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Better Business Regulation in a Risk Society

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**Alberto Alemanno, Frank den
Butter, André Nijsen, Jacopo Torriti**



Better Business Regulation In A Risk Society:

Better Business Regulation in a Risk Society Alberto Alemanno, Frank den Butter, André Nijsen, Jacopo Torriti, 2012-09-14 The premise of this volume is that business regulations are expected to grow in the near future as a consequence of the emergence of a world risk society Risks related to terrorism climate change and financial crises for example will penetrate all conditions of life Increasingly the decisions and actions of some bring about risks for many in this era of globalization Controlling these risks implies managing the world through high quality regulation with a particular emphasis on businesses and financial institutions Central to this approach is the argument that a major if not the primary aim of regulation is to internalize externalities or in a broader context to repair market failure Such repair can only be accomplished when the costs are smaller than the welfare gains Featuring contributions from researchers and policy analysts from the fields of economics management law sociology political science and environmental policy this book focuses on three major topics Social risks and business regulation Preconditions for better business regulation Theoretical issues related to better business regulation Collectively the authors demonstrate that the easier it is for regulated businesses to comply at the lowest costs possible without jeopardizing the related public goals the greater the degree of compliance When successful the net result is a balance of individual and collective net benefits and by further implication sustainable business practice and economic growth

Better Business Regulation in a Risk Society Alberto Alemanno, Frank den Butter, André Nijsen, Jacopo Torriti, 2012-09-14 The premise of this volume is that business regulations are expected to grow in the near future as a consequence of the emergence of a world risk society Risks related to terrorism climate change and financial crises for example will penetrate all conditions of life Increasingly the decisions and actions of some bring about risks for many in this era of globalization Controlling these risks implies managing the world through high quality regulation with a particular emphasis on businesses and financial institutions Central to this approach is the argument that a major if not the primary aim of regulation is to internalize externalities or in a broader context to repair market failure Such repair can only be accomplished when the costs are smaller than the welfare gains Featuring contributions from researchers and policy analysts from the fields of economics management law sociology political science and environmental policy this book focuses on three major topics Social risks and business regulation Preconditions for better business regulation Theoretical issues related to better business regulation Collectively the authors demonstrate that the easier it is for regulated businesses to comply at the lowest costs possible without jeopardizing the related public goals the greater the degree of compliance When successful the net result is a balance of individual and collective net benefits and by further implication sustainable business practice and economic growth

Legal Risks in EU Law Emilia Mišćenić, Aurélien Raccach, 2016-04-13 This book takes a completely new and innovative approach to analysing the development of EU law Within the framework of different important areas of EU law such as the internal market consumer protection law social law investment law environment law

migration law legal translation and terminology it examines the Union's approach to the regulation and management of legal risks Over the years the Union has come to a point where it is becoming increasingly difficult to justify its authority to regulate in various areas of law In managing legal risks deriving from the diversity of Member States laws which create barriers to trade and hinder the Union's economy the Union itself has actually produced new legal risks that now have to be addressed This failure on the part of EU institutions to manage legal risks has contributed to legal uncertainty for actors operating on the internal market This book intends to contribute to the Union's smoother functioning and continuing development by proposing effective concrete solutions for managing the legal risks distorting the development of various areas of EU law It pursues an innovative and effective approach to identify legal risks their causes at the EU level and their impacts on the functioning of the Union and its Member States By presenting new approaches in this context the first book on legal risk management in the EU will actively promote the improvement of the EU lawmaking process and the application of EU law in practice

European Union Health Law Tamara K. Hervey, Jean V. McHale, 2015-11-12 The first holistic and thematic study of EU health law and its implications through its own internal logics

Strategies of Financial Regulation Junghoon Kim, 2020-12-03 This book analyses different strategies and their results in implementing financial regulation in terms of rule making public enforcement and private enforcement The analysis is based on a comparative study of conduct of business regulation on mis selling of financial instruments in the UK and South Korea It extends into liquidity regulation in the banking sector and credit rating agency regulation The book concludes that in rule making purposive rules are more effective for achieving regulatory goals with minimal undesirable results but a rule making system with purposive rules can only work on a foundation of trust among rule makers enforcers and the regulates that with respect to public enforcement the enforcement strategies should combine the compliance oriented and deterrence oriented approaches and be continuously adjusted based on close monitoring of the regulatory outcomes and that in private enforcement regulation should be instituted as the minimum requirement in private law

Governing Disasters A. Alemanno, 2011-01-01 The challenges posed by risky decisions are well documented These decisions become even more daunting when they must be made in a midst of a crisis Using the European volcanic risk crisis as the principal case study Alberto Alemanno and the other contributors to this thought provoking volume derive valuable lessons for how policy makers can cope with the attendant time pressures uncertainties coordination issues and risk communication problems Once the next emergency risk situation occurs it may be too late to learn about how to respond Governing Disasters should be required reading for all policy makers and risk analysts in advance of the next international risk crisis W Kip Viscusi Vanderbilt University US and Editor Journal of Risk and Uncertainty Catastrophes present us with a paradox Many people don't think they will happen so before a catastrophe regulations are typically viewed as unnecessarily invasive But in the aftermath of a disaster everybody suddenly blames the government for not having been strict enough Overregulation often follows In light of the unprecedented series of

catastrophes in recent years more than ever top leaders in government and business must understand and overcome this regulatory challenge Alberto Alemanno's innovative book tells you how Erwann Michel Kerjan The Wharton School's Center for Risk Management US Even the best laid policy plans go awry What do we do when despite our best preventive efforts a surprise crisis occurs How do we regulate a disaster while it is unfolding From volcanoes to tornadoes and tsunamis to terrorists extreme events test our resilience In this illuminating volume regulatory scholar Alberto Alemanno and his colleagues diagnose the complex combination of natural disasters and flawed institutions that make these crises so difficult to manage They offer a set of insights and remedies that must be read by anyone concerned to deal with disasters in the future Jonathan B Wiener Duke University US This comprehensive edited volume makes an important and much needed contribution to an increasingly important dimension of risk assessment and management namely emergency risk regulation Drawing upon the responses of government businesses and the public to the 2010 volcanic eruption in Iceland which disrupted European air travel it offers important lessons for policy makers who are likely to confront similar unanticipated global risks The recent nuclear power disaster in Japan makes this volume both timely and prescient David Vogel University of California Berkeley US Emergency crises have always tested our ability to organise and swiftly execute a coordinated response Both natural and unnatural disasters pose new questions to which previous experience provides only limited answers These challenges are arguably greater than ever in a more globalised world confronted by a truly transnational hazard This is the first volume that addresses the complexities of the volcanic ash cloud that overshadowed Europe in April 2011 but has subsequently struck again in Australia Chile and Europe It does so from a multidisciplinary perspective drawing upon research from economics law sociology and other fields as well as volcanology and leading expertise in jet engineering Whilst our knowledge base is wide ranging there is a common focus on the practical lessons of the ash cloud crisis both for subsequent eruptions and for emergency risk regulation more generally Among many other insights Governing Disasters explains why it was that industry and regulators were largely unprepared for a phenomenon about which we were not scientifically ignorant It concludes that the toolbox of risk regulation should not be expected to provide ready made solutions but applied flexibly creatively and with some humility This unique and timely resource will be useful to policymakers scholars officials of international organizations research institutions and consumer groups who want to acquire or further develop their capacities for risk regulation For teaching purposes it is ideal for courses on risk regulation disaster law and policy and crisis management or as a supplement in courses on environmental law transport law space law or land use

Repositioning Platforms in Digital Market Law Dušan V. Popović, Rainer Kulms, 2024-10-08 Online platforms and their ecosystems are the cornerstone of the digital economy They have brought forth positive network effects But they are also known for their information asymmetries their potential for market failures and their problematic relationship with data protection law This volume provides a detailed analysis of the current process of repositioning online platforms in the digital

economy as regulators express concerns about the evolution from mere intermediaries to gatekeepers. The exclusive reliance on competition law instruments has proven to be incapable of coping with cases of platforms abusing their market power. Therefore the book explores the European Union's new approach to digital markets consisting in the adoption or drafting of new legislative instruments such as the Digital Markets Act, Digital Services Act, Proposal of AI Act, Proposal of Data Act, Proposal of Data Governance Act. The EU's emphasis on new regulatory ex ante instruments as in the Digital Markets Act calls for an assessment of their overlap or their interface with existing supranational and national competition rules. The book transcends mere competition law thinking by exploring the status of online platforms from the perspective of trade law rules, unfair competition law, data protection rules and intellectual property law. But in view of the global reach of online platforms the risks of a jurisdiction wise approach with conflicting regulatory strategies are all too clear. The volume therefore includes comparative studies on Australia and the USA. The potential impact of regulatory policy choices will also be assessed from the economic perspective. The book's message is not to be confined to researchers and academics. It is also of great importance to practitioners in the digital sector who stand to benefit from the analysis of the law of online platforms undertaken by a working group of renowned authors coming from different jurisdictions.

Artificial Intelligence and Normative Challenges Angelos Kornilakis, Georgios Nouskalis, Vassilis Pergantis, Themistoklis Tzimas, 2023-11-20. Artificial intelligence (AI) both in its current comparatively limited form and even more so in its potential future forms such as general and superintelligence has raised both concerns and hopes. Its actual and potential consequences are increasingly far reaching affecting almost every facet of human life on a collective and individual level from the use of mobile phones and social media to autonomous weapons and from the digitalization of knowledge and information to the patentability of AI innovations. Unexpected philosophical, ontological, political and legal questions continue to arise. This book offers an insightful and essential guide to the scientific questions that are shaping humanity's present and future. Presenting a collection of academic essays written by prominent scholars it addresses the major legal issues concerning AI: its impact on a wide range of human behavior and the general legal response including questions on AI and legal personhood, responsibility, liability and culpability in the age of AI, the challenges AI poses for intellectual property regimes, human rights challenges and AI's impact on jus ad bellum and jus in bello. Given its scope the book will appeal to researchers, scholars and practitioners seeking a guide to this rapidly transforming landscape.

Artificial Intelligence and Tortious Liability Nasir Muftić, 2025-03-14. This book examines whether current liability systems can handle cases involving artificial intelligence (AI). It questions whether general liability rules designed to be technology agnostic are adequate for AI related accidents. While focusing on Bosnia and Herzegovina it addresses issues relevant across Europe offering answers based on common principles and tort law rules. The book begins with an introduction to AI technology and associated civil law challenges regarding e.g. autonomy, data importance and non transparency. It then discusses the broader context of civil law issues: the role of liability systems, rule making levels and

timing and ancillary mechanisms like insurance and safety standards The bases of liability in Bosnia and Herzegovina are examined including objective and subjective liability product liability and vicarious liability The allocation of liability is also addressed focusing on AI's autonomy and loss of user control and evaluating traditional liability allocation principles Finally the book analyzes why those harmed by AI might be worse off than those affected by conventional adverse events

Research Handbook on Environment, Health and the WTO Geert van Calster, Denise Prévost, 2013 This edited collection brings together an impressive array of authors from the world of international trade the environment and public health Each of them is eminently well placed to bring their own particular expertise to bear on the issue at hand and to do so in a knowledgeable and stimulating manner This Research Handbook is a must for anyone interested in these overlapping fields of law and policy whether as a basis for learning or as a resource for further research Mary Footer University of Nottingham School of Law UK This fantastic collection of essays explores the multiple intersections between trade and environment in the WTO The contributions by leading scholars are theoretically engaged whilst practical in their focus It is a must read for those concerned to ensure that trade liberalisation does not stand in the way of sustainable development including urgently needed action to mitigate the risks and consequences of climate change Joanne Scott University College London UK Geert Van Calster and Denise Prévost have managed to induce virtually all the great experts on health environment and WTO law to contribute to their Research Handbook on these subjects The result is undoubtedly an excellent volume that should adorn the bookcase of any and all interested in the important problem of the relation between international rule making and regulatory autonomy of states in this area of international economic law Pieter Jan Kuijper University of Amsterdam The Netherlands This Handbook provides state of the art analysis by leading authors on the links between the international trade regime and health and environment concerns concerns that make up an increasing proportion of WTO dispute settlement Research Handbook on Environment Health and the WTO surveys fields as diverse as climate change mitigation non communicable diseases nanotechnology and public health care The volume brings to the fore the debates and complexities surrounding these issues and their implications for the international trading system The Handbook begins in Part I with a survey of general issues that sets a context for the more specific sectorial studies Part II considers the most pressing issues within health regulation and trade law whilst Part III is devoted to environmental regulation and its interface with trade law Part IV looks specifically at aspects of the dispute settlement process and in particular standard of review and the book concludes in Part V with a consideration of the impact of trade measures on the health and environment regimes of emerging economies This comprehensive yet concise Handbook will appeal to academics and researchers in international trade law and environmental law as well as trade law practitioners

EU Management of Global Emergencies Inge Govaere, Sara Poli, 2014-06-19 EU Management of Global Emergencies Legal Framework for Combating Threats and Crises provides a thorough analysis of the role played by the European Union EU in combating some of the global emergencies that currently

affect or are likely to affect our planet In particular the potential of a regional model for coping with such emergencies is examined taking into account the perceived inefficacy of traditional prevention and reaction mechanisms provided both by individual States and international organisations The expression global emergencies refers to all situations irrespective of the subject matter involved which are characterised by an unexpected state of crisis which affects one or more regions of the world and call for an urgent and coordinated response from competent bodies and institutions Furthermore the book tests the role of the EU in managing global emergencies with respect to four broad areas the economic and financial crises the protection of the environment terrorism and humanitarian aid while maintaining focus on the legal framework within which the EU deals with such global emergencies in the light of the innovations brought about by the Lisbon Treaty With contributions by leading experts in each of the identified set of challenges EU Management of Global Emergencies Legal Framework for Combating Threats and Crises aims at increasing the understanding of a the contribution of regional organizations such as the EU to the management of global emergencies b the effectiveness of the EU external action and the actual involvement of the EU in global cooperation processes against global emergencies c global standards of human rights protection in relation to measures adopted in crises and d the coordination mechanisms between the EU and other international organisations with a global or regional membership in the management of global emergencies *The Role of 'Experts' in International and European Decision-Making Processes* Monika Ambrus,Karin Arts,Ellen Hey,Helena Raulus,2014-08-28 A broad gauged analysis of the issues raised by experts involvement in international and European decision making processes **Regulating Tobacco, Alcohol and Unhealthy Foods** Tania Voon,Andrew Mitchell,Jonathan Liberman,2014-07-25 The need to reduce disability and premature deaths from non communicable diseases NCDs is increasingly engaging international organisations and national and sub national governments In this book experts from a range of backgrounds provide insights into the legal implications of regulating tobacco alcohol and unhealthy foods all of which are risk factors for NCDs As individual countries and the international community move to increase targeting of these risk factors affected industries are turning to national and international law to challenge the resulting regulations This book explores how the effective regulation of tobacco alcohol and unhealthy foods can be achieved within the context of international health law international trade and investment law international human rights law international intellectual property law and domestic laws on constitutional and other matters Its contributors consider the various tensions that arise in regulating NCD risk factors as well as offering an original analysis of the relationship between evidence and health regulation Covering a range of geographical areas including the Americas the European Union Africa and Oceania the book offers lessons for health and policy practitioners and scholars in navigating the complex legal fields in which the regulation of tobacco alcohol and unhealthy foods takes place **The Globalization of Cost-Benefit Analysis in Environmental Policy** Michael A. Livermore,Richard L. Revesz,2013-02-21 This book argues in favor of using cost benefit analysis globally

and examines the positive impact it can have in developing countries using relevant case studies The book discusses the potential for cost benefit analysis to provoke a global shift toward stronger and more effective economic policies

Policy Analysis in Germany Sonja Blum,Klaus Schubert,2018-03-01 This comprehensive study part of the International Library of Policy Analysis brings together for the first time a systemic overview of policy analysis activities in Germany Written by leading experts in the field including informed practitioners it outlines the development of the discipline identifies its role in academic education and research and examines its styles and methods The book also focuses on the role of policy analysis for governments and parliaments for parties social partners and interest groups By offering a rich and timely analysis of policy analysis in Germany this book is a valuable resource for academic exchange and for teaching particularly in the fields of political science social sciences economics and geography Moreover by its broad comprehensive understanding of policy analysis the book will be of practical relevance and shape the debate for the future development of policy analysis in Germany and the different spheres where it is practised

Handbook of Policy Transfer, Diffusion and Circulation Osmany Porto de Oliveira,2021-03-26 This important Handbook brings together preeminent international scholars sharing their comparative and international perspectives on the topic Their original contributions cover the key issues and questions around policy transfer diffusion and circulation research Altogether chapters illuminate how rich and provocative the current debate on the interpretation of how public policies travels is and the vibrancy of the area s research within the broad planet of public policy analysis

Regional Economic Development in the Balkan Region Teoman Duman,Erkan Ilgün,Merdžana Obralić,2016-01-14 This edited volume brings together original scientific studies on current economic and developmental issues in the Balkan region and is composed of papers by 25 authors from seven different countries The Balkan region has gained significant interest in recent years due to its location and strategic position representing a doorway to Europe and the region s stability and progress have direct consequences on various European countries Because of this strategic position there is currently much debate regarding a potential partnership of the Balkan states with the European Union This book offers insights into the current economic and developmental status of the countries in this region offering a series of chapters that analyse the area from a variety of perspectives It begins with a discussion on the recent history of the region especially with reference to the former Yugoslavia and its break up after the turbulence experienced in 1990s Other sections are complementary to each other in that they offer comparisons of the Balkan states in their economic progress at the micro and macro levels Topics such as European integration policies and effects economic transition regional trade tax incentive policy regional capital markets regional development agencies and systems remittances and foreign aid contributions import export policies fiscal policies analysis of regional microfinance and the tourism sectors are explored in detail throughout the book

Public Policy Making in the Western Balkans Margo Thomas,Vesna Bojicic-Dzelilovic,2014-10-28 Developing and transition economies face myriad challenges in their attempts to achieve and

maintain political stability and foster the economic growth essential for national security the social well being of current citizens and sustainable environments for future generations Governments in the Western Balkans have striven to achieve all of the above and this volume assesses the nature of their experiences as well as the level of their success in doing so Featuring detailed case studies of public policy reforms in the region as well as comparative analysis on a range of indicators the book analyzes the role of key players in setting the political agenda as well as implementing policy reforms It also distils the lessons that can be learned from the Western Balkan experience recommending strategies for enhancing the policy making process In addition it examines the developmental role played by the full spectrum of policy actors including the private sector NGOs special interest groupings international financial institutions donor nations and the EU Each case study has been prepared by academics with deep knowledge and experience of the western Balkans and addresses a core set of questions identifying the policy issue and its broader context defining the roles of specific individuals in formulating policy and reform and assessing the influence of networks and coalitions in the policy making process With so little detailed literature on public policy making in a group of nations strategically positioned between Europe Russia and the near East the detailed insights provided by this volume will be widely welcomed Our book provides case studies of specific public policy reform episodes in selected Western Balkan post conflict and transition countries The focus of these case studies extends beyond the technical aspects and entails substantive examination of the policy actors constituencies and politics that ultimately shape the policy that emerges from the policy making process This analysis draws lessons for strengthening the quality of policies the transparency consistency and governance of the policy making process and ultimately for contributing to economic and social development of the region

The Routledge Handbook of Policy Tools Michael Howlett, 2022-08-10

This handbook provides a unique systematic and comprehensive overview from leading experts in the field of the policy making tools deployed at all the phases of the policy process It covers the fundamentals of both new and established policy tools from regulation and public enterprises to subsidies and information campaigns as well as new tools such as social impact investing nudges crowdsourcing co production and new digital governance and data analysis techniques The book consists of nine sections with five corresponding to the major research emphases of studies on policy tools across the stages of the policy cycle agenda setting formulation decision making implementation and evaluation These are accompanied by overviews of key research and concepts a discussion of how different kinds of tools can be usefully combined in simple or complex policy portfolios or mixes and a concluding section on future research directions Consolidating the state of knowledge and uniting classic foundational material with recent advancements in theory and practice in one location the handbook is a defining volume in this field The Routledge Handbook of Policy Tools is essential reading and an authoritative reference for scholars students researchers and practitioners of public policy public administration and public management as well as those interested in comparative politics and government public organizations and the use of policy tools and

instruments in individual policy areas from climate change to public health

The Rio Declaration on Environment and Development Jorge E. Viñuales, 2015 The 1992 Rio Declaration on Environment and Development provides 27 principles to guide future sustainable development This book is the first commentary on the Declaration investigating the origins development and impact of each of the 27 principles on the ways in which sustainable development has been encouraged through international law

The Top Books of the Year Better Business Regulation In A Risk Society The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous compelling novels captivating the hearts of readers worldwide. Lets delve into the realm of popular books, exploring the fascinating narratives that have enthralled audiences this year. Better Business Regulation In A Risk Society : Colleen Hoover's "It Ends with Us" This heartfelt tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover skillfully weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can succeed. Uncover the Best : Taylor Jenkins Reids "The Seven Husbands of Evelyn Hugo" This captivating historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reids compelling storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Better Business Regulation In A Risk Society : Delia Owens "Where the Crawdads Sing" This mesmerizing coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens crafts a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These top-selling novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a masterful and gripping novel that will keep you wondering until the very end. The novel is a warning tale about the dangers of obsession and the power of evil.

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