

GERMAN LAW JOURNAL

Review of Developments in German, European and International Jurisprudence

Editors-in-Chief: Russell A. Miller; Peer C. Zumbansen

Senior Editors: Gregor Bachmann; Betsy Baker; Nina Boeger; Graf-Peter Calliess;
Matthias Casper; Helge Dedek; Patrycja Dabrowska; Morag Goodwin;
Felix Hanschmann; Hans Michael Heinig; Florian Hoffmann; Karen Kaiser;
Alexandra Kemmerer; Malcolm MacLaren; Stefan Magen; Ralf Michaels;
Christoph Safferling; Frank Schorkopf

Associate Editors: Jen Hendry; Moritz Renner; Floris de Witte; Emanuel Towfigh

www.germanlawjournal.com

© Copyright 2000 - 2012 by German Law Journal GbR. All rights reserved.
ISSN: 2071-8322 / ISSN: 2071-8322

Vol. 13 No. 06

Pages 579-806

01 June 2012

Table Of Contents

Articles

Volker Krey & Oliver Windgätter

The Untenable Situation of German Criminal Law –
Against Quantitative Overloading, Qualitative
Overcharging and the Overexpansion of Criminal
Justice 579-606

Mark Humphery-Jenner

Balanced Budget Rules and Expenditure Limits:
Lessons from the US and Australia and implications
for the EU 607-636

TABLE OF CONTENTS PAGE I

Table Of Contents

Articles [continued]

Andreas Haaker

On the Future of European Creditor Protection and
Capital Maintenance from a German Perspective 637-658

Olivera Simic

After the War in Bosnia: Radmila's Life Under
Handbrake 659-678

Tim Connor

"Market Access" or Bust? Positioning the Principle
Within the Jurisprudence of Goods, Persons,
Services and Capital 679-756

Developments

Birgit Peters

Germany's Dialogue with Strasbourg –
Extrapolating the *Bundesverfassungsgericht's*
Relationship with the European Court of Human
Rights Approach in the Preventive Detention
Decision 757-772

Paul Christoph Bornkamm

Case Note – State Immunity Against Claims Arising
from War Crimes: The Judgment of the
International Court of Justice in *Jurisdictional*
Immunities of the State 773-782

Table Of Contents

Developments [continued]

Stefan Kirchner

The Personal Scope of the Right to Life Under
Article 2(1) of the European Convention on Human
Rights After the Judgment in *A, B and C v. Ireland* 783-792

Felix Lange

Conference Report—The Intellectual History of
International Law as a Research Field—
“Lauterpacht and Beyond: Jewish/German
Authorship and the History of International Law” 793-806