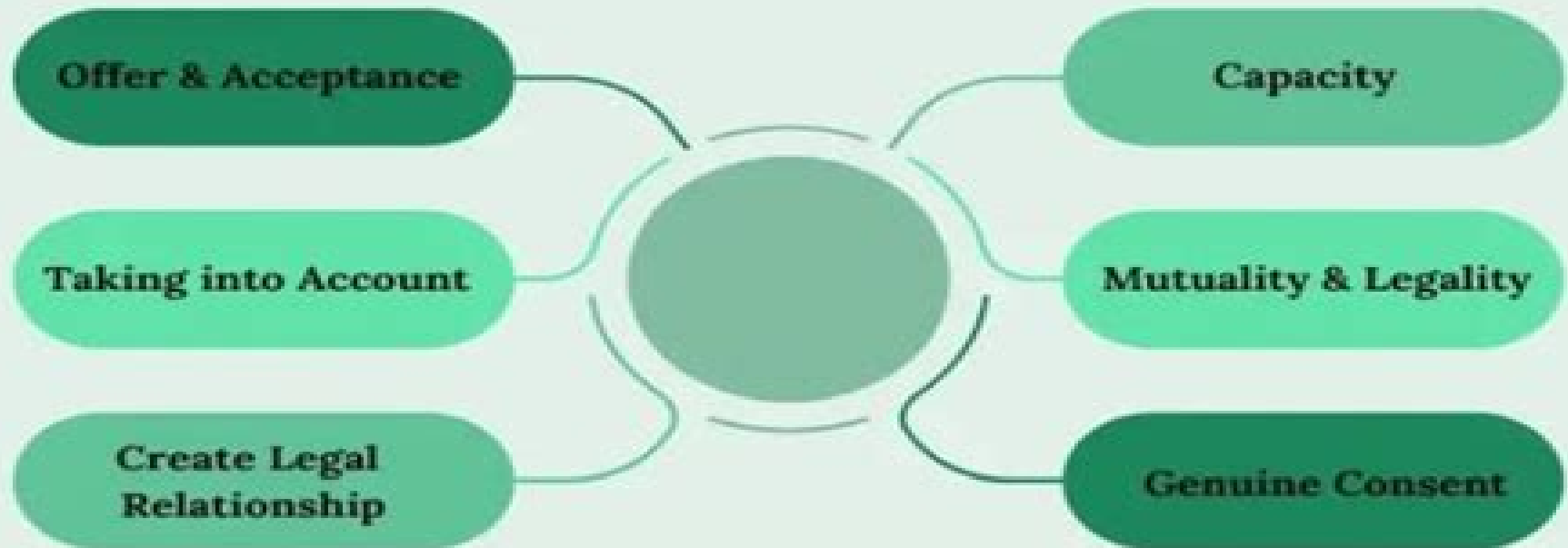


Foundational Principles Of Contract Law



Principle And Policy In Contract Law Principle And Policy In Contract Law

C. Mak



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Principles of Contract Law and Theory Larry D. DiMatteo,2023-12-11 This informative and accessible book reviews the core concepts of contract law and theory from an Anglo American perspective Larry A DiMatteo deftly analyses the key principles rules and frameworks which have shaped Anglo American contract law as well as highlighting important legislative acts that have

changed and modernised its development The Future of the Law of Contract Michael Furmston, 2020-05-10 The Future of the Law of Contract brings together an impressive collection of essays on contract law Taking a comparative approach the aim of the book is to address how the law of contract will develop over the next 25 years as well as considering the ways in which changes to the way that contracts are made will affect the law Topics include good faith objectivity exclusion clauses economic duress variation of contract contract and privacy law in a digital environment technological change Choice of Court Agreements and Islamic finance contracts The chapters are written by leading academics from England Australia Canada the United States Singapore and Malaysia As such this collection will be of global interest and importance to professionals academics and students of contract law *Principles of European Insurance Contract Law (PEICL)* Project Group Restatement of European Insurance Contract Law, 2009 In this volume the Project Group Restatement of European Insurance Contract Law presents its Principles of European Insurance Contract Law PEICL These principles were submitted to the European Commission as a Draft Common Frame of Reference of European Insurance Contract Law DCFR Insurance The volume comprises the PEICL DCFR Insurance as well as translations into Czech Dutch French German Greek Hungarian Italian Polish Portuguese and Spanish It sets out the approach used by the Project Group how the PEICL DCFR Insurance relates to the overall DCFR the participation of the Project Group in the CoPECL Common Principles of European Contract Law Network as well as the general structure and characteristics of the PEICL DCFR Insurance The Project Group has also drafted the PEICL DCFR Insurance as a model for an Optional Instrument of European Insurance Contract Law

European Contract Law Bénédicte Fauvarque-Cosson, Denis Mazeaud, 2009-04-27 The Association Henri Capitant des Amis de la Culture Juridique Française and the Société de législation comparée joined the academic network on European Contract Law in 2005 to work on the elaboration of a common terminology and on guiding principles as well as to propose a revised version of the Principles of European Contract Law PECL The results of this work were sent to the European Commission and have already been published in French The English translation is now being published by Sellier & LePrieux This work could contribute to the wider European project The part on the guiding principles could be a component of the CFR in the form of black letter model rules or recitals The part on terminology is in itself useful for the elaboration of the final various linguistic versions of the CFR It finds its place within the materials which will accompany the model rules Last but by no means least the revised version of the PECL should be considered by the European institutions as an alternative set of model rules on contract law **Commentaries on European Contract Laws** Nils Jansen, Reinhard

Zimmermann, 2018-07-12 The book provides rule by rule commentaries on European contract law general contract law consumer contract law the law of sale and related services dealing with its modern manifestations as well as its historical and comparative foundations After the collapse of the European Commission's plans to codify European contract law it is timely to reflect on what has been achieved over the past three to four decades and for an assessment of the current situation In

particular the production of a bewildering number of reference texts has contributed to a complex picture of European contract laws rather than a European contract law. The present book adopts a broad perspective and an integrative approach. All relevant reference texts from the CISG to the Draft Common European Sales Law are critically examined and compared with each other. As far as the *acquis commun* ie the traditional private law as laid down in the national codifications is concerned the Principles of European Contract Law have been chosen as a point of departure. The rules contained in that document have however been complemented with some chapters sections and individual provisions drawn from other sources primarily in order to account for the quickly growing *acquis communautaire* in the field of consumer contract law. In addition the book ties the discussion concerning the reference texts back to the pertinent historical and comparative background and it thus investigates whether and to what extent these texts can be taken to be genuinely European in nature ie to constitute a manifestation of a common core of European contract law. Where this is not the case the question is asked whether and for what reasons they should be seen as points of departure for the further development of European contract law.

Fundamental Rights in European Contract Law C. Mak, 2008-01-29 This book is the first major study to examine the following essential questions with detailed reference to actual judicial developments: To what extent do fundamental rights affect contract law? In which types of cases can fundamental rights be applied? What does the explicit consideration of fundamental rights add to contract law adjudication? The author approaches the analysis along two different avenues: first a comparative overview of developments in case law and second a more general theoretical view on the interaction between fundamental rights and rules of contract law which is tested against examples from various legal systems. The focus throughout is on developments in case law because the impact of fundamental rights in contract law has been felt on the level of dispute resolution rather than on the level of legislation. Germany and the Netherlands are chosen because their judiciaries have been notable for their early and continuing attention to the theme and England and Italy for perspectives on developments under common law and civil law systems respectively. For its reframing of old questions and its insightful delimitations of new ones this book offers a fresh and deeply informed new perspective on this important area of developing law. The discussion moreover has received an additional impulse from the debate leading up to the recent agreement on a Reform Treaty regarding the institutional settlement of the Union which will give a legally binding status to the Nice Charter of Fundamental Rights. For these reasons and others the book will be of great value to all interested parties in government, business and legal practice.

Contract Law Ewan McKendrick, 2020 Celebrated and respected this is the stand alone guide to contract law. Written by Ewan McKendrick it uses a unique balance of commentary, cases and materials. Explaining, applying and contextualising it shows students the law at work and helps them to gain a thorough understanding.

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