The Action for Damages in Community Law

Editors

Ton Heukels
Alison McDonnell



KLUWER LAW INTERNATIONAL

The Hague / London / Boston

SUMMARY TABLE OF CONTENTS

Foreword — P.H. Kooijmans Acknowledgments Table of Contents List of Abbreviations		V VII XI XX
	CONTRIBUTIONS	
1.	The Action for Damages in a Community Law Perspective: Introduction Ton Heukels and Alison McDonnell	1
2.	A General Analytical Perspective on Community Liability Francette Fines	11
3.	Issues of Non-contractual Liability under the EAEC Treaty Leigh Hancher	41
4.	The Non-contractual Liability of the European Coal and Steel Community Gerhard Bebr	71
5.	The Contractual Liability of the European Community Revisited Ton Heukels	89
6.	Liability for Administrative Acts under Article 215(2) EC Marc H. van der Woude	109
7.	Liability for Legislative Acts under Article 215(2) EC Anthony Arnull	129
8.	The Valid Legislative Act as a Cause of Liability of the Communities H.J. Bronkhorst	153
9.	Official Acts of Community Servants and Article 215(4) EC Henry G. Schermers and Christof R.A. Swaak	167

10.	The Concepts of Damage and Causality as Elements of Non-contractual Liability A.G. Toth	179
11.	Article 215(2) EC and the Question of Interest A. van Casteren	199
12.	Limitation of the Action for Damages against the Community: Considerations and New Developments Ton Heukels and Alison McDonnell	217
13.	The Relationship between an Action for Damages and an Action for Annulment: The Return of Plaumann Philip Mead	243
14.	The Relationship between the Action for Damages and the Award of Interim Measures Mark Hoskins	259
15.	Article 215(2) EC and Local Remedies Arjen W.H. Meij	273
16.	Joint Liability of the Community and the Member States Peter Oliver	285
17.	Treaty Violations and Liability of Member States: The Effect of the Francovich Case Law Denis F. Waelbroeck	311
18.	Is there a Place for Private Law Principles in Community Law? David Edward and William Robinson	339
19.	Some Reflections on the European Community's International Responsibility Giorgio Gaja	351
20.	State Liability in Damages for Breach of Community Law in the National Courts Ami Barav	363
Tabl Inde	le of Cases le of Legislation x cted Bibliography	411 424 430