

ZEuP - Zeitschrift für Europäisches Privatrecht 3/2024

Issue 3/2024 of *ZEuP - Zeitschrift für Europäisches Privatrecht* has just been published. It includes contributions on EU private law, comparative law, legal history, uniform law, and private international law. The full table of content can be accessed [here](#).

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The following contributions might be of particular interest for the readers of this blog:

- **Die Europäisierung des internationalen Erwachsenenschutzes**

Jan von Hein on the proposal for a regulation on the international protection of adults: On 31.5.2023, the European Commission presented a

proposal for a regulation on the international protection of adults. This proposal is closely intertwined with the Hague Convention on the international protection of adults. Therefore, the proposed regulation shall be accompanied by a Council decision authorising Member States to become or remain parties to the Hague Convention. The following contribution analyses the proposed regulation and its relationship with the Hague Convention.

- **Justizgrundrechte im Schiedsverfahren? - Pechstein und die Folgen für die Handelsschiedsgerichtsbarkeit**

Gerhard Wagner and Oguzhan Samanci on human rights and commercial arbitration: Does the ECHR and the German constitution require public hearings in arbitral proceedings, provided that one of the parties had the power to impose the arbitration agreement on the other through a contract of adhesion? This article analyzes the potential implications that the Pechstein decision of the Federal Constitutional Court and its precursor in the jurisprudence of the ECHR may have for commercial arbitration. The focus is on arbitration clauses in general business terms and in contracts with undertakings that occupy a dominant position in a specific market. The conclusion is that, despite the broad formula employed by the Federal Constitutional Court, the right to a public hearing should remain limited to sports arbitration.

- **Die Auslegung von EuGH-Entscheidungen - ein Blick aus der Gerichtspraxis**

David Ullenboom on the interpretation of CJEU decisions: This article examines the question whether a European methodology is needed to interpret judgments of the CJEU for judicial practice. It argues that judgments of the CJEU need to be interpreted in the same way as legal provisions and are therefore subject to a grammatical, systematic, genetic and teleological interpretation in order to determine their meaning for future legal cases.

- **Schweizerisches Bundesgericht, 8 June 2023, 5A_391/2021**

Tanja Domej discusses a decision of the Swiss Federal Tribunal on the recognition of the deletion of a gender registration under German law.