

EU Family Law during the Process of Unification of the Private International Law

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Abstract

Great success has been made during the campaign of unification of the private international law in EU alongside with the European integration, and the family law, as a branch of it, falls behind with others, albeit a little progress has been achieved too. This article makes a concise description of the form and necessity of the long-going campaign, and then analyzes the development of family law in EU as well as its problem. To conclude, it is possible and likely for EU to unify family law for a long run, while the process cannot be without a hitch.

Key words: EU family law, EU family model, Brussels II Convention, Unification of the private international law in EU

初探歐盟統一國際私法運動中的親屬法問題

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摘要

歐盟國際私法的統一運動在歐洲一體化的進程中已經取得了較大的成果，可說是區域國際私法的典型。歐盟親屬法作為該運動的進展之一，雖然展現一定的成果，但遠不如其他部門法完善。本文在闡述歐盟統一國際私法的表現形式及必要性為基礎，重點式分析歐盟親屬法的嬗變、問題與挑戰，最後提出統一親屬法是可行之途，但荊棘載途，任重道遠。

關鍵字：歐盟統一國際私法；歐盟親屬法；歐洲家庭；《布魯塞爾公約 II》

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