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Direct effect of international agreements concluded by the European Union within the scope of the Common Commercial Policy

Summary

Ph.D. Thesis prepared under the supervision of dr hab. Marcin Górski, prof. UŁ in the discipline of legal sciences

The subject of the dissertation concerns the direct effect of international agreements concluded by the European Union within the framework of the Common Commercial Policy. To verify the main thesis of the dissertation, research questions were posed regarding the subject scope of the JCPOA, the nature of the Union's competence to conclude international agreements, and the practice of concluding agreements in specific areas. The research issue, which constitutes the subject of the dissertation focuses on the analysis of the direct effect of agreements international agreements concluded by the European Union within the framework of the Common Commercial Policy Trade Policy.

The dissertation consists of an introduction, five chapters and a conclusion. Each of the chapters begins with an introduction, which briefly introduces the issues addressed in each chapter and concludes with conclusions.

The first chapter (Evolution of competence and procedure for the European Communities to conclude international agreements under the Common Commercial Policy prior to the entry into force of the Lisbon Treaty) contains an analysis of the scope of the Common Commercial Policy and the EU's competence in this area as it stood legal state before the entry into force of the Lisbon Treaty.

The second chapter (Impact of the Treaty of the Lisbon Treaty on the competence and procedure for the European Union to conclude international agreements international agreements within the framework of the Common Commercial Policy) is devoted to the changes that the Lisbon Treaty has brought to the EU's competence in this area.

The third chapter (Effect direct effect of the provisions of international agreements concluded by the European Union) presents an analysis of the issue of direct effect. It discusses both the concept of direct effect, as well as the relationship between European Union law and international law international law.

The fourth chapter (Conclusion of international agreements by the European Union European Union within the framework of the Common Commercial Policy in the field of commercial aspects of intellectual property) provides an in-depth analysis of the direct effect of TRIPS, which, as a part of the WTO (World Trade Organization) agreements. (WTO) agreements, form the foundation that introduces a minimum level of intellectual property protection in the states

parties to it. The chapter goes on to consider the EU's authority to conclude agreements in the field of commercial aspects of intellectual property considering the Court's opinion 3/15.

Chapter five (Conclusion of international agreements by the European Union under the Common Commercial Policy in the field of foreign direct investment) shows the the essence of bilateral trade agreements in the context of the trade strategy adopted by the Union. The chapter shows the change in the EU's practice of concluding trade agreements and explained what it results from.

The answers to the research questions and the main thesis are presented in the conclusion.