## **CONTENTS**

Acknowledgements
List of Cases
List of Contributorsxv
The Interaction between Family Law, Succession Law and Private International Law: An Introduction Jens M. Scherpe and Elena Bargelli
1. The Aim of this Book12. Influence without Legal Competence?23. Competence without Influence?34. Overview of the Themes and Ideas in this Book35. The Structure and Content of this Book56. Adapting to Change8
PART I. THE IMPACT OF DEVELOPMENTS IN NATIONAL FAMILY LAWS ON EU PRIVATE INTERNATIONAL LAW  Cross-Border (Non-)Recognition of Marriage and Registered Partnership: Free Movement and EU Private International Law Máire Ní Shúilleabháin 13
<ol> <li>Introduction</li></ol>
Empowering Private Autonomy as a Means to Navigate the Patchwork of EU Regulations on Family Law Wendy Schrama
<ol> <li>Setting the Scene</li></ol>

Intersentia

3.	A Scattered Landscape: Relationship Models in Substantive		
	Law in Europe		
4.	A Scattered Landscape: Relationship Models in Private		
	International Law		
5.	Conclusions: Patchwork and Party Autonomy		
The Impact of Private Divorces on EU Private International Law			
	Elena D'Alessandro		
1.	Private Divorces: A Growing Phenomenon in Europe		
2.	Globalised Families and Private Divorce Agreements		
3.	The Most Controversial Issue: Recognising the Dissolution		
	of the Marriage Obtained through Private Divorces in the EU		
4. -	Religious Informal Private Divorces in Europe		
5.	Conclusions: Waiting for the Application of Regulation No 1111/2019		
	No 1111/2019/3		
PA	RT II. THE IMPACT OF EU PRIVATE INTERNATIONAL LAW		
ON	I NATIONAL FAMILY LAWS		
EU	Formalities for Matrimonial Property Agreements		
CITTA	their Effects on German Family Law: Calling the Blun:		
an	their Effects on German Family Law: Calling the Bluff?  Anne Sanders79		
	Anne Sanders		
1.	·		
1.	Anne Sanders		
1. 2. 3.	Anne Sanders		
1. 2. 3. 4.	Anne SANDERS		
1. 2. 3. 4.	Anne SANDERS. 79  Introduction 79  The Nebengüterrecht. 81  EU Council Regulation 2016/1103 and the Nebengüterrecht 87  Conclusion 98  e Effects of EU Law on Family Law in England and Wales:		
1. 2. 3. 4.	Anne SANDERS		
1. 2. 3. 4. The	Anne SANDERS		
1. 2. 3. 4. The Ch	Anne SANDERS		
1. 2. 3. 4. The Ch	Anne SANDERS		
1. 2. 3. 4. The Ch	Anne Sanders. 79  Introduction 79  The Nebengüterrecht. 81  EU Council Regulation 2016/1103 and the Nebengüterrecht 87  Conclusion 98  e Effects of EU Law on Family Law in England and Wales: ildren First?  Anne Barlow and Nigel Lowe 101  Introduction 101  The EU's Involvement with Family Law in England and Wales 103  The Impact of BIIa on Family Law in England and Wales 109		
1. 2. 3. 4. The Ch	Anne Sanders. 79  Introduction 79  The Nebengüterrecht. 81  EU Council Regulation 2016/1103 and the Nebengüterrecht 87  Conclusion 98  e Effects of EU Law on Family Law in England and Wales: ildren First?  Anne Barlow and Nigel Lowe 101  Introduction 101  The EU's Involvement with Family Law in England and Wales 103  The Impact of BIIa on Family Law in England and Wales 109  The Impact of 'European Law' on Post-Divorce Finance		
1. 2. 3. 4. The Ch	Anne Sanders. 79  Introduction 79  The Nebengüterrecht. 81  EU Council Regulation 2016/1103 and the Nebengüterrecht 87  Conclusion 98  e Effects of EU Law on Family Law in England and Wales: ildren First?  Anne Barlow and Nigel Lowe 101  Introduction 101  The EU's Involvement with Family Law in England and Wales 103  The Impact of BIIa on Family Law in England and Wales 109		

viii

## PART III. THE IMPACT OF NATIONAL SUCCESSION LAWS ON EU PRIVATE INTERNATIONAL LAW

Dic	l Substantive National Succession Laws have an Impact
on	the EU Succession Regulation?
	Walter PINTENS
182	Lutura direction 122
1.	Introduction
2.	The Scope of the European Succession Regulation
3.	Authentic Instrument
4.	Notary
5.	Appointment of an Administrator of the Estate
6.	Ordre public
7.	Choice of Law and Jurisdictions with Multiple Substantive
0	Succession Laws
8.	Conclusion
Un	derstanding and Interpreting the Succession Regulation
	ough its National Origins
6	Denise Wiedemann
1.	Introduction
2.	Legislative Debate
3.	Interpretation of the EU Succession Regulation
4.	Conclusions
	RT IV. THE IMPACT OF EU PRIVATE INTERNATIONAL LAW
ON	NATIONAL SUCCESSION LAWS
The	Impact of the European Certificate of Succession on National Law:
	rojan Horse or Much Ado about Nothing?
	Elise Goossens
1.	Introduction
2.	The European Certificate of Succession: A Primer
3.	The Recording of Immovable Property in Land Registers 161
4.	The Scope of Succession Law vis-à-vis Matrimonial Property Law 170
5.	The Implications for the National Certificates of Succession 172
6.	Evaluation: The Impact of the European Certificate
	of Succession on National Law

Intersentia

AG	German Perspective on the Impact of EU Private International
Law	v on National Succession Law
	Robert Magnus
1.	Introduction
2.	The Interplay between Succession and Family Law in Germany:
	The Case of the (In)Famous \$1371(1) BGB
3.	Succession Law and Property Law: The Kubicka Decision
	and New Ways to Transfer Ownership under German Law
4.	The European and the German Certificate of Inheritance:
	A Difficult Relationship
5.	The Overreaching Application of European Private International
	Law in the New Article 25 EGBGB
6.	Conclusion
The	e Impact of European Private International Law
and	l the <i>réserve héréditaire</i> in France
	Lukas Rass-Masson
1.	The Place of Forced Heirship in International Cases in France 198
2.	The Position of European Private International Law
3.	The Evolution Towards a Marginalisation of Forced Heirship 202
4.	The Consequences for French Substantive Law
5.	Looking Forward: The Reciprocal Influence between European
	Private International Law and the <i>réserve héréditaire</i>
Reg	gulation (EU) 650/2012 and Territorial Conflicts of Laws in Spain
	Pablo Quinzá Redondo
1.	Introduction
2.	Succession Law(s) in Spain
3.	The Applicable Law According to the Succession Regulation 219
4.	The Application of 'Spanish Law' under the Succession Regulation 223
5.	Concluding Remarks
-,	g
T J	231