1. Record Nr. UNINA9910164136503321 Autore Gideon Andrea Titolo Higher Education Institutions in the EU: Between Competition and Public Service [[electronic resource] /] / by Andrea Gideon Pubbl/distr/stampa The Hague: .: T.M.C. Asser Press: .: Imprint: T.M.C. Asser Press. . 2017 **ISBN** 94-6265-168-X Edizione [1st ed. 2017.] Descrizione fisica 1 online resource (XXXIII, 272 p. 1 illus.) Collana Legal Issues of Services of General Interest Disciplina 341.2422 Soggetti Law-Europe Labor law International law Trade European Law Labour Law/Social Law International Economic Law, Trade Law Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references and index. Introduction: An interdisciplinary analysis of the mission of European Nota di contenuto HEIs and potential external constraints -- The position of higher education institutions in EU policy and law -- Higher education institutions and EU competition law -- The structure of research funding in Germany, the Netherlands and England (UK) -- Empirical study -- Conclusion: Higher education institutions in the EU between competition and public service. This book investigates the impact of EU law and policy on the Member Sommario/riassunto States' higher education institution (HEI) sectors with a particular emphasis on the exposure of research in universities to EU competition law. It illustrates how the gradual application of EU economic law to HEIs which were predominantly identified as being within the public sector creates tensions between the economic and the social spheres in the EU. Given the reluctance of the Member States to openly develop an

EU level HEI policy, these tensions appear as unintended consequences of the traditional application of the EU Treaty provisions in areas such

as Union Citizenship, the free movement provisions and competition policy to the HEI sector. These developments may endanger the traditional non-economic mission of European HEIs. In this respect, the effects of Union Citizenship and free movement law on HEIs have received some attention but the impact of EU competition law constitutes a largely unexplored area of research and this book redresses that imbalance. The aim of the research is to show that intended and unintended consequences of the EU economic constitution(s) are enhanced by a parallel tendency of Member States to commercialise formerly public sectors such as the HEI sector. The book investigates the potential tensions through doctrinal analysis and a qualitative study focussing on the exposure of HEI research to EU competition law as an under-researched example of exposure to economic constraints. It concludes that such exposure may compromise the wider aims that research intensive universities pursue in the public interest. Andrea Gideon is a Postdoctoral Research Fellow at the Centre for Law & Business (National University of Singapore) for which she has suspended her position as Lecturer in Law at the University of Liverpool. In her current project she is investigating the application of competition law to public services in ASEAN. Her previous research concerned tensions between the economic and the social in the EU with a focus on EU competition law in which research area she earned her PhD at the University of Leeds in 2014. .