Volume 32 Number 2 Summer 2012

## CONTENTS

| ARTICLES<br>At the Origins of Constitutional Review: Sieyès' Constitutional Jury and the<br>Taming of Constituent Power | 211 |
|---|-----|
| MARCO GOLDONI   | 211 |
| Rightless Enemies: Schmitt and Lauterpacht on Political Piracy<br>WALTER RECH   | 235 |
| 'Sewing the Fly Buttons on the Statute': Employee Inventions and the  |     |
| Employment Context<br>JUSTINE PILA  | 265 |
| Constitutional Review in Representative Democracy<br>DIMITRIOS KYRITSIS   | 297 |
| Universalism in Insolvency Proceedings and the Common Law<br>GERARD McCORMACK   | 325 |
| Judicial Legitimacy and the Role of Courts: Explaining the Transitional   |     |
| Context of the German Border Guard Cases<br>ADRIAN KÜNZLER  | 349 |
| REVIEW ARTICLES<br>Law, Justice and the Unity of Value  | 383 |
| DALE SMITH  | 565 |
| Shadows of Law, Shadows of the Shoah: Towards a Legal History of the Nazi Killing Machine                               |     |
| DAVID FRASER  | 401 |