

## EDITORIAL POLICY & GUIDELINES FOR CONTRIBUTORS

The *European Constitutional Law Review* (EuConst) follows the classical approach of constitutionalism, to discuss EU law's developments as well as comparative public law of European states, political and constitutional theory and history. The journal is a platform for scholarly discussion of European constitutional events and evolution. It is open to contributions in this field from any country in the world and from any discipline. These contributions should satisfy as to substance, apart from the common scholarly criteria, two specific conditions, to a) have a distinctly European relevance and b) include a reference to and discussion of legal aspects involved.

### *Submitting an article, case note or book review*

The editors of the *European Constitutional Law Review* are happy to receive contributions on relevant subjects at any time. Before submitting, authors should ensure that their contribution falls within the scope of EuConst as stated above.

Please submit your manuscript through the ScholarOne Manuscripts system by clicking the 'Submit your article' button on our website or by going to <https://mc.manuscriptcentral.com/euconst>.

EuConst has an exclusive submission policy. All submissions must be written in good English. Authors who are uncertain whether their English is of sufficient quality to enter the review process, should have their manuscript reviewed and edited by a native speaker. Accepted contributions will be further corrected on language before publication, subject to authors' approval. Please prepare your manuscript in a way that ensures your anonymity. All author information can be included on a separate title page. A short abstract in EuConst house style will also be required. At submission, formatting of the main manuscript should conform to the usual standards of European law scholarship in the English language and be globally in line with the EuConst house style. Upon acceptance, authors will be asked to bring their manuscript fully into line with the house style. A style sheet is available on our website.

Authors of article contributions are asked to aim for a length of no more than 10,000 words (including footnotes). For case notes, please aim at a length of 8,000 words maximum. Review essays should not exceed 5,000 words. Upon request, the editors will consider whether relaxation of these limits is justified.

To contact the editors before or during your article or case note submission, please send an email to [euconst@uva.nl](mailto:euconst@uva.nl). Questions about book review essays can be put to our book review editors Nik de Boer and Vestert Borger at [books-euconst@uva.nl](mailto:books-euconst@uva.nl). For more information on the EuConst book review section, see our website.

### *Special sections*

EuConst is happy to host a special section of articles stemming from a conference or research project in one of its issues each year. We are especially interested in sets of articles that form a coherent whole of excellent research and fit well into the scope of our journal. Please see our journal homepage <[cambridge.org/euconst](http://cambridge.org/euconst)> for any active call for proposals.



The *European Constitutional Law Review* is edited at the G.K. VAN HOGENDORP CENTRE FOR EUROPEAN CONSTITUTIONAL STUDIES, a Jean Monnet centre of excellence at the University of Amsterdam.

# EUROPEAN CONSTITUTIONAL LAW REVIEW

2024 VOLUME 20 ISSUE 4

## CONTENTS

### Article

Pablo CRUZ MANTILLA DE LOS RÍOS – European Constitutional Identity as the Unamendable Core of the EU Treaties – 545

### Case Notes

Darren HARVEY – The Best Interests of the Child Need Not Necessarily be a Primary Consideration ECJ 22 June 2023, Case C-459/20, *X v Staatssecretaris van Justitie en Veiligheid (Mère thaïlandaise d'un enfant mineur néerlandais)* – 569

Franco PEIRONE – Time Clash: the Court of Justice Limits the Temporal Scope of Lex Mitior ECJ (Grand Chamber) 24 July 2023, Case C-107/23 PPU, *Lin* – 593

Lorin-Johannes WAGNER – The Disruptive Influence of EU Law in Nationality Matters: The Genuine Link Trajectory and Judicial Engineering in *Udlændinge- og Integrationsministeriet* – 615

Elke CLOOTS and Jogchum VRIELINK – Public Servants and Signs of Conviction: A Tale of Double Standards ECJ (Grand Chamber) 28 November 2023, Case C-148/22, *OP v Commune d'Ans* – 646

Harriet Ní CHINNÉIDE and Cathérine VAN DE GRAAF – Animal Welfare v Religious Freedom: Reflecting on the ECtHR's Decision in *Executief van de Moslims van België and Others v Belgium* ECtHR 13 February 2024, No. 16760/22 and others, *Executief van de Moslims van België and Others v Belgium* – 678

Christian WALDHOFF – The Debt Brake as a Means of Intertemporally Safeguarding Freedom On the Ruling of the German Federal Constitutional Court on the Second Supplementary Budget Act 2021 (*Zweites Nachtragshaushaltsgesetz 2021*) – 699

### Review Essay

Pau BOSSACOMA BUSQUETS – Constitutional Theory of Federalism and the European Union – 713

### Cambridge Core

For further information about this journal please  
go to the journal website at:  
[cambridge.org/euconst](https://www.cambridge.org/euconst)



**CAMBRIDGE**  
UNIVERSITY PRESS