the EC 9
referendum 45, 64–6
subsidiarity monitoring 211
presidency, merging of presidencies of
the European Council and
Commission 85
primacy
basis and autonomy of the
community legal order 94–5
change in position 108–10
of Community law 77
and France 102–4
interpretation 97–102
justification 956
of the law of the European Union
48–9, 90–91
scope 96–7
supremacy 99
relationship between EC Law and
national law 93
US American notion of 91
use of word 90–91
PRINCE programme 17
principle of allocated powers 157
‘principles’, concept of 121
procedures, simplification of 170–75
procedures planned for the ratification of
the EC 7–10
property, right to 173, 278
proportionality 194–6
distinguishing from subsidiarity
217–18
early warning mechanism 72
monitoring 70–75
principle of 51
provisions, which can be regarded as
concessions 74–5
‘proximity’, concept of 20
Prüm Convention 36
public health 152–3, 155
publication and entry into force, of
European laws 182
Pupino case 222, 227–9, 241
Qualified Majority Voting Under a
Subsequent European Decision
53, 245
QMV 53, see Qualified Majority Voting
quality of legislation 175–6
reciprocal concessions 74–5
recommendation, definition of 164
referendums 28–30
on amending treaties 44
constitutional provision 44
Denmark 2, 3, 44
EU-wide 45
France 3, 44, 47–61
Germany 44–5
Ireland 44
Luxembourg 5, 61–2
Netherlands 59–60
Norway 44
Portugal 45, 64–6
in the ratification process 43–67
Spain 44, 46–7
United Kingdom 4, 44, 45–6, 63
reflection period 5, 11, 12–18, 39–41, 116
regional assemblies, and subsidiarity
206–13
regulations (‘laws’) 164, 165, 166
change of name 165
Reid v. Covert 111
research and development 155
Resolution on the period of reflection.
Session document A6-0414/2005,
European Parliament 12–18
revision of Treaties 33–4
Romania, Treaty of Accession 4
sanctions 263, 264, 266, 280
Sarkozy, Nicolas 32
scheme of intensity of Union action
159–60
Schengen Agreement 36
Schengen Convention 36
secularism, principle of 50–51
‘Seville Declarations’ 31
shared competence 178
external policies 292
Simon, Denys 90, 275
simple opinion 172
simplification
of the number of Union Acts 163–4
of procedures 170–75
simplified revision procedures 54
Single European Act 2–3
Article 100A(3) 26
Slovakia, procedures planned for the
ratification of the EC 9
Slovenia, procedures planned for the
ratification of the EC 10
‘social dimension of Europe’ 32
social matters, provisions relevant to
85–7
Social Treaty 23
‘soft harmony’ 136
‘The Sound of Europe’ (conference) 39
sovereignty, transfer of 44, 93
Spain
Audiencia Nacional, Decision of 21
September 2005 on the
European Arrest Warrant
240–41
Constitution of 29 December 1978,
Article 93 44, 46
Constitutional Court 100–101
Declaration 1/2004 of 13
December 2004, Case
6603/2004 97–102
Opinion on the ratification of the
Constitutional Treaty 90
European Arrest Warrant 240–41
procedures planned for the
ratification of the EC 10
referendum 44
subsidiarity monitoring 211
Summary of Referendum Results, 20
February 2005 46–7
Spain v. Commission 229–30
stability pact 23
Straw, Jack 63
subordination, principle of 98, 119–20
subsidiarity 19, 20, 21, 52, 55, 71, 190,
194–6
application of principle 202–3
Belgium 216
and the Court of Justice 55
early warning mechanism 72, 190,
202–8
Austria 208–9
House of Lords Report 189, 202–8
Report of COSAC 214–18
and exclusive competence 154
Germany 199–200
and regional assemblies 206
and regional parliaments 208–12
violations of principle 69
widening of principle 81–2
subsidiarity monitoring 70–75
Austria 208–9, 213
Belgium 209–10, 213
of early warning mechanism 205–6
Finland 210
Germany 210
Italy 210–11
Portugal 211
six week time scale 213, 217
Spain 211
United Kingdom 211–12
Subsidiarity Protocol 71–3, 74–5
subsidiarity, distinguishing from
proportionality 217–18
supporting measures 150, 151–3
areas of 155–6
and internal market competence
158–9
supremacy see primacy
Supreme Court
Ireland, Crotty v. An Taoiseach 2, 44
Italy, Decision no. 33642/2005 on the
European Arrest Warrant
236–7
United States

*Gibbons v. Ogden* 111

*Martin v. Hunter’s Lessee* 110–11

*Reid v. Covert* 111

Sweden, procedures planned for the ratification of the EC 10

Taliban 263–4, 270, 273

*Ten Reflections on the Constitutional Treaty for Europe* 115, 130–39

terrorism 259, 264, 265, 266–7, 280

trafficking in persons 249

trans-European networks 152–3, 155

transfer of powers 52

transparency 19, 150

in justice and home affairs 246

of legislative procedure 175

Treaty of Accession, of ten new Member States 3

Treaty of Amsterdam 3, 258

protocol on Denmark 31

Treaty Establishing a Constitution for Europe see Constitutional Treaty

Treaty Establishing the European Community 2

Article 3 and 4 154

Article 5 147, 157, 185, 190

Article 7 185

Article 10 169

Article 202 167, 169

Article 230 168

Article 249 164

Article 251, co-decision procedure 170–71

Article 252 171–2

Article 308

flexibility clause 160–63, 179–80, 185, 259

new procedural requirements 162

Treaty on the European Union 2, 69, 148

Article 1 150, 151

Article 6 69, 121, 130

Article 6(3) 158

Article 23(2) 165

Article 34(2) 165

Article 34–5 225–6

Article 35 221

Article 48 (ex Article N) 2, 6, 37

Treaty of Maastricht 3, 58, 221, 258

Treaty of Nice 3, 14, 21, 27, 35, 242

and Ireland 31–2

Treaty Pertaining to the Policies and The Functioning of the Union 51–2

Tribunal Constitucional, Portugal, Judgement no. 704/2004 64–6

unanimity rule 37–8, 71, 162

Union Acts, simplification of number 163–4

Union legislation, hierarchy of 166–7

Union Minister for Foreign Affairs 71, 84, 260, 284, 286–7, 294

United Kingdom

European Union Bill 63, 208

House of Lords, European Union Committee, Strengthening national parliamentary scrutiny of the EU – the Constitutions subsidiarity early warning mechanism, 14th Report of Session 2004–05 189, 202–8

procedures planned for the ratification of the EC 10 referendum 4, 44, 45–6, 63

statement of the British Foreign Secretary on the EU Constitutional Treaty 63

subsidiarity monitoring 211–12

United Nations 37, 268–9, 270, 282

Charter 272, 277, 281

Article 25 269

Security Council 269, 271, 275–6, 279, 280, 282

Resolutions 259

United States of America

Constitution, Article VI 110–11

Judiciary Act 111

McCulloch *v. Maryland* 111

supremacy clause 111

Supreme Court

=Gibbons v. Ogden= 111

=Martin v. Hunter’s Lessee= 110–11

=Reid v. Covert= 111

‘United States of Europe’ 36

‘unity in diversity’ 17

van Gend en Loos case 76, 94, 129

Giuliano Amato and Jacques Ziller - 9781847206787

Downloaded from Elgar Online at 12/25/2018 10:17:35AM via free access
Vienna Convention on the Law of Treaties 268, 277, 281
Article 18 5, 11
voting system, under the Constitutional Treaty 215–16
workers’ rights 135
Working Group, see European Convention Working Group
World Health Organization 38
Yugoslavia 80, 262
Yusuf v. Council and Commission 280, 283
Ziller, Jacques 5, 70–75, 85–7, 107–10