1. Record Nr. UNINA9910160727503321 Autore Spitzlei Thomas Titolo Die Gesetzgebungstechnik der Pauschalierung und ihre verfassungsrechtliche Bewertung / / Thomas Spitzlei Pubbl/distr/stampa [Place of publication not identified]:,: Nomos Verlagsgesellschaft mbH & Co. KG, , 2016 **ISBN** 3-8452-7405-0 Descrizione fisica 1 online resource (461 pages) Collana Schriften zum Sozialrecht, ; ; 36 Disciplina 344.43021 Workers' compensation - Law and legislation - Germany Soggetti Accident insurance - Germany Lingua di pubblicazione Tedesco **Formato** Materiale a stampa Livello bibliografico Monografia The study analyzes the legislative technique of simplification fully Sommario/riassunto comprehensive. Starting in consideration of legal theory in the first chapter a precise definition is developed and the use of a surrogate is worked out as a key distinguishing feature of legal generalizations. In the second chapter the research enters new legal territory by creating a complete catalogue of existing legal simplifications in the reference material of the statutory accident insurance of SGB VII. With the different replacement features a classification of a total of 106 simplifications will be shown. In chapter three the tension between simplification and the general principle of equality of Art. 3 Abs. 1 GG is illustrated. Analysis of the principle of equality and the findings from the first chapter lead to an investigation of the legislative technique as such and the existing schemes within the SGB VII on the basis of a

threestage test model.