



# EUROPEAN CONSTITUTIONAL LAW REVIEW

## 2015 VOLUME 11 ISSUE 1

### CONTENTS

Leonard BESSELINK, Monica CLAES & Jan-Herman REESTMAN – Note from the Editorial Board 1

#### *Editorial*

A constitutional moment: Accessing to the ECHR (or not) 2

#### *Articles*

Hans Ulrich JESSURUN D'OLIVEIRA – Iberian Nationality Legislation and Sephardic Jews  
'With due regard to European law?' 13

Alexander THIELE – The 'German Way' of Curbing Public Debt — The Constitutional Debt  
Brake and the Fiscal Compact – Why Germany has to Work on its Language Skills 30

Nicola LUPO & Giovanni PICCIRILLI – The Relocation of the Legality Principle by the European  
Courts' Case Law — An Italian Perspective 55

Michèle FINCK – Towards an Ever Closer Union Between Residents and Citizens?  
On the Possible Extension of Voting Rights to Foreign Residents in Luxembourg 78

Tamara PERIŠIN – EU Regulatory Policy and World Trade — Should All EU  
Institutions Care what the World Thinks? 99

#### *Case Notes*

Dominik DÜSTERHAUS – Timeo *Danones* et dona petentes – European Court of Justice  
(Grand Chamber), Judgment of 11 November 2014, Case C-333/13, *Elisabeta and Florin  
Dano v Jobcenter Leipzig* 121

Marija BARTL & Candida LEONE – Minimum Harmonisation after *Alemo-Herron*: The Janus  
Face of EU Fundamental Rights Review – European Court of Justice – Chamber – Judgment of  
18 July 2013, Case C-426/11, *Alemo-Herron v Parkwood Leisure Ltd* 140

Mariana CANOTILHO, Teresa VIOLANTE & Rui LANCEIRO – Austerity measures under judicial  
scrutiny: the Portuguese constitutional case law – Portuguese Constitutional Court 155

#### *Book Review Essay*

Joxerramon BENGOTXEA – Text and Telos in the European Court of Justice — Four Recent  
Takes on the Legal Reasoning of the ECJ 184

#### *Book Review*

P.F. KJAER, G. TEUBNER and A. FEBBRAJO (eds.), *The Financial Crisis in Constitutional Perspective.  
The Dark Side of Functional Differentiation* (Cesare PINELLI) 217

#### *Corrigendum*

The Principle of Equality in the Estonian Constitution. A Systematic Perspective 226

#### **Cambridge Journals Online**

For further information about this journal please  
go to the journal website at:  
[journals.cambridge.org/ecl](http://journals.cambridge.org/ecl)



MIX  
Paper from  
responsible sources  
FSC™ C013985

**CAMBRIDGE**  
UNIVERSITY PRESS