

# Contents

<b>1 The Role of the Judge and the Parties in Civil Litigation in China and Europe: An Introduction</b> .....	1
C.H. (Remco) van Rhee and Fu Yulin	
<b>Part I China: Mainland</b>	
<b>2 China: Mainland. Efficiency at the Expense of Quality?</b> .....	11
Wang Yaxin and Fu Yulin	
<b>3 Case Management in China’s Civil Justice System</b> .....	39
Cai Yanmin	
<b>4 From ‘Trial Management’ to ‘Case Management’</b> .....	59
Wang Fuhua	
<b>Part II China: Hong Kong</b>	
<b>5 China: Hong Kong. Selective Adoption of the English Woolf Reforms</b> .....	71
Peter C.H. Chan, David Chan, and Chen Lei	
<b>6 Impact of Civil Justice Reform on Alternative Dispute Resolution: A Hong Kong Perspective</b> .....	127
Christopher To	
<b>Part III Austria &amp; Germany</b>	
<b>7 Austria &amp; Germany: A History of Successful Reforms</b> .....	141
Andrea Wall	
<b>8 The Austrian Model of Cooperation Between the Judges and the Parties</b> .....	179
Irmgard Griss	

<b>9 ‘Mediation Judges’ in Germany: Mutual Interference of EU Standards and National Developments .....</b>	<b>185</b>
Burkhard Hess	
<b>Part IV Croatia</b>	
<b>10 Croatia: Omnipotent Judges as the Cause of Procedural Inefficiency and Impotence .....</b>	<b>197</b>
Alan Uzelac	
<b>11 Commercial Courts in Croatia and Case Management .....</b>	<b>223</b>
Mario Vukelić	
<b>Part V Italy</b>	
<b>12 Italy: Civil Procedure in Crisis .....</b>	<b>235</b>
Elisabetta Silvestri	
<b>Part VI The Netherlands</b>	
<b>13 The Netherlands: A No-Nonsense Approach to Civil Procedure Reform .....</b>	<b>259</b>
C.H. (Remco) van Rhee and Remme Verkerk	
<b>14 Mediation: A Desirable Case Management Tool for the Courts? .....</b>	<b>281</b>
Rob Jagtenberg	
<b>Part VII Romania</b>	
<b>15 Romania: Procedural Reforms: Plus Ça Change, Plus C’est La Meme Chose .....</b>	<b>299</b>
Serban S. Vacarelu and Adela O. Ognean	
<b>Part VIII Annex</b>	
<b>16 Case Management and Procedural Discipline in England &amp; Wales: Fundamentals of an Essential New Technique .....</b>	<b>335</b>
Neil Andrews	
<b>17 Case Management in France .....</b>	<b>349</b>
Emmanuel Jeuland	
<b>About the Authors .....</b>	<b>359</b>