Contents

	wora ana Аскпоwleagements istian Joerges, Inger-Johanne Sand, Gunther Teubner	1X
List	of Contributors	xi
	Part 1 Verba Docent: Theoretical Debates	
Sec	tion I: Transnational Societal Constitutionalism: Two Perspectives	3
1.	Societal Constitutionalism: Alternatives to State-Centred Constitutional Theory? <i>Gunther Teubner</i>	3
2.	Constitutionalism or Legal Theory: Comments on Gunther Teubner Thomas Vesting	29
3.	Polycontextuality as an Alternative to Constitutionalism Inger-Johanne Sand	41
4.	Themis Sapiens: Comments on Inger-Johanne Sand Andreas Fischer-Lescano	67
Sec	tion II: Two Competing Perspectives on the Legitimacy of Transnational Governance: International Relations Theory and Jurisprudence	81
5.	Sources of Legitimacy Beyond the State: A View from International Relations Jens Steffek	81
6.	No Legitimacy Without Politics: Comments on Jens Steffek Agustín José Menéndez	103
Sec	ion III: Transnational Governance and Democracy: Social Philosophy, Political Science, Constitutional Theory	115
7.	Europe at a Crossroads: Government or Transnational Governance? Erik Oddvar Eriksen and John Erik Fossum	115
8.	Law and Non-Law in the Constitutionalisation of Europe: Comments on Eriksen and Fossum	147

Part 2 Exempla Trahunt: Five Case Studies

9.	Constituting Private Governance Regimes: Standards Bodies in American Law Harm Schepel	161	
10.	Law and Constitutionalism in the Mirror of Non-Governmental Standards: Comments on Harm Schepel Errol Meidinger	189	
11.	Transnational Governance Regimes for Foods Derived from Bio-technology and Their Legitimacy Alexia Herwig	199	
12.	Legitimation of Transnational Governance Regimes: Foodstuff Regulation at the WTO: Comments on Alexia Herwig Patrizia Nanz	223	
13.	The Many Faces of the Trade-Environment Conflict: Some Lessons for the Constitutionalisation Project <i>Oren Perez</i>	233	
14.	The Structural Limitations of Network Governance: ICANN as a Case in Point <i>Jochen von Bernstorff</i>	257	
15.	ICANN and the Illusion of a Community-Based Internet: Comments on Jochen von Bernstorff Karl-Heinz Ladeur	283	
16.	Transnational Governance of Corporate Conduct through the Migration of Human Rights Norms: The Potential Contribution of Transnational 'Private' Litigation Craig Scott and Robert Wai	287	
17.	Human Rights, Transnational Private Law Litigation and Corporate Accountability: Comments on Scott and Wai David M Trubek	321	
	Part 3 Conclusions		
18.	Transnational Governance without a Public Law? Christoph Möllers	329	
19.	Constitutionalism and Transnational Governance: Exploring a Magic Triangle Christian Joerges	339	
nde	ndex		