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AGRICULTURE AND ENVIRONMENT:
GENESIS RELATIONSHIPS

per Marine Hizran

Negotiations about the reform of the common agricultural policy should have put the environment protection policy at the forefront. But the CAP got equipped with a new mechanism called greening or green payment aimed to turn the pillar of the market support green instead. This mechanism specifies the consideration of the environment and weakens the cross compliance. The negotiators were from green to greenwashing. The objective of this contribution is to show how the environment protection policy is incorporated into the CAP. The environmental cross compliance notion allows one to understand the linkage and the interaction between these two policies.

CONFIRMATION OF THE ECONOMIC APPROACH IN COMPETITION LAW:
CONTINUATION OF « MODERNISATION » 2013 REPORT ON COMPETITION

per Aliaksandr Goškan

This contribution is an analysis of the 2013 report on the competition policy of the European Union, whose review cycle ended with a vote on a parliamentary motion on 10 March 2015. Considering the developments found in it, a central element appears in the thoughts of the Commission: competition law modernisation is constraining. This approach of competition law where economic standards tend to replace legal categorisation is materialised by two phenomena that we identify as competition law federalisation and deverticalisation. They involve deep reforms as well as procedure reforms where alien intervention tend to become significant compared with the classic use of courts. Based on the salient points of the report, we suggest a perspective combining information on the steps of the modernisation and proposals of the report.

THE PRIMACY PRINCIPLE OF UNION LAW:
WHAT REALITY?

per Dominique Kitting

The purpose of this communication is to describe the reality of the principle of primacy of the Union's law. It is a contrasted reality, both that of primacy gradually accepted by member countries as well as primary newly questioned by member countries. After briefly stating the expressions both of the acceptance and of the questioning of the primacy, the paper attempts to shed light on the reasons for, and bases of, that double reality.

THE FUTURE OF PRIMACY: THE JUDGE'S DIALOGUE?

per Caillé Marti

Whereas the « judge dialogue », a successful expression, is subjected to conflicting assessments by describing the contribution tends to question the relations that the concept has with the principle of primacy. Dismissing both the champions of dialogue as a key allowing to reconcile the conflicting case law interpretations of the principle of primacy and its implications, which consider on the contrary that it did not allow to relativise the extent thereof, the contribution tends to demonstrate that the dialogue solution has a true heuristic value in a context marked by pluralism. The author then attempts, firstly, to shed light on the structuring and identifying functions of the judge dialogue before exploring, secondly, the conditions for its continuation.

PUBLIC CONTRACT CHRONICLE

CASE LAW OF THE EUROPEAN UNION COURT OF JUSTICE

per Christophe Bernard-Clair, Laura Léth, Stéphane Rodrigues

The 2nd section of this chronicle, which covers the case law of the European Union Court of Justice over the period from 1 January 2014 to 30 June 2015, attempts to focus on the significant developments in the field of public contracts and public procurement in the course of the year. This includes decisions on the interpretation of the public sector concept, the application of the principle of equal treatment, and the implications of the new legal framework.