

## Table of Contents

### **Editorial**

Editorial Comments: The Relevance of Foreign Investment Protection in International and EU Law	5
Foreword to Vol. 8 (2020) of the Hungarian Yearbook of International Law and European Law <i>Marcel Szabó</i>	

### **New Tendencies in the Law of Foreign Investments in European Law and Public International Law**

The CETA Investment Court and EU External Autonomy	15
Did Opinion 1/17 Broaden the EU's Room for Maneuver in External Relations? <i>Wolfgang Weiss</i>	

The CETA Opinion of the CJEU	40
Redefining the Contours of the Autonomy of the EU Legal Order <i>Tamás Szabados</i>	

The Impact of the Achmea Ruling on Intra-EU BIT Investment Arbitration A Hungarian Perspective <i>Veronika Korom</i>	53
--	----

Investment Arbitration and the Public Interest <i>Gábor Hajdu</i>	75
--	----

A New Aspect of the Cross-Border Acquisition of Agricultural Lands The Inícia Case Before the ICSID <i>János Ede Szilágyi &amp; Tamás Andréka</i>	92
---	----

### **Anniversary: The Centenary of the Trianon Peace Treaty**

The Treaty of Trianon Imposed Upon Hungary	106
Objectives and Considerations From the Hungarian Perspective <i>Gábor Hollósi</i>	

Hungarian Territorial Changes and Nationality Issues Following World War I <i>Mónika Ganczer</i>	120
---	-----

The Temporal Effect and the Continuance in Force of the Treaty of Trianon  
A Hundred Years Later 136  
*Norbert Tóth*

### **Developments in International Law**

The ECtHR on Constitutional Complaint as Effective Remedy in the  
Hungarian Legal Order 157  
*Péter Paczolay*

The ECtHR's Grand Chamber Judgment in Ilias and Ahmed Versus  
Hungary: A Practical and Realistic Approach 169  
Can This Paradigm Shift Lead the Reform of the Common European  
Asylum System?  
*Ágnes Tóttós*

The Case Between Urgenda and the State of the Netherlands 192  
*Otto Spijkers*

Urgenda to Be Followed 207  
Will the Courts Be the Last Resort to Prevent Dangerous Climate Change?  
*András Huszár*

The Development of Human Rights Diplomacy Since the Establishment of  
the UN 218  
More Actors, More Efficiency?  
*István Lakatos*

### **Developments in European Law**

Law and Identity in the European Integration 238  
*János Martonyi*

The Elusive Quest for Digital Exhaustion in the US and the EU 249  
The CJEU's Tom Kabinet Ruling a Milestone or Millstone for Legal  
Evolution?  
*Shubha Ghosh & Péter Mezei*

Challenges Arising From the Multi-Level Character of EU Citizenship 276  
The Legal Analysis of the Delvigne and Tjebbes Cases  
*Laura Gyeney*

European Citizens' Initiatives for the Protection and Promotion of Rights  
and Interests of National Minorities 299  
Latest Developments  
*Balázs Tárnok*

Participation in the European Public Prosecutor's Office Member States' Autonomous Decision or an Obligation? <i>Ádám Békés</i>	314
<b>Hungarian State Practice</b>	
National Courts and the Enforcement of EU Law Hungarian Experiences <i>András Osztovits &amp; András Zs. Varga</i>	334
The Protection of the Right to Local Self-Government in the Practice of the Hungarian Constitutional Court <i>Ádám Varga</i>	349
<b>Case Notes</b>	
The Hungarian Constitutional Court's Decision on the Protection of Groundwater Decision No. 13/2018. (IX. 4.) AB of the Constitutional Court of Hungary <i>Gábor Kecskés</i>	371
Practical Questions Concerning the Relationship Between a Member State's Constitution, EU Law and the Case-Law of the CJEU Decision No. 2/2019. (III. 5.) AB of the Constitutional Court of Hungary <i>Marcel Szabó</i>	383
Limitations of the Physical Expression of Opinion Decision No. 14/2019. (IV. 17.) AB of the Constitutional Court of Hungary <i>Gábor Kurunczi</i>	393
<b>Conference Reports</b>	
Anniversary Conference on the Occasion of the 80th Birthday of János Bruhács <i>Ágoston Mohay &amp; István Szijártó</i>	405
<b>Review of Hungarian Scholarly Literature</b>	
The 2019 Henry Wheaton Prize <i>Gabriella Szamek</i>	412
Gábor Baranyai, European Water Law and Hydropolitics: An Inquiry Into the Resilience of Transboundary Water Governance in the European Union (Book Review) <i>Gábor Kecskés</i>	417
László Fodor, A falu füstje (Book Review) <i>István Hoffman</i>	421

- András Koltay, *New Media and Freedom of Expression: Rethinking the Constitutional Foundations of the Public Sphere* (Book Review) 425  
*Anett Pogácsás*
- Csongor István Nagy, *Collective Actions in Europe. A Comparative, Economic and Transsystemic Analysis* (Book Review) 429  
*András Tóth*