1. Record Nr. UNINA9910483452403321 Autore Dallara Cristina **Titolo** Democracy and Judicial Reforms in South-East Europe: Between the EU and the Legacies of the Past / / by Cristina Dallara Pubbl/distr/stampa Cham: .: Springer International Publishing: .: Imprint: Springer. . 2014 **ISBN** 3-319-04420-6 Edizione [1st ed. 2014.] Descrizione fisica 1 online resource (150 p.) Collana Contributions to Political Science, , 2198-7289 Disciplina 347.496 Soggetti Comparative politics Law-Europe European Economic Community literature Private international law Conflict of laws Comparative Politics European Law **European Integration** Private International Law, International & Foreign Law, Comparative Law Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. Nota di bibliografia Includes bibliographical references at the end of each chapters. Nota di contenuto Foreword -- Introduction -- 1 Judicial Reforms in SEE Democratising Countries. Towards a Contextualized Framework for the Analysis -- 2 Smoother Judicial Reforms in Slovenia and Croatia: Does Legacy of the Past Matter? -- 3 The Successful Laggard in Judicial Reform: Romania Before and After the Accession -- 4 The Long and Disputed Judicial Reform Process in Serbia: Legacies of the Past and Predominant National Actors -- 5 EU Driven Judicial Reforms Between Legacies and National Actors' Strategies: Any Lessons Drawn?. The book analyzes the topic of judicial reforms in four countries of Sommario/riassunto South-East Europe, focusing on two specific factors that have influenced the reforms in the past two decades: the role played by the European Union in light of the east Enlargement process and the legacies of the communist regimes. Specifically, the aim is to account

for similarities and differences in the reform paths of Slovenia,

Romania, Croatia, and Serbia. In each country, in fact, the influence of the EU policies has been differently mediated by national factors that, broadly conceived, may be considered as expressing the legacies of the past regimes. In some cases, these legacies challenged judicial reforms and inhibited the influence of the EU; in other cases, they were positively overcome by following the route suggested by the EU. Some explanatory factors for these differences will be proposed drawing from democratization studies, Europeanization literature, and comparative judicial systems. The book focuses on countries having different status vis-a`-vis the EU and differently involved, in term of timing, in the EU accession process: some of them are new member states entered in 2004 (Slovenia) or in 2007 (Romania); others were, until recently, acceding countries (Croatia) or candidates to the membership (Serbia). This comparison allows investigation of the power of EU conditionality in different phases of the EU enlargement process.