Contents

List of figures Acknowledgments		vii ix
Int	roduction	1
1	Lost in translation	5
	Role of language in EU law-making	5
	Architecture of judicial interpretation at the Court	20
	Summing up	49
2	Legal certainty – form and substance	51
	What is legal certainty?	51
	The Court's case law	64
	Legal certainty as an interpretive tool	73
	Legal certainty and judicial reasoning	79
	Summing up	97
3	Discourse and legal certainty	101
9	Communicative underpinnings of legal certainty	101
	Discursiveness of law and legal certainty	103
	Procedural certainty and rational acceptability	106
	Constructing meaning through judicial reasoning	112
	Harmonizing EU law meaning at the Court	119
	Discursive legal certainty and judicial reasoning	136
	Summing up	154
4	Reconceptualizing legal certainty	157
	Justification, audience and rhetoric	157
	Quest for a shared legal paradigm	173
	Priority orders and legal paradigms: the challenge of	
	incommensurable interests	178
	Legal culture: a context enabling communication	182
	Interaction between EU and national audiences	187
	Summing up	190
Conclusion		193
Bibliography		199
Index		217