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Nylund, 2014-07-05 This book offers an analysis of the current trends and developments in Nordic civil litigation and is divided into four main parts In the first part a picture of the current civil litigation landscape is provided by focusing on whether there is a truly Nordic form of civil litigation the current state of Nordic civil litigation the recent major reforms of civil procedure legislation and the effects of Europeanization In the second part the way rules on court connected mediation have been implemented and practiced in the Nordic countries is discussed The authors offer their insights on why court connected mediation has not been fully embraced by Nordic lawyers and the Nordic approach to this type of mediation is contrasted with the Austrian and German approaches In the third part recent developments affecting access to justice in the Nordic countries are discussed Among the topics are changes in legal aid schemes the impact of recent civil procedure law reforms hindrances for larger companies to use litigation as a method of dispute resolution and differences in costs and delays Additionally Alternative Dispute Resolution and Class or Group Actions are explored as methods to enhance access to justice The potential adverse effects of Alternative Dispute Resolution and Group Actions are also examined both in a Nordic and European context In the final part conclusions are drawn from both historical and future oriented perspectives Civil Procedure, Cases, Problems and Exercises, 3D, 2012 Supplement John T. Cross, Leslie W. Abramson, Ellen E Deason, 2012-07-03 This supplement brings the principal text current with recent developments in the law Procedure: Cases and Comments on the Process of Adjudication Paul D. Carrington, 1969 Civil Procedure in EU Competition Cases Before the English and Dutch Courts George Cumming, Mirjam Freudenthal, 2010-01-01 For decades it seemed clear that EC competition law was enforceable effectively at the national level and ECJ case law has continued to bear this out In recent years however the Commission has been proposing harmonization of national rules of procedure in competition cases implying that procedural autonomy is insufficient on its own to produce an effective enforcement system in this area As the authors of this book clearly demonstrate this suggests a binary system governing the enforcement of EC Articles 81 and 82 namely that led by the Commission through directives and eventual regulations and that built on ECI principles in areas not dealt with by such Community instruments This book describes and analyzes not only the specific Commission recommendations but also the manner and extent to which these recommendations are or may be implemented in civil procedure In particular the authors consider changes which may be required if these recommendations are incorporated into Dutch and English rules of civil procedure Also addressed are elements of procedure not mentioned by the Commission but which might usefully be considered in the context of ECJ principles of effectiveness equivalence and effective judicial protection of rights At the heart of the study is a detailed analysis of the Commission White Paper on Damages Actions and the Commission Staff Working Paper both issued early in 2009 The in depth analysis ranges over procedural aspects of such elements as the following and standing and disclosure and access to evidence and burden of proof and fault no fau and costs of damages actions and injunctions and civil versus administrative enforcement and limitations and

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