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Contract Law Contract Law Contract Law + Core Statutes on Contract, Tort and Restitution 2010-11 Value Pack Transnational Commercial Law SHAPING THE LAW OF OBLIGATIONS Goode and McKendrick on Commercial Law Goode on Commercial Law Commercial Law Contract Law Chinese Contract Law Contract Law Minimalism Contract Law Contract Formation and Parties Modernisation, National Identity and Legal Instrumentalism (Vol. I: Private Law) Contract Law Contract Law: Text, Cases, and Materials Contract Law in International Commercial Arbitration Commentary on the UNIDROIT Principles of International Commercial Contracts (PICC) Commercial Law The Rotterdam Rules and International Trade Law Credit, Consumers and the Law The Law of Contract Property and Trust Law in the Czech Republic Principles, Definitions and Model Rules of European Private Law Commercial Remedies: Resolving Controversies Transnational Commercial Law Environmental Law: Text, Cases & Materials Goode on Commercial Law Reforming Corporate Retail Investor Protection Complete Contract Law Anson's Law of Contract Ex Aequo et Bono as a Response to the 'Over-Judicialisation' of International Commercial Arbitration Judge and Jurist Contract Law Global Order Beyond Law Legal Method A Comparative Analysis of Policing Consumer Contracts in China and the EU The Law of Open Societies Boilerplate Clauses, International Commercial Contracts and the Applicable Law Dispute Resolution in China, Europe and World

Contract Law 2010 this is an account of the modern law of contract by a leading authority in the field through this fresh approach to the subject students should obtain a firm understanding of the central doctrines and the controversies associated with them

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Contract Law + Core Statutes on Contract, Tort and Restitution 2010-11 Value Pack 2010-07 contains contract law 8th edition plus core statutes on contract tort and restitution 2010 2011 these texts provide undergraduate students with the essential knowledge skills and understanding required for success in contract law featuring mckendrick's widely praised textbook

Transnational Commercial Law 2012-03-29 transnational commercial law represents the outcome of work undertaken to harmonize national laws affecting domestic and cross border transactions and is upheld by a diverse spectrum of instruments now in its second edition this authoritative work brings together the major instruments in this field dividing them into thirteen groups treaty law contracts electronic commerce international sales agency and distribution international credit transfers and bank payment undertakings international secured transactions cross border insolvency securities custody clearing and settlement and securities collateral conflict of laws civil procedure commercial arbitration and a new section on carriage of goods each group of instruments is preceded by linking text which provides important context by identifying the key instruments in each group discussing their purposes and relationships and explaining the major provisions of each instrument thus setting them in their commercial context this volume is unique in providing the full text of international conventions including the preamble which is important for interpretation and the final clauses and any annexes in addition each instrument is accompanied by a complete list of dates of signature and ratification by all contracting states all easily navigated through the detailed tables of contents which precedes it this fully indexed work provides an indispensable guide for the practitioner or academic to the primary transnational commercial law instruments

SHAPING THE LAW OF OBLIGATIONS 2023 the sixth edition of the authoritative and acclaimed commercial law text a great book will be equally useful to legal practitioners students and business people financial times this sixth edition of goode on commercial law now retitled goode and mckendrick on commercial law remains the first port of call for the modern day practitioner with its theoretical and practical coverage of commercial law in both a national and an international context now updated to cover the most recent legal and technical changes this highly acclaimed and authoritative text which is regularly cited by all courts from the supreme court downwards combines a deep theoretical analysis of foundational principles with a practical approach in the context of typical commercial and financial transactions it is also replete with diagrams and specimen forms covering a wide range of transactions searching analysis and meticulous exposition coupled with a lucid clarity of style and a relaxed lightness of touch combine to make the book not only compulsory but compulsive reading for anyone interested in its field law quarterly review a work of immense scholarship professor goode's work must be as nearly exhaustive as can be possible and as produced by penguin is a triumph of paperback publishing solicitor's journal clear and comprehensive the student and

practitioner will find it indispensable the interested layperson too will benefit from it as a work of reference british business a veritable tour de force business law review

Goode and McKendrick on Commercial Law 2021-03-25 this book provides the most up to date and comprehensive information about the theory and practice of commercial transactions included in the text are tables of statutes statutory instruments cases and conventions

Goode on Commercial Law 2017-01-05 this book provides the most up to date and comprehensive information about the theory and practice of commercial transactions included in the text are tables of statutes statutory instruments cases and conventions

Commercial Law 1995 this book offers students a firm understanding of the central doctrines and the controversies associated with them presenting a unique balance of 1 3 text to 2 3 cases and materials the book can be used both as a stand alone text or as a companion volume to a textbook comprehensive coverage is presented in a logical structure that maps closely onto courses and stimulating commentary is delivered through detailed introductions extract notes and extensive comments within each chapter extended extracts illustrate points clearly and promote the essential skills of case reading encouraging more detailed analysis of salient points while analysis of key academic commentaries on issues of controversy contract clauses etc is also included to provide a well rounded discussion extracts from materials such as the principles of european contract law and the unidroit principles for international commercial contracts are incorporated throughout to provide a useful point of comparison with english law encouraging critical reflection upon the state of the english system and illustrating how the law of contract is regarded in other jurisdictions specimen clauses are also cited to demonstrate some of the practical problems that confront both businessmen and lawyers offering students working examples of complex issues questions are placed at key points throughout the text to encourage further consideration and reflection of complex or controversial issues while extensive referencing promotes further research written in a familiar and engaging style this book offers a thought provoking and well balanced argument aimed squarely at undergraduates online resource centre dt critical summaries dt links dt extra cases and materials dt recent updates test bank dt 150 multiple choice questions with answers and feedback

Contract Law 2005 a unique comparative analysis of chinese contract law accessible to lawyers from civil common and mixed law jurisdictions

Chinese Contract Law 2017-10-26 commercial contract law is in every sense optional given the choice between legal systems and law and arbitration its doctrines are in fact virtually all default rules contract law minimalism advances the thesis that commercial parties prefer a minimalist law that sets out to enforce what they have decided but does nothing else the limited capacity of the legal process is the key to this minimalist stance this book considers evidence that such minimalism is indeed what commercial parties choose to govern their transactions it critically engages with alternative schools of thought that call for active regulation of contracts to promote either economic efficiency or the trust and co operation necessary for relational contracting the book also necessarily argues against the view that private law should be understood non instrumentally whether through promissory morality corrective justice taxonomic rationality or otherwise it sketches a restatement of english contract law in line with the thesis

Contract Law Minimalism 2013-11-07 the fifth edition of ewan mckendrick

s contract law text cases and materials provides a complete guide to the subject in a single volume containing everything needed for the study of contract law at undergraduate level written by an experienced author and leading authority in the field this is a popular text with students and lecturers alike the book comprises a unique balance of 40 text to 60 cases and materials combining the best features of a textbook with those of a traditional casebook the author's clear explanations and analyses of the law provide invaluable support to students while the extracts from cases and materials promote the development of essential case reading skills and allow for a more detailed appreciation of the practical workings of the law and of the best legal scholarship

Contract Law 2015-08-14 this volume of essays addresses the law relating to the formation of legally binding contracts and relationships between contracting parties and third parties and is based on papers delivered at the eighth oxford norton rose colloquium at st hugh's college oxford in september 2009 foreword

Contract Formation and Parties 2010-08-12 this book one of two volumes is an anthology that analyses through selected examples the role played in the development of private law by the pursuit of goals serving modernisation or national ideologies in various countries cultural spheres and periods

Modernisation, National Identity and Legal Instrumentalism (Vol. I: Private Law) 2019-12-16 the market leading stand alone guide to contract law from a renowned lawyer authoritative comprehensive and supportive
Contract Law 2024-05-17 this is an account of the modern law of contract by a leading authority in the field through this fresh approach to the subject students should obtain a firm understanding of the central doctrines and the controversies associated with them

Contract Law: Text, Cases, and Materials 2012-07-19 the vast bulk of claims in international commercial arbitration are contractual in nature viewed through that lens what comes to occupy centre stage in the arbitration of disputes is the choice of applicable contract law this book breaks new ground by for the first time focusing in depth on the contract law chosen by the parties to be applied to disputes the author uses a comparative inductive methodology to analyse why according to statistics of the international chamber of commerce english new york and swiss contract law outperform transnational and other contract law regimes in the choice of law provision of business contracts he finds that these three bodies of law share a firm commitment to enforcing the contract as written thus prioritizing certainty stability and predictability and clearly recognizing the parties right to determine for themselves and have arbitrators and courts respect central issues such as risk allocation and price starting from a detailed comparative examination of traditional and contemporary theories of contract the author develops a minimalist approach that is acceptable to lawyers with a civil or common law background and that facilitates dealmaking by providing a clear set of hard edged rules in four areas formation of contracts invalidity and public policy contract interpretation and damages for breach and showing how each of the three contract regimes that are dominant in practice manifests his approach with its emphasis on pragmatic adjudication grounded on facts and consequences rather than on conceptualisms and generalities the book greatly enhances the ability of arbitrators to make decisions based on legal arguments that fit the setting of international commercial arbitration it is sure to become established as a tool to achieve the defined objective of facilitating cross border commercial transactions as well as providing arbitrators with a set of rules for the interpretation of contractual provisions and

the quantification of damages peter sester confronts the reality that disputes in commercial arbitration are overwhelmingly contract based and properly directs our attention away from the contract by which the parties agreed to arbitrate to the contract by reference to which they intended their disputes to be adjudicated this is a most welcome move and one that cannot help stimulate those whose interests are similarly situated on the frontier between the law of arbitration and the law of international contracts prof george a bermann columbia university new york city this is a book that is not only useful but also close to market expectations summing up i would like to congratulate peter sester for giving us a free market society book he provides his readers with much food for thought and a remarkable admonition not to replace the parties work with public policy considerations prof dr peter nobel emeritus universities st gallen and zurich switzerland

Contract Law in International Commercial Arbitration 2022-11-22 this volume on the unidroit principles of international commercial contracts provides quick access to all case law and legal literature for specific problems paired with in depth scholarly analysis

Commentary on the UNIDROIT Principles of International Commercial Contracts (PICC) 2009 commercial law offers a fresh modern and stimulating account of this important subject this accessible and engaging text includes thorough coverage of all key aspects of the syllabus including the law of agency the sale of goods international trade and methods of payment finance and security

Commercial Law 2016 this book offers an original academic study of the rotterdam rules it analyses the salient articles that will have an impact on international sale contracts governed by english law including the most popularly used international law instruments terms and standard sale contracts looking beyond the legal relationship of carrier shipper and carrier receiver this book examines the important articles of the rotterdam rules that affect the ability of the trading protagonists to perform their sale contract

The Rotterdam Rules and International Trade Law 2018-08-15 consumer law particularly consumer credit law is characterised by increasingly complex regulation in western economies reacting to the global financial crisis governments in the uk the eu australia new zealand and the united states have adopted new laws dealing with consumer credit responsible lending consumer guarantees and unfair contracts drawing together authors from all of these jurisdictions this book analyses and evaluates these initiatives and makes predictions as to their likely success and possible flaws

Credit, Consumers and the Law 2016-10-14 this text explains and analyzes the law of contract and provides a detailed examination of many areas of controversy and difficulty amongst recent developments examined is the contracts rights of third parties bill

The Law of Contract 2003-01-01 derived from the renowned multi volume international encyclopaedia of laws this practical analysis of the law of property in the czech republic deals with the issues related to rights and interests in all kinds of property and assets immovable movable and personal property how property rights are acquired fiduciary mechanisms and security considerations lawyers who handle transnational disputes and other matters concerning property will appreciate the explanation of specific terminology application and procedure an introduction outlining the essential legal cultural and historical considerations affecting property is followed by a discussion of the various types of property further analysis describes how and to what extent legal subjects can have or obtain rights and interests in each

type the coverage includes tangible and intangible property varying degrees of interest and the various ways in which property is transferred including the ramifications of appropriation expropriation and insolvency facts are presented in such a way that readers who are unfamiliar with specific terms and concepts in varying contexts will fully grasp their meaning and significance the book includes ample references to doctrine and cases as well as to relevant international treaties and conventions its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable time saving tool for any practitioner faced with a property related matter lawyers representing parties with interests in the czech republic will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative property law

Property and Trust Law in the Czech Republic 2020-10-20 in this volume the study group and the acquis group present the first academic draft of a common frame of reference dcfr the draft is based in part on a revised version of the principles of european contract law pecl and contains principles definitions and model rules of european private law in an interim outline edition it covers the books on contracts and other juridical acts obligations and corresponding rights certain specific contracts and non contractual obligations one purpose of the text is to provide material for a possible political common frame of reference cfr which was called for by the european commission s action plan on a more coherent european contract law of january 2003

Principles, Definitions and Model Rules of European Private Law 2008 the law of commercial remedies raises a number of important doctrinal theoretical and practical controversies which deserve sustained and rigorous examination this volume explores such controversies and suggests solutions which is essential to ensure that the law is defensible clear and just with contributions from twenty three leading academic and practitioner experts this book addresses significant issues in the law which taken together range across the entire remedial jurisdiction as it applies to commercial disputes the book primarily focuses on the resolution of controversies in the english law of commercial remedies but recent developments elsewhere are also considered especially in other common law jurisdictions the result provides remarkably comprehensive coverage of the field which will be of relevance to academics students judges and practitioners

Commercial Remedies: Resolving Controversies 2018-12-06 transnational commercial law is a textbook that deals predominantly with substantive legal contract rules that apply across borders and are designed to govern cross border business transactions this is an emerging field of research teaching and practical interest in international trade and commercial law requiring reference to multiple areas of law including both private and public international law the law of specific commercial transactions and arbitration for the first time transnational commercial law combines all these relevant issues in one book and provides a basis for further study as well as detailed cutting edge academic analyses it provides a compact yet accessible guide to the most important cornerstones of this evolving legal discipline transnational commercial law is aimed primarily for use on llm courses and master s programmes in commercial law students are presented with the actual contractual rules in the wider context of the general legal framework and situates it within the theoretical debate providing a truly international perspective on transnational commercial law in a globalised world

Transnational Commercial Law 2018-11-14 this new title in the popular

text cases and materials series provides students with a thorough understanding of environmental law while also encouraging critical reflection and pointing out areas of controversy and debate the authors present an impressive range of extracts from uk and international cases legislation and articles to help support learning and demonstrate how the law works in practice clearly guiding students through key areas while providing insightful explanations and analysis topics have been carefully selected to support a wide range of environmental law courses and include pollution conservation town planning and water regulation as well as considering environmental law in relation to the eu and from an international perspective with its unique combination of extracts and author discussion this new text provides a comprehensive and convenient guide to environmental law which can be relied upon throughout your course and career this book is also accompanied by an online resource centre which features updates to the law further reading suggestions and useful weblinks

Environmental Law: Text, Cases & Materials 2013-04-25 this book provides the most up to date and comprehensive information about the theory and practice of commercial transactions included in the text are tables of statutes statutory instruments cases and conventions

Goode on Commercial Law 2016 the spate of mis selling episodes that have plagued the financial services industries in recent years has caused widespread detriment to investors notwithstanding numerous regulatory interventions curtailing the incidence of poor investment advice remains a challenge for regulators particularly because these measures are taken in a fire fighting fashion without adequate consideration being given to the root causes of mis selling against this backdrop this book focuses on the sale of complex investment products to corporate retail investors by drawing upon the widespread mis selling of interest rate hedging products irhp in the uk and beyond it brings to the fore the relatively understudied field concerning the different degrees of investor protection mechanisms applicable to individual retail investors as opposed to corporate retail investors by taking stock of past regulatory reforms and forthcoming regulatory initiatives as well as more importantly the conclusions reached by the judiciary in irhp mis selling claims the conclusions are particularly interesting corporate retail investors are in a vulnerable position when compared to individual retail investors the former are exposed to a heightened risk of mis selling meaning that regulatory intervention should be targeted accordingly the recommendations made as a result of these findings are further supported by insights emerging from behavioural law and economic theories this book is aimed at researchers lawyers and students with an interest in the financial regulation field who are keen to explore potential regulatory reforms to the investment services regime that address the root causes of mis selling and restore a level playing field amongst all retail investors

Reforming Corporate Retail Investor Protection 2019-12-12 complete contract law offers students a carefully blended combination of the concepts and cases of contract law accompanied by insightful commentary a combination designed to encourage critical thinking stimulate analysis and promote a complete understanding

Complete Contract Law 2021 this edition provides an authoritative and detailed account of contract law it is essential reading for any student of contract law and a valuable source of reference for practitioners and academics

Anson's Law of Contract 2010-08-19 despite its many distinguished proponents over time ex aequo et bono the idea of deciding disputes on

the basis of what an adjudicator regards as fair and equitable has failed to take hold in international commercial arbitration ica formalisation and fossilisation of arbitral procedure as manifested in the increasing use of litigation style practice unfortunately reign instead this bold and challenging book argues that parties to an arbitration should be more willing for their cross border disputes to be decided and arbitrators should be more prepared to decide those disputes in accordance with broad principles of equity and fairness rather than by strict adherence to technical rules of law putting forward suggestions based on extensive research and doctrinal considerations this book invites us to confront what ica was supposed to be what it now is and what it can be in particular dr teramura discusses how by resorting to ex aequo et bono arbitrators can construe contractual terms including the limits apply trade usages deal with mandatory rules of a given forum or place of performance minimise the cost and length of time that arbitration takes avoid the abuse of discretion and ensure predictable results the book examines significant differences in the way that ex aequo et bono arbitration is understood among various state and international institutions it attempts to identify a common core of universally accepted concepts underlying those different understandings the book argues that ex aequo et bono has the potential to reform ica without undermining its positive aspects along the way it discusses the implications of ex aequo et bono arbitration on the now widely used uncitral model law on ica it should thus appeal to lay business persons and commercial law practitioners who are looking for an economical and efficient way to solve business disputes within a globalised arbitration framework

Ex Aequo et Bono as a Response to the 'Over-Judicialisation' of International Commercial Arbitration 2020-05-12 collecting together 47 essays from colleagues and friends of lord rodger of earlsferry this book commemorates his work and contribution to law and legal scholarship including his role as a judge of the uk supreme court and his interests in roman law scots law and legal history

Judge and Jurist 2013-06-20 this book offers an accessible introduction to american contract law useful to both first year law students and advanced contract scholars

Contract Law 2012-10-15 well functioning contract law is a crucial prerequisite for economic development however even though international trade has increased enormously in recent decades we still know little about the contract enforcement mechanisms that exist in today s globalised markets the aim of this work is to shed light on the governance of complex cross border contracts by developing a comprehensive theoretical framework for understanding the relevance of both formal and informal institutions this framework is then applied to an empirical study of cross border software development contracts combining a unique data set of 41 qualitative expert interviews with statistical data and surveys the author demonstrates that state contract laws show fundamental signs of dysfunction across borders companies engaged in globalised exchange therefore rarely use this mechanism even the european union s supranational enforcement order is in practice insignificant against all expectations international commercial arbitration also turns out to be limited in its ability to provide a workable legal infrastructure for global commerce with global trade lacking a reliable formal legal order companies have reacted by creating their own informal governance structures this book explains how complex exchange in global markets has emerged in the absence of a global legal order

Global Order Beyond Law 2014-12-01 why do some rules have the status of law while others do not is law simply a matter of rules anyway what is justice is there a duty to obey a law even if it is unjust should the law concern itself with the activities of consenting adults in private this work asks questions such as these and explains some of the answers which legal theorists have given from ancient greece to the present day written in a readable style this book aims to make intrinsically difficult material accessible and interesting

Legal Method 1999 this book seeks to fill a gap in the existing literature by describing the formulation interpretation and enforcement of the rules on consumer contracts in china and the eu and by mapping key similarities and differences the study addresses selected issues regarding consumer contracts sources of law in the two jurisdictions are first discussed to set the scene afterwards one preliminary issue how to define the concept of a consumer contract and two substantive topics unfair terms and withdrawal rights are dealt with apart from the descriptive analysis the book also provides possible explanations for these comparative findings and argues that the differences in consumer contract rules can be primarily attributed to a disparity of markets the book offers a valuable resource particularly for researchers and practitioners in the fields of private law and comparative law

A Comparative Analysis of Policing Consumer Contracts in China and the EU 2019-02-07 this book endeavours to interpret the development of private international law in light of social change since the end of world war ii the socio economic reality of international relations has been characterised by a progressive move from closed to open societies the dominant feature of our time is the opening of borders for individuals goods services capital and data it is reflected in the growing importance of ex ante planning as compared with ex post adjudication of cross border relations between individuals and companies what has ensued is a shift in the forces that shape international relations from states to private actors the book focuses on various forms of private ordering for economic and societal relations and its increasing significance while also analysing the role of the remaining regulatory powers of the states involved these changes stand out more distinctly by virtue of the comparative treatment of the law and the long term perspective employed by the author the text is a revised and updated version of the lectures given by the author during the 2012 summer courses of the hague academy of international law

The Law of Open Societies 2015-06-16 with the aim of creating an autonomous regime for the interpretation and application of the contract boilerplate clauses are often inserted into international commercial contracts without negotiations or regard for their legal effects the assumption that a sufficiently detailed and clear language will ensure that the legal effects of the contract will only be based on the contract as opposed to the applicable law was originally encouraged by english courts and today most international contracts have these clauses irrespective of the governing law this collection of essays demonstrates that this assumption is not fully applicable under systems of civil law because these systems are based on principles such as good faith and loyalty which contradict this approach

Boilerplate Clauses, International Commercial Contracts and the Applicable Law 2011-03-17 this book brings together articles from leading experts in the field of international dispute resolution the main focus is on the situation in asia though the european perspective also plays an important part accordingly the focus on the asian dispute resolution market with a distinctly american and european touch is one

of the book's most unique features the dispute resolution market is rapidly transforming and dispute resolution law is changing with it especially in asia this book highlights recent advances and outlines future trends in this area emphasis is especially placed on international commercial arbitration law on the one hand and on international investment arbitration law on the other two dedicated sections address these two topics while another is dedicated to a quite new phenomenon in the field of international dispute resolution the emergence of international commercial courts not only in asia but also in other regions of the world e g in the netherlands this raises a host of interesting legal questions which the book addresses the book's final section investigates general trends in dispute resolution e g the rising cost problem in arbitration in general

Dispute Resolution in China, Europe and World 2020-04-11

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