Contents

Contributors..............................................................................................................7

Introduction..............................................................................................................9

Part I: Law and State (Keynote Papers)

*Giovanni Battista Ratti*
Law from a Logical Point of View. Three Basic Questions.................................17

*Micel Troper*
The Emergence and Survival of the Modern State...............................................33

Part II: Methodological Approaches

*Monika Zalewska*
Two Approaches to the Methodology of Legal Theory:
Hans Kelsen and Jerzy Wróblewski......................................................................49

*Silvia Salardi*
The Concept of 'Human Nature': An Attempt to
Approach Law from an Essentialist Perspective?..................................................63

Part III: Language of Law

*Alessio Sardo*
Legal Philosophers, Meaning and Force...............................................................81

*Silvia Zorzetto*
On Impossibility in Law .........................................................................................99

Part IV: Constitutional and EU Law

*Fruzsina Gárdos-Orosz*
Judicial Review of Constitutional Amendments: A Theoretical Approach......121
Domenica Dreyer  
The Substance and Effects of EU Law and Jurisprudence under the Social Constructivist Research Agenda ......................................................... 137

Part V: Contemporary State

Martin Belov  
Can We Still Drive the State Machine the ‘Old School’ Way?  
Structural and Functional Deficits of the Modern State ........................................ 153

Marco Stefano Birtolo  
Privatising Law in Western, Multi-Faith and Multicultural Democracies ...... 171

Part VI: State and Crisis

Axelle Reiter  
States of Crisis and Crises of the State: Redefining the Limits of National Sovereignty and State Powers in Times of Emergency ................. 187

Robin Caballero  
Peacebuilding and Recognition of States: Failures of the International Territorial Administrations in Bosnia and Herzegovina and Kosovo ............... 207