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Linotte

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# **SERVICES PUBLICS ET DROIT PUBLIC ECONOMIQUE**

## 2. Les interventions publiques en économie

# Services Publics Et Droit Public Economique

**Jean-Paul Valette**



## Services Publics Et Droit Public Economique:

**Services publics et droit public économique (2) : Les interventions publiques en économie** Didier Linotte, Achille Mestre, Raphaël Romi, 1992-01-01 T00:00:00+01:00 Le présent tome Les interventions publiques en économie complète le tome premier consacré la présentation d'une théorie générale du droit public économique du service public et des structures d'interventions publiques dans l'économie Dans un titre I L'encadrement public de l'économie les auteurs dégagent les politiques d'intervention planification aménagement du territoire régulation de la concurrence des prix des activités financières et monétaires Suivent les interventions directes titre II consacré es aux aides publiques qu'elles soient communautaires nationales ou locales et aux marchés publics passation financement et sous-traitance Destin aux étudiants d'AES et de droit cet ouvrage intéressera également les collectivités territoriales confrontées quotidiennement aux difficultés des interventions publiques en économie

*Services publics et droit public économique* Didier Linotte, Raphaël Romi, 2001 Cet ouvrage rend compte des mutations de notre droit public et administratif face aux interventions économiques des pouvoirs publics qu'ils soient nationaux ou décentralisés et même communautaires La première et la deuxième parties présentent une théorie générale du droit public économique puis du service public consacré aux définitions aux sources et aux principes de la matière avant d'étudier plus longuement les structures d'intervention dont les plus classiques modernes ont une fonction économique ministères entreprises publiques offices etc La troisième partie dégage les principales politiques d'intervention planification prix commerce extérieur marchés et concurrence interventions économiques des collectivités locales notamment

**Droit public économique** Jean-Paul Valette, 2009-02-04 Remise jour L'ouvrage présente les aspects juridiques des interventions économiques des pouvoirs publics Il couvre le programme de droit public économique habituellement enseigné en Licence ou Master de droit ou AES ainsi que dans les IEP Il constitue également un outil de préparation efficace en vue des concours A jour notamment de la loi de sécurité financière du 1er août 2003 et de la loi de modernisation de l'économie du 4 août 2008

Points forts Cet ouvrage court et jour est idéal pour les périodes de révision Un manuel strictement universitaire constituant un outil rassurant pour les étudiants Cours très structurés mettant en valeur les points essentiels du programme des facultés de droit AES ou IEP Sommaire 1 L'intervention économique publique 2 Sources et principes du droit public économique 3 Le secteur public industriel et commercial 4 La planification l'aménagement et le développement durable du territoire 5 La régulation économique et financière L'auteur Jean Paul Valette est maître de conférences de droit public à l'université Paris Sud Faculté Jean Monnet Il enseigne également à l'université Paris II Panthéon Assas IPAG

Droit public économique Alain-Serge Mescheriakoff, 1996-01-01 T00:00:00+01:00 Cet ouvrage est une réédition numérisée d'un livre paru au XXe siècle désormais indisponible dans son format d'origine

**Services publics et droit public économique** Didier Linotte, Achille Mestre, Raphaël Romi, 1995 Cet ouvrage rend compte des mutations de notre droit public et administratif face aux interventions économiques des pouvoirs publics qu'ils soient nationaux ou décentralisés et même communautaires La première

et la deuxième parties présentent une théorie générale du droit public économique puis du service public consacré aux définitions aux sources et aux principes de la matière avant d'étudier plus longuement les structures d'intervention dont les plus classiques mentionnées ont une fonction économique ministères entreprises publiques offices etc La troisième partie développe les principales politiques d'intervention planification prix commerce extérieur marchés et concurrence interventions économiques des collectivités locales notamment

**Public Procurement and the EU Competition Rules** Albert Sánchez Graells, 2015-06-25 Public procurement and competition law are both important fields of EU law and policy intimately intertwined in the creation of the internal market Hitherto their close connection has been noted but not closely examined This work is the most comprehensive attempt to date to explain the many ways in which these fields often considered independent of one another interact and overlap in the creation of the internal market This process of convergence between competition and public procurement law is particularly apparent in the 2014 Directives on public procurement which consolidate the principle of competition in terms very close to those advanced by the author in the first edition This second edition builds upon this approach and continues to ask how competition law principles inform and condition public procurement rules and whether the latter in their revised form are adequate to ensure that competition is not distorted The second edition also deepens the analysis of the market behaviour of the public buyer from a competition perspective Proceeding through a careful assessment of the general rules of competition and public procurement the book constantly tests the efficacy of these rules against a standard of the proper functioning of undistorted competition in the market for public procurement It also traces the increasing relevance of competition considerations in the case law of the Court of Justice of the European Union and sets out criteria and recommendations to continue influencing the development of EU Economic Law

**Fondamentaux - Droit public de l'économie (6e édition) - Ebook epub** Jean-Paul Valette, 2021-09-01 Ce manuel synthétique présente les aspects juridiques des interventions économiques des pouvoirs publics Il couvre le programme de droit public économique enseigné en Licence ou Master de droit et d'AES ainsi que dans les IEP Il constitue également un outil de préparation efficace en vue des nombreux concours administratifs Jean Paul Valette est maître de conférences HDR en droit public à l'université Paris Sud Il enseigne également à l'université Paris II Panthéon Assas

**Services publics et droit public économique: Services publics et droit public économique** Didier Linotte, Achille Mestre, Raphaël Romi, 1982

**Capital, Market and the State** Ilektra Antonaki, 2021-10-25 This book explores how the EU free movement of capital provisions can be interpreted in order to allow certain forms of State participation in the market for the purposes of protecting public interest objectives in the context of privatisations and golden shares Drawing from the international controversy regarding the risks and benefits of capital liberalisation the book argues that the broad interpretation of capital restrictions under Article 63 TFEU has significant consequences for national political economy choices and investigates the extent to which the existing legal framework set out in the Treaties offers room for reconciling economic integration with

societal values      State and Market in European Union Law Wolf Sauter, Harm Schepel, 2009-04-16 An examination of the legal framework of the EU internal market as established in the case law of the European Court of Justice discussing in particular EC competition law the free movement of goods services persons and capital and the evolution of the interpretation of the provisions The State has been retreating from direct intervention in economic life as more goods and services the provision of which was once thought to be a public responsibility are delivered through market mechanisms Given the need for consistent application of EC law in the internal market a common core conception of public authority shielded from the discipline of EC competition law is needed The resulting realignment of public and private functions and responsibilities is not a linear and coherent process especially in light of the changing nature of the European legal integration project and the progressive incorporation of non economic values in the Treaties      **La transition énergétique à l'épreuve du droit public économique** Alberto Corduas, 2018-03-01 Cet ouvrage a tout d'abord permis de constater que le droit de l'énergie est un droit composite qui ne peut être dissocié des problématiques afférentes au droit de la concurrence Dans ce cadre la transition énergétique est ici définie comme le passage d'un système énergétique fondé principalement sur des énergies fossiles vers un bouquet énergétique reposant sur des sources énergétiques renouvelables L'ouvrage traite essentiellement de la transition énergétique sous l'angle du droit économique Dans cette perspective une étude comparative des systèmes juridiques français et italien au regard notamment des politiques publiques a été proposée afin de mettre en exergue les alternatives éventuelles au modèle énergétique existant en France Cette approche a permis de tracer les contours de deux modèles énergétiques différents et d'identifier les éléments nécessaires à une véritable mise en œuvre de la transition énergétique Par la prise en compte de l'exemple italien une analyse prospective a été effectuée afin de préciser le chemin que la France pourrait faire et l'impact que cela pourrait avoir sur le marché de l'électricité D'importantes différences ont été constatées au niveau des mécanismes d'incitations aux énergies renouvelables des fondements constitutionnels de la décentralisation et du développement de la régulation du secteur électrique L'impact de la transition énergétique sur le développement des centrales nucléaires françaises a également été analysé Cet ouvrage tend à montrer qu'il n'existe pas de modèle idéal en matière de transition énergétique Néanmoins une mise en œuvre efficace de la transition énergétique doit nécessairement prendre en compte les exemples des autres pays Cet ouvrage a également permis de mettre jour au 1er novembre 2016 les textes et la jurisprudence dans une matière qui a très récemment évolué durant ces dernières années Par la richesse de ses sources comparées il intéressera autant les professionnels et leurs conseils que les universitaires et les pouvoirs publics      **Public Private Partnerships** Sara Valaguzza, Eduardo Parisi, 2020-01-31 This insightful book critically examines the phenomenon of public private partnerships through a global theoretical lens It considers the reasons for merging private entities and public administration as well as the processes and consequences of doing so The benefits for the community as well as the radical changes in the principles and modalities of administrative activity are theorized and discussed      *Droit public de l'économie. 2e éd.* Pierre

Delvolvé,2021-01-20 Le droit public de l'économie s'entend non seulement des règles qui régissent l'intervention de l'état et des autres personnes publiques dans l'économie mais également de celles qui garantissent la liberté d'entreprendre ou de circulation Les pouvoirs publics disposent donc encore de structures en charge des questions économiques que ce soit pour l'aménagement du territoire ou la régulation des marchés avec le Conseil de la concurrence ou la Commission des opérations de bourse De même les entreprises publiques demeurent soumises des dispositions de droit public complexes au regard d'une activité commerciale soumise la concurrence des marchés C'est le mérite de ce Précis d'aborder de façon claire et exhaustive l'ensemble des dispositions de droit public ayant une incidence sur le fonctionnement de l'économie The Idea of Economic

Constitution in Europe ,2022-06-08 Behind the controversies that have marked the history of the idea of Economic Constitution emerges the highly political issue of the room for manoeuvre left to public authorities in the economic sphere The notion thus encapsulates a fundamental tension between democracy and rule of law which model of legal ordering of the economy should prevail From physiocrats to neo liberals from the Weimar Republic to European integration from national constitutions to Global Governance this collective book invites us to explore the genealogy of the controversial concept of Economic Constitution The result of this interdisciplinary dialogue is a comprehensive reflection on the legal and political issues at stake in the current constitutionalization of the market order in Europe Contributors are Philippe Steiner Guillaume Grigore Hugues Rabault Peter C Caldwell Thomas Biebricher Werner Bonefeld Serge Audier Vincent Valentin Pieter van Cleynebreugel Xavier Miny Frédéric Marty Claire Mongouachon Hans Wolfgang Micklitz Francesco Martucci Michael Wilkinson Hjalte Lokdam Susanna Maria Cafaro Peter Lindseth Cristina Fasone Pierre Nihoul François Colly Peter Christian Müller Graff Tony Prosser Damien Piron Mahmoud Mohamed Salah Stephen Gill Thibault Biscarie Sébastien Adalid and Christian Joerges Derrière les controverses qui jalonnent l'histoire de l'idée de Constitution économique merge la question minemment politique de la marge de manœuvre laissée aux autorités publiques dans la sphère économique La notion cristallise ainsi une tension fondamentale entre démocratie et état de droit quel doit être modèle d'organisation et d'ordonnement juridique de l'économie Des physiocrates aux néolibéraux de la République de Weimar l'intégration européenne des constitutions nationales la Global Governance cet ouvrage collectif nous invite désormais explorer la genalogie du concept politique de Constitution économique Les auteurs ouvrent alors travers un dialogue interdisciplinaire constant une réflexion globale autour des enjeux juridiques et politiques du processus actuel de constitutionnalisation de l'ordre de marché en Europe *Derecho Administrativo. Curso. Temas de reflexión. Comentarios y análisis de fallos Edición 2017* Jacqueline Morand

Deviller,2017-03-01 Esta obra de derecho administrativo general presenta la exposición del curso y destaca las cuestiones esenciales su evolución y los cuestionamientos que suscitan debate Cada capítulo está acompañado de ejercicios prácticos que permiten adquirir un método riguroso de presentación de los conocimientos Este curso está ordenado en tres partes el marco de la acción administrativa los fines y medios de la acción administrativa y los controles y sanciones de la acción administrativa

Esta obra est dirigida a los estudiantes a los aspirantes a los concursos de la funci n p blica y m s ampliamente a los profesionales del derecho

*Contrats de commande publique et activité accessoire* Benjamin Valette, 2016-06-22 Fr

quemment en marge des contrats de commande publique leur titulaire d veloppe une activit accessoire gr ce aux moyens mis leur disposition dans le cadre de ces contrats L objet de cette recherche est de scruter les questions juridiques soulev es par cette pratique qui a d abord un objectif conomique et financier Il s agit pour certains op rateurs d utiliser les contrats leur confiant une activit principale pour d velopper une activit accessoire celle ci et ce dans le but de g n rer des recettes suppl mentaires Longtemps cette activit accessoire est apparue comme un ph nom ne marginal d o sa large ignorance par la doctrine qui ne lui a jusqu ici consacr aucune tude sp cifique Au contraire la recherche a r v l dans l activit accessoire une situation fr quente et de grande ampleur La pr sente tude met donc en lumi re cette activit et fournit d sormais aux parties cocontractantes les moyens de l identifier mais aussi de l appr hender tant dans son environnement contractuel que dans son environnement normatif La diversit des situations tudi es cr e un v ritable r gime juridique de l activit accessoire du cocontractant de l administration et constitue par la m me une invitation rompre avec une conception traditionnelle du contrat essentiellement focalis e sur son objet principal L activit accessoire du cocontractant n est pas aussi accessoire qu il y para t Elle peut m me l occasion constituer un contrat cach dont ni le juriste ni l administration ne peuvent se d sint resser plus longtemps sp cialement en ces temps de p nurie budg taire

**Les entreprises publiques (1)** Michel Durupty, 1986-01-01 T00:00:00+01:00 Cet ouvrage est une r dition num rique d un livre paru au XXe si cle d sormais indisponible dans son format d origine

**Services publics et droit public économique** Didier Linotte, Achille Mestre (juriste).), Raphaël Romi, 1992

*L'épreuve du temps* Robert Savy, 2007

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