

# Contents

<i>Notes on Contributors</i>	<i>page</i> vii
<i>Foreword</i>	xi
<i>Clare McGlynn</i>	
<i>Acknowledgements</i>	xv
<i>Table of Cases</i>	xvii
<i>Table of Legislation</i>	xxvii
<i>List of Abbreviations</i>	xxxiii
<b>1 Introduction</b>	<b>1</b>
<i>Alina Tryfonidou and Marja-Liisa Öberg</i>	
<b>PART I THE FAMILY IN EU LAW: CONCEPT AND CONTEXT</b>	
<b>2 What Is a ‘Family’ in EU Law? Do EU Policies Sufficiently Address Family Diversity and Its Consequences?</b>	<b>19</b>
<i>Alina Tryfonidou</i>	
<b>3 What Makes the Family Special?</b>	<b>37</b>
<i>David Archard</i>	
<b>4 Who Counts as a Family Member? On the Importance of ‘Doing Family’ in EU Law</b>	<b>56</b>
<i>Ségolène Barbou des Places</i>	
<b>5 One Big Happy ‘European Family’? An External Perspective</b>	<b>76</b>
<i>Marja-Liisa Öberg</i>	

## PART II THE EU FAMILY AND RIGHTS

- 6 The Fundament of the Fundaments? Family Rights and the EU Charter of Fundamental Rights** 99  
*Xavier Groussot, Gunnar Thor Petursson, Alezini Loxa*
- 7 The Status of Family Member as a Pre-condition of the Free Movement in the EU** 118  
*Michael Bogdan*
- 8 Family Members and the Citizens' Rights Directive: Broadening the Scope of the Principle of Effective Judicial Protection** 130  
*Albertina Albors-Llorens*

## PART III THE EU FAMILY AND FAMILY DIVERSITY

- 9 All Paths Lead to Equality? Same-Sex Couples and Rainbow Families under European Law** 151  
*Geoffrey Willems*
- 10 Surrogacy before European Courts: The Gender of Legal Fictions** 181  
*Alice Margaria*

## PART IV THE EU FAMILY IN INTERNAL AND EXTERNAL CRISES

- 11 The Abused and Neglected Child in the EU Family: Risk, Borders, and Public Law Child Protection** 209  
*Ruth Lamont*
- 12 The EU Family: Surviving Ideological Familism in Times of Illiberalism** 227  
*Nausica Palazzo*
- 13 Epilogue to the Family in EU Law: Is There a European Family Law?** 249  
*Jens M. Scherpe*
- Bibliography* 263
- Index* 281