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 Danos et dona perentes – European Court of Justice
(Grand Chamber), Judgment of 11 November 2014, Case C-335/13, Elisabetha and Florin
Danu v Johoenter Leipzig  121

Mariana Canotilho, Teresa Violante & Rui Lanceiro – Austerity measures under judicial
scrutiny: the Portuguese constitutional case law – Portuguese Constitutional Court  155

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

Book Review
The Dark Side of Functional Differentiation (Cesare Pinelli)  217

Corrigendum
Contents

Leonard Besselink, Monica Claes & Jan-Herman Reestman – Note from the Editorial Board 1

Editorial
A constitutional moment: Acceding 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
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
Mariana Canotilho, Teresa Violante & Rui Lanceiro – Austerity measures under judicial scrutiny: the Portuguese constitutional case law – Portuguese Constitutional Court 155

Book Review Essay
Joxerramon Bengoetxea – 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
Editorial Policy & Guidelines for Contributors

The journal is edited in the Hogendorpcentre for European Constitutional Studies, a Jean Monnet Centre of excellence. This Centre is based in the University of Amsterdam. Published three times a year. In the tradition of the Hogendorpcentre, 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 the member 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.

Articles, case notes and book reviews can be sent by email to euconst@uva.nl. Manuscripts should be attached in Microsoft Word format (and not, specifically, in PDF format) to enable editing, anonymisation and comments. EuConst has an exclusive submission policy. Authors are required to state clearly, when submitting, that their contribution is not under consideration elsewhere.

Authors of article contributions are asked to aim for a length of no more than 10,000 words (including footnotes). Case notes and book reviews should not exceed 5,000 words. Upon request, the editors will consider whether relaxation of these limits is justified.

All submissions must be written in good English. Authors who are uncertain whether their English is of sufficient quality, should have their manuscript reviewed and edited by a native speaker with a background in law.

Copyright, licence to publish and open access policy
Contributors retain copyright. By submitting to EuConst, authors agree that upon acceptance of their contribution they will grant an exclusive licence to publish by signing and returning the appropriate Licence Form. Authors can make their contributions available through academic repositories. For more information, including terms and conditions of publication and authors' rights of reuse, see <journals.cambridge.org/EuConst_CTF>.

Revisions and house style
Accepted contributions will be edited, linguistically and substantively, subject to authors' approval. Authors should ensure that their submissions conform to the house style. A style sheet is available on the journal website, <journals.cambridge.org/euconst>.

The G.K. van Hogendorpcentre for European Constitutional Studies, short: Hogendorpcentre, is a Jean Monnet centre of excellence at the University of Amsterdam. Founded in 1996, it promotes research and course development in the field of European Constitutional Studies, bringing together the disciplines of constitutional (including comparative) law, history, political theory. Gijsbert Karel van Hogendorp, 1762-1834, is the auctor intellectualis of the Dutch Kingdom’s first constitution, of 1814.