2004 Index of Articles

Introduction Ulf Bernitz	1
A Single European Law of Contract? William Blair and Richard Brent	5
European Contract Law: Taking the Heat Out of Questions of Competence Stephen Weatherill	23
Harmonisation of Contract Law and the Plan for a European Civil Code <i>Guido Alpa</i>	33
The Inclusion of Mandatory Rules in an Optional EC Contract Law Instrument <i>Ali R Sinai</i>	41
Realisation of the EU Insolvency Regulation in Germany, France and The Netherlands Bob Wessels	73
Financial Analysts and Research Activity: Definition, Contents and Rules in the Italian Regulatory System Francesco Capriglione	85
The Winding Up Directive Finally Establishes Uniform Private International Law for Banking Insolvency Proceedings Jean-Pierre Deguée	99
Mergers: Remedies and Freedom of Contract Guido Alpa	129
Minority Squeeze-Outs and the European Convention on Human Rights Mads Krohn	159
The Recent Directive on Takeover-Bids Frank Wooldridge	147
MAD in a Hurry: The Swift and Promising Adoption of the EU Market Abuse Directive Jesper Lau Hansen	183

2004 INDEX OF ARTICLES

Analyze This! Some Swedish Reflections on the Europeanization of Tort Law <i>Mårten Schultz</i>	223
Pros and Cons of a Sectoral Approach without a Comprehensive Multilateral Competition Framework Philip Marsden	253
Cooperation within the European Competition Network Competition Law Forum, Modernisation Expert Group	263
Supplemental Submission to the European Competition Network Regarding the Modernisation Package Competition Law Forum, Modernisation Expert Group	275
Agricultural Commodities: Fortress Europe after Doha? Maria O Neill	285
The Harmonisation of EC Law of Financial Markets in the Perspective of Consumer Protection Guido Alpa	345
EC Law on Cross-border On-line Financial Services Matteo Ortino	365
Authorization for the Carrying on of the Business of Credit Institutions Fabio Merusi	389
Ownership Rules Antonella Antonucci	403
Solvency Ratio Marcello Condemi and Stefano De Polis	413
Regulation of Large Exposures Vincenzo Troiano	435
Qualifying Holdings Outside the Financial Sector Vincenzo Troiano	447
Freedom of Establishment and Provision of Services Francesco Capriglione	455

2004 INDEX OF ARTICLES	[2004] EBLR	1479
The Advocate-General's Opinion in Paul and Others v German Back State Liability for Regulatory Negligence? <i>Jens-Hinrich Binder</i>	y – Cutting	471
Telecommunications Dispute Resolution: Procedure and Effect Mads Andenas and Stefan Zleptnig	iveness	485
Relations with Banks from Third Countries Francesco Capriglione		665
European Community Directive on Reorganization and Windin Credit Institutions Roberto Cercone	g-up of	685
Technical Instruments of Prudential Supervision in General Claudio Clemente		705
International and Cross-border Co-operation among Banking S Sergio Ortino	upervisors	715
Concentration of Banking Risks Emilio De Lillo		735
Supervision on a Consolidated Basis Concetta Bresica Morra		743
Banking Advisory Committee Giuseppe Godano		763
Credit Institutions and State Aids in EC Law Rossella Delfino		775
The Law's Commission Proposals: A Critique Louise Gullifer		811
The Law Commission's Consulation Paper No 164: Some Con- Regarding the Exclusion of Securities <i>Erica Johansson</i>	siderations	835
Swedish Credit Security Law: a Case for Law Reform? Göran Millqvist		861
The Need for Harmonisation of Collateral Law in Europe Hugh S Pigott		871

1480

2004 INDEX OF ARTICLES

Reform of Security over Movable Property in Lithuania: Evaluation De Lege lata and proposals De Lege ferenda	
Andrius Smaliukos	879
The Execution of Pledges under Russian Law Wim Albert Timmermans	903
Reforming Capital. Report of the Interdisciplinary Group on Capital Maintenance Jonathan Rickford	919
Reforming Capital: An Introductory Note Jonathan Rickford	1029
A Comparative Approach to Capital Maintenance: Germany Fredrich Kübler	1031
A Comparative Approach to Capital Maintenance: France Joelle Simon	1037
Creditor Protection and Capital Maintenance from a German Perspective Hanno Merkt	1045
Forcing Firms to Share the Sandbox: Compulsory Licensing of Intellectual Property Rights and Antitrust Makan Delarahim	1059
From Macgill to IMS: Dominant Firms' Duty to License Competitors Luca Prete	1071
Mandating Access: the Principles and the Problems in Intellectual Property and Competition Policy John Temple Lang	1087
The Court of Justice, Principles of EC Law, Court Reform, and Constitutional Adjudication Gil Carlos Rodriguez Iglesias	1115
A Glance at Unfair Terms in Italy and the United Kingdom (What an Italian Lawyer can Learn from the English Experience) Guido Alpa	1123
Guiuo IIIpu	1123

2004 INDEX OF ARTICLES	[2004] EBLR	1481
The German Two-Tier Board in the Context of the German Co Goverance Code Jean J Du Plessis	rporate	1139
EU Law and its Framework: State Aid Control and the CEECs Andrew Evans		1165
Freedom of Establishment, International Company Law and the of European Company Law Systems after the ECJ's Decision Art Ltd Hans C Hirt		1189
		1107
Current Developments in European Law on the Restructuring of An Introduction Jonathan Rickford	or Companies:	1225
EC Company Law and the Fears of a European Delaware <i>Luca Enriques</i>		1259
French Interpretations and Strategies about the European Comp Michel Menjucq	pany	1275
The European Company Statue: A Practical Working Model fo of European Company Law Making? <i>Mike Edbury</i>	r the Future	1283
The Transfer of Seat of the European Company v Free Establis	hment	
Case-Law Manuel Garcia-Riestra		1295
Restructing Companies in Europe: A German Perspective Christoph Teichmann		1325
Societas Europaea: Is Tax an Incentive or a Barrier? Roopa Aitken and Chris Morgan		1343
Corporate Governance in Europe in Light of the Takeover Dire <i>Ulf Bernitz</i>	ective	1351
Anglo-American vs Continental-Nordic Models of Corporate C The Political Economy of Takovers in the European Union Andre Nilsen	Provernance:	1353

The Emerging European Takeover Law from a British Perspective Jonathan Rickford	1379
The Attack on Nordic Multiple Voting Rights Model: The Legal Limits under EU Law Ulf Bernitz	1423
The Takeover Directive, the 'Breakthough' Rule and the Swedish System of Dual Class Common Stock Rolf Skog	1439
The Regulation of Takeovers under German Law Theodor Baums	1453
The Takeover Directive and Corporate Governance: The Danish Experience Paul Krüger-Andersen	1461