

	<i>Foreword</i>	v
	<i>Contents</i>	vii
	<i>Abbreviations</i>	xii
CHAPTER I	Introduction	
1.1	The Subject	3
1.2	EU Involvement	6
1.3	The Sources	14
CHAPTER 2	The Direct Impact of the TFEU on the PIL of the Member States	
2.1	The Use of Citizenship as a Connecting Factor and the Prohibition of Discrimination on Grounds of Nationality	19
2.2	The Freedom of Movement and the Principle of Control by the Country of Origin	24
CHAPTER 3	Regulation Brussels I	
3.1	History of the Regulation and its Relationship to the Brussels and Lugano Conventions	31
3.2	The Scope and Other General Features of the Regulation	34
3.3	The Jurisdictional Rules of the Regulation	40
3.3.1	The Main Rule of the Defendant's <i>Forum Domicilii</i>	40
3.3.2	Special Jurisdictional Rules	43
3.3.3	Weak-Party Disputes	53
3.3.4	Exclusive Jurisdiction	58
3.3.5	Prorogation of Jurisdiction (Choice-of-Court Agreements)	62
3.3.6	Some General Jurisdictional Issues	66
3.4	The Recognition and Enforcement of Foreign Judgments	71
3.5	The Proposed Recast of the Regulation	78
CHAPTER 4	Instruments Complementary to the Brussels I Regulation	
4.1	European Enforcement Order for Uncontested Claims	83
4.2	The European Order for Payment Procedure	87
4.3	The European Small Claims Procedure	88
4.4	The Mediation Directive	90
CHAPTER 5	Regulation Brussels II	
5.1	The Scope and Other General Features of the Regulation	93
5.2	Marriage Dissolution	95
5.2.1	Jurisdiction	95
5.2.2	Recognition	96
5.3	Parental Responsibility	97
5.3.1	Jurisdiction	97
5.3.2	Recognition and Enforcement	101
5.3.3	Cooperation between Central Authorities	103

CHAPTER 6	Some Additional Instruments on Jurisdiction and Recognition/Enforcement of Judgments	
6.1	The Maintenance Regulation	107
6.2	The Proposed Succession Regulation	108
6.3	The Proposed Regulations on Property Aspects of Marriages and Registered Partnerships	109
6.4	The Proposed Regulation on a European Account Preservation Order	110
6.5	Some Other Regulations and Directives	111
CHAPTER 7	Regulation Rome I	
7.1	The Scope and Other General Features of the Regulation	117
7.2	Party Autonomy	123
7.3	Applicable Law in the Absence of Choice	126
7.4	Weak-Party Contracts	130
7.5	Overriding Mandatory Rules	134
7.6	The Scope of the Applicable Law	136
CHAPTER 8	Regulation Rome II	
8.1	The Scope and Other General Features of the Regulation	145
8.2	Freedom of Choice and the General Conflict Rule	147
8.3	Conflict Rules for Specific Torts	148
8.4	Unjust Enrichment, <i>Negotiorum Gestio</i> and <i>Culpa in Contrahendo</i>	151
CHAPTER 9	Some Additional Conflict Rules in Other Instruments	
9.1	Weak-Party Contracts	155
9.2	The Directive on Electronic Commerce	159
9.3	Maintenance	161
9.4	Divorce and Legal Separation (Regulation Rome III)	162
9.5	The Proposed Succession Regulation	163
9.6	The Proposed Regulations on Property Aspects of Marriages and Registered Partnerships	164
9.7	Some Other Regulations and Directives	165
CHAPTER 10	The Insolvency Regulation	
10.1	The Scope and Other General Features of the Regulation	171
10.2	Jurisdiction	173
10.3	Applicable Law	176
10.4	Recognition and Enforcement	179
10.5	Secondary Proceedings	181
10.6	Lodgment of Claims and Information to Creditors	183

CONTENTS

CHAPTER II	Service of Documents, Taking of Evidence and Legal Aid	
II.1	Service of Documents	187
II.2	Taking of Evidence	189
II.3	Legal Aid	190
	<i>Alphabetical Table of ECJ Decisions</i>	194
	<i>Numerical Table of ECJ Decisions</i>	200
	<i>Bibliography</i>	206
	<i>Index</i>	226