Contract and Related Obligation: Theory, Doctrine and Practice (American Casebook Series)

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Contract and Related Obligation Robert S. Summers, Robert A. Hillman, 2001 This book includes many important old and famous cases as well as many more recent opinions that facilitate comprehension of leading rules and principles Authors also introduce contract theory Carefully selected excerpts invite students to think beyond nuts and bolts yet are neither too long nor too difficult for beginning students Work also introduces and develops the concept of multidimensional theories of obligation in the contract field explores close relationships between theory and remedy analyzes divergent approaches to policing agreements and systematically addresses various approaches to termination of contract obligation This Summers and Hillman text is an exceptional teaching tool An International Restatement of Contract Law: The UNIDROIT Principles of International Commercial Contracts Michael Joachim Bonell, 2005-11-15 The Unidroit Principles of International Contracts first published in 1994 have met with extraordinary success in the legal and business community worldwide Prepared by a group of eminent experts from all major legal systems of the world they provide a comprehensive set of rules for international commercial contracts Available in more than 20 language versions they are increasingly being used by national legislatures as a source of inspiration in law reform projects by lawyers as guidelines in contract negotiations and by arbitrators as a legal basis for the settlement of disputes In 2004 a new edition of the Unidroit Principles was approved containing five new chapters and adaptations to take into account electronic contracting This new edition of An International Restatement of Contract Law is the first comprehensive introduction to the Unidroit Principles 2004 In addition it provides an extensive survey and analysis of the actual use of the Unidroit Principles in practice with special emphasis on the different ways in which they have been interpreted and applied by the courts and arbitral tribunals in the hundred or so cases reported worldwide The book also contains the full text of the Preamble and the 180 articles of the Unidroit Principles 2004 in Chinese English French German Italian and Russian as well as the 1994 edition in Spanish Published under the Transnational Publishers imprint An International Restatement of Contract Law Michael Joachim Bonell, 2009-03-01 The Unidroit Principles of International Contracts first published in 1994 have met with extraordinary success in the legal and business community worldwide Prepared by a group of eminent experts from all major legal systems of the world they provide a comprehensive set of rules for international commercial contracts Available in more than 20

language versions they are increasingly being used by national legislatures as a source of inspiration in law reform projects by lawyers as guidelines in contract negotiations and by arbitrators as a legal basis for the settlement of disputes In 2004 a new edition of the Unidroit Principles was approved containing five new chapters and adaptations to take into account electronic contracting This new edition of An International Restatement of Contract Law is the first comprehensive introduction to the Unidroit Principles 2004 In addition it provides an extensive survey and analysis of the actual use of the Unidroit Principles in practice with special emphasis on the different ways in which they have been interpreted and applied by the courts and arbitral tribunals in the hundred or so cases reported worldwide The book also contains the full text of the Preamble and the 180 articles of the Unidroit Principles 2004 in Chinese English French German Italian and Russian as well as the 1994 edition in Spanish Published under the Transnational Publishers imprint **New England Law Review: Volume 50, Number 3 - Spring 2016** New England Law Review, 2016-08-24 A Theory of Contract Law Peter A. Alces, 2011 In the past few decades scholars have offered positive normative and most recently interpretive theories of contract law This title confronts the leading interpretive theories of contract and demonstrates their interpretive doctrinal Teacher's Manual to Accompany Contract and Related Obligation Robert Samuel Summers, Robert A. failures Form and Function in a Legal System Robert S. Summers, 2005-11-14 This book addresses three major Hillman, 1992 questions about law and legal systems 1 What are the defining and organising forms of legal institutions legal rules interpretative methodologies and other legal phenomena 2 How does frontal and systematic focus on these forms advance understanding of such phenomena 3 What credit should the functions of forms have when such phenomena serve policy and related purposes rule of law values and fundamental political values such as democracy liberty and justice This book seeks to offer general answers to these questions and thus gives form in the law its due The answers not only provide articulate conversancy with the subject but also reveal insights into the nature of law itself the oldest and foremost problem in legal theory and allied subjects Eguity, Efficiency, and Ethics in Remedies for Breach of Contract Sergio Mittlaender, 2022-12-02 This book analyzes the conflict that emerges between parties after a breach of contract and how different legal remedies can best reduce conflict Causes for conflict include equity efficiency and ethical reasons that parties might consider and use to blame the other or to justify breach In the end if not resolved through apologies or renegotiation conflict leads to aggrievement and behavioral reactions in form of retaliation by the victim against the promisor in breach The book provides empirical evidence from laboratory experiments for how individuals react to perceived wrongful acts such as breach of contract and for the function of legal remedies to reduce retaliation by disappointed promisees in providing them compensation It reveals how the inequality in the outcome and not the inefficiency of breach of contract causes aggrievement and retaliation by victims The book concludes with a comparative law and economic analysis of remedies for breach of contract adopted in different leading jurisdictions with important normative implications for the American

insistence on expectation damages the French expansion of specific performance with astreinte the German junction of specific performance expectation damages and disgorgement damages and the British timid acceptance of partial disgorgement damages. The book will appeal to scholars researchers and students of economics and law interested in a better understanding of remedies for breach of contract Teachers Manual to Accompany Contract and Related Obligation Robert S Summers, 2001-01-01 Comparative Remedies for Breach of Contract Nili Cohen, Ewan McKendrick, 2005 This book is the product of a conference entitled Comparative remedies for breach of contract which took place at the Faculty of Law Tel Aviv University between 4 and 6 June 2002 Introd Regent University law review ,2005 «codice» internazionale del diritto dei contratti. I principi Unidroit dei contratti commerciali internazionali Michael Joachim Bonell, 2006 Perch un Codice internazionale deil diritto dei contratti I principi UNIDROIT dei contratti commerciali internazionali elaborazione e fonti di ispirazione Struttura e ambito di applicazione dei principi UNIDROIT Le idee fondamentali alla base dei principi UNIDROIT Le possibili forme di impiego dei principi UNIDROIT I principi UNIDROIT nell espeienza pratica I principi UNIDROIT e la convenzione di Vienna sulla vendita internazionale I principi UNIDROIT ed i principi di diritto europeo dei contratti I principi UNIDROIT un progetto in elaborazione continua Testo dei principi UNIDROIT 2004 Die Voraussehbarkeit als Voraussetzung des Schadensersatzes in der Vertragshaftung Athina Xynopoulou, 2013 Das Konzept der Voraussehbarkeit franzosischer und anglo amerikanischer Herkunft hat sich wahrend der letzten Jahre zu einem sehr popularen Kriterium des vertraglichen Schadensersatzes unter den rechtsvereinheitlichenden Texten wie PECL und DCFR entwickelt Athina Xynopoulou versucht in den theoretischen Hintergrund des vertraglichen Schadensersatzes einzudringen sowie seine wesentlichen Prinzipien zu analysieren Damit mochte sie ein langjahriges und gefestigtes Missverstandnis seitens der herrschenden Meinung der deutschen Lehre aufdecken und beweist dass die Voraussehbarkeit kein dem deutschen Recht fremdes Konzept darstellt Vielmehr kann sie sogar zu einer konstruktiven Konkretisierung der in Deutschland seit langer Zeit akzeptierten Schutzzwecklehre im Vertagsrecht beitragen U.C. Davis Law Review University of California, Davis. School of Law, 1991 Liberalism and Affirmative Obligation Patricia Smith, 1998 In this book Patricia Smith argues that this can be achieved by reconstructing the liberal doctrine of positive and negative duty She offers a careful consideration of these elements of liberal principles as they relate to affirmative obligation

Da Alteração Superveniente das Circunstâncias Mariana Fontes da Costa,2023-06-22 A obra pretende fornecer uma vis o aprofundada da problem tica da altera o superveniente das circunst ncias com especial enfoque nas especificidades que devem resultar da sua compreens o em sede de contrata o comercial As linhas que se apresentam t m subjacente uma motiva o predominantemente operativa focada na aplica o do direito e no dif cil equil brio entre as aspira es de estabilidade e flexibilidade que permeiam as opera es econ micas duradouras Para tal o seu conte do centra se sobretudo no estudo dos mecanismos contratuais que visam regular situa es de perturba o superveniente das circunst ncias e na compreens o teleol

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