



Brexit Literature Update 6/2017

Following a relevant request by the Committee on Constitutional Affairs, the Policy Department for Citizens' Rights and Constitutional Affairs has been compiling, on a regular basis, academic and scholarly material related to the process of, and the negotiations on, the withdrawal of the UK from the EU. Since the June 2016 referendum in the UK, Brexit-related literature has grown significantly and it is probably going to expand further in the future. Thus, this compilation is far from exhaustive; rather, it identifies some of the more useful articles, taking into account, in particular, the following elements:

- Scholarly rather than a journalistic character of the publication
- Originality and interest
- Recent publication
- Be of interest for the EU
- Constitutional or institutional relevance.

A. Institutional and Political Issues

Peers, S., '**Guide to the Brexit Negotiations**', *EU Law Analysis*, Blog post, 4 April 2017.
<http://eulawanalysis.blogspot.be/2017/04/guide-to-brexit-negotiations.html>

A comparative analysis in view of the upcoming withdrawal negotiations between the European Council's draft negotiating guidelines and the UK Prime Minister's Lancaster House speech.

Duff, A., '**Brexit: how to manage the talks and the transition**', *European Policy Center Discussion Paper*, March 2017.
http://www.epc.eu/documents/uploads/pub_7537_brexit-how-to-manage-talks-and-transition.pdf

The paper discusses how the UK and EU institutions should set up negotiations and proposes a Joint Transition Authority answerable to both sides.

Darvas, Z., Efstathiou, K., and Goncalves Raposo, I., '**Divorce settlement or leaving the club? A breakdown of the Brexit bill**', *Bruegel Working Paper*, 30 March 2017.
http://bruegel.org/wp-content/uploads/2017/03/WP_2017_03-.pdf

The working paper attempts to quantify various assets and liabilities that will play a role in the financial settlement between the EU and UK.

Schiek, D., '**Hard Brexit - How to address the new conundrum for the Island of Ireland?**' *Occasional Paper*, Queen's University, Belfast, February 2017.
<https://blogs.qub.ac.uk/tensionatthefringes/files/2017/02/Schiek-Brexit-and-the-UK-Ireland-relationship-CETLS-TREUP-occasional-paper-2-20171.pdf>

The paper examines the institutional and constitutional issues that Brexit imposes on the Republic of Ireland, in particular relating to the issue of the border with Northern Ireland.

B. Future relationship

Froggatt, A., Wright, G., '**Staying Connected: Key Elements for UK-EU27 Energy Cooperation after Brexit**', University of Exeter and UK Energy research Centre, May 2017.
<https://www.chathamhouse.org/sites/files/chathamhouse/publications/research/2017-05-10-staying-connected-energy-cooperation-brexit-froggatt-wright-lockwood.pdf>

The paper discusses the energy cooperation between the UK and EU following Brexit.

C. Domestic UK and Devolved Administrations Matters

UK House of Lords European Union Committee, '**Brexit: the Crown Dependencies**', *House of Lords Paper 136*, 23 March 2017.

<https://www.publications.parliament.uk/pa/ld201617/ldselect/ldeucom/136/136.pdf>

A report on the impact of Brexit on the Crown Dependencies (Channel Islands and the Isle of Man) which now enjoy a special relationship with the EU.

Hayward, K., '**Frictionless or Fantasy? The post-Brexit future of UK/Ireland borders**', Queen's University Belfast, April 2017.

<https://www.qub.ac.uk/home/EUReferendum/Brexitfilestore/Filetoupload,753805,en.pdf>

The paper examines the challenges set by the Brexit process for the border between Northern Ireland and Ireland.

Doherty, B., (et.al.), '**Northern Ireland and Brexit: the European Economic Area option**', *European Policy Center Discussion Paper*, April 2017.

http://epc.eu/documents/uploads/pub_7576_northernirelandandbrexit.pdf

The paper sets out the case for Northern Ireland to join the European Economic Area, following Brexit, and addresses the difficulties related to such a stance.

D. Rights of citizens

Ferrera, M., '**Mission impossible? Reconciling economic and social Europe after the euro crisis and Brexit**', The Stein Rokkan Lecture 2016, *European Journal of Political Research* 56: 3–22, 2017.

<http://onlinelibrary.wiley.com/doi/10.1111/1475-6765.12185/epdf>

The article, building on the work of Stein Rokkan and Max Weber, argues that, post Brexit, the EU must proceed to a carefully crafted reconciliation between economic stability and social solidarity in order to enhance legitimacy and proposes the establishment of a European Social Union, capable of combining domestic and pan-European solidarities.

Marrero González, G., '**Brexit- Consequences for Citizenship of the Union and Residence Rights**', *Maastricht Journal of European and Comparative Law*, Volume 23, Issue 5, October 2016 pp. 796-811.

<http://journals.sagepub.com/doi/pdf/10.1177/1023263X1602300504>

The article examines the impact of Brexit on the rights of residence for EU citizens from the EU law perspective and takes a human rights approach to dealing with the issue. It argues that residence rights can be retained by operation of the provisions of the ECHR.

E. Thematic Articles

Bruton, J., '**Reflections on Brexit and its Implications for Ireland**', *CEPS Policy Insights*, May 2016.

<https://www.ceps.eu/publications/reflections-brexit-and-its-implications-ireland>

The testimonial delivered by John Bruton, former Prime Minister for Ireland, to the Irish Senate's Special Committee on the Withdrawal of the United Kingdom from the EU.

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