

Ius Comparatum – Global Studies in Comparative Law

Verica Trstenjak
Petra Weingerl *Editors*

The Influence of Human Rights and Basic Rights in Private Law



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The Influence of Human Rights and Basic Rights in Private Law Verica Trstenjak, Petra Weingerl, 2015-12-16 This book provides a comparative perspective on one of the most intriguing developments in law the influence of basic rights and human rights in private law It analyzes the application of basic rights and human rights which are traditionally understood as public law rights in private law and discusses the related spillover effects and changing perspectives in legal doctrine and practice It provides examples where basic rights and human rights influence judicial reasoning and lead to changes of legislation in contract law tort law property law family law and copyright law Providing both context and background analysis for any critical examination of the horizontal effect of fundamental rights in private law the book contributes to the current debate on an important issue that deserves the attention of legal practitioners scholars judges and others involved in the developments in a variety of the world s jurisdictions This book is based on the General Report and national reports commissioned by the International Academy of Comparative Law and written for the XIXth International Congress of Comparative Law in Vienna Austria in the summer of 2014 *Cumulated Index to the Books* ,1945

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