

GLOBAL TRADE LAW SERIES

CISG EXCLUSION AND LEGAL EFFICIENCY

Lisa Spagnolo

Cisg Exclusion And Legal Efficiency Global Trade Law

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Cisg Exclusion And Legal Efficiency Global Trade Law:

CISG Exclusion and Legal Efficiency Lisa Spagnolo, 2014 The rationale behind the Vienna Convention on Contracts for the International Sale of Goods CISG is that a uniform sales law will lead to improved efficiency of cross border sales and promote international trade However although it continues to attract new Member States and now applies to more than 80% of global trade commercial parties often exclude the CISG questioning it as a desirable choice of law *International Sales Law* Larry A. DiMatteo, 2014-02-17 This book brings together the top international sales law scholars from twenty three countries to review the Convention on Contracts for International Sale of Goods CISG and its role in the unification of global sales law It reviews the substance of CISG rules and analyzes alternative interpretations A comparative analysis is given of how countries have accepted interpreted and applied the CISG Theoretical insights are offered into the problems of uniform laws the CISG s role in bridging the gap between the common and civil legal traditions and the debate over good faith in CISG jurisprudence The book reviews case law relating to the interpretation and application of the provisions of the CISG analyzes how it has been recognized and implemented by national courts and arbitral tribunals offers insights into problems of uniformity of application of an international sales convention compares the CISG with the English Sale of Goods Act and places it in the context of other texts of UNCITRAL and analyzes the CISG from the practitioner s perspective **Towards a New CISG** Leandro Tripodi, 2015-11-24 In *Towards a New CISG* Leandro Tripodi discusses the aging and need for renovation of the 1980 Vienna Sales Convention Changes in global political circumstances and to the economy of international sales of goods have rendered the 1980 CISG a dated legal instrument Its recognized flexibility is not sufficient to cope with past and especially with future changes brought about by the introduction of new technologies affecting all kinds of goods subject to trade In light of the challenges posed by 21st century commerce Dr Tripodi proposes the adoption of a Convention on the International Sale of Goods and Services CISGS The idea of a new convention is based on the following facts 1 goods and services are no longer as distinguishable as they were in 1980 2 sales of goods and sales i e the provision of services are not as easy to apportion as the CISG supposes and can hardly continue to be treated separately by the legal sources of international trade **Selected Chinese Cases on the UN Sales Convention (CISG) Vol. 4** Peng Guo, Haicong Zuo, Shu Zhang, 2025-05-02 This book focuses on Chinese cases on the CISG decided by Chinese courts of all levels focusing on those decided from 2013 to 2016 During this period the number of cases grew fast compared to 2010 to 2012 covered in volume 3 The growth in the total number reflects that parties might become more familiar with the CISG and therefore decided not to opt out of it in addition the case collection and report systems in China at that time were developing very fast rendering many cases easily accessible This book provides a comprehensive and detailed analysis of selected cases The analysis of those cases will be on a case by case basis For each case an English summary of the judgment will be provided In the comment the People s Courts approach to the interpretation and application of the CISG will be discussed Comments of the

individual case will be written either by scholars or judges or lawyers from international and comparative perspectives to discuss the successes and pitfalls of the interpretation and application of the CISG in China These selected cases reflect how People s Court of all levels started to deal with various issues arising from the CISG and will help understand whether and how the People s Courts change their approaches to the interpretation and application of the CISG in the future Research Handbook on International and Comparative Sale of Goods Law Djakhongir Saidov,2019 This thorough and detailed Research Handbook explores the complexity of governance of sales contracts in the modern world It examines many topical aspects of sales law and practice with considerable emphasis being placed on the diversity of commercial and transactional contexts in which sales contracts are made and performed including digital technologies long term contracts and global supply chains and sources governing such contracts particularly those emanating from commercial players such as standard form contracts trade usages and trade terms Written by leading experts from an international and comparative perspective the Research Handbook is relevant to anyone with an interest in commercial sales and contract law *Handbook on Product Standards and International Trade* James J. Nedumpara,Satwik Shekhar,Akshaya Venkataraman,2021-11-05 Global Trade Law Series Volume 55 India one of the world s foremost trading nations exhibits a particularly complex regulatory landscape with a variety of standard setting bodies regulators accreditation and certification bodies inspection agencies as well as several state level regulators This is the first book to extensively describe the nature of standard setting processes in India and the key agencies involved with this task greatly clarifying the scope of market opportunities in the country Lucid contributions from experienced practitioners and regulators with first hand experience in formulating and advising on standards related issues in international trade help disentangle the web of laws regulations operations and functions of India s standard setters in governmental non governmental and industry contexts The chapters describe how standards apply to such crucial trade aspects as the following conformity assessment practice and procedure environmental ethical social and safety issues import bans and import licensing certification and labelling measures mutual recognition agreements food safety and standardisation of the digital economy The book is drafted throughout in an easy to read style with numerous tables flowcharts and figures illustrating step by step compliance procedures Informative annexes guide the reader to relevant agencies and identify their roles and responsibilities This book provides a clear and concise guide to the operations functions and compliance and documentation requirements of India s standard setting and regulatory bodies across all sectors and products and thus will serve as an unmatched guide for manufacturers traders and exporters operating in the Indian market or seeking to export to India It will also serve as a useful Handbook to policymakers academics and researchers interested in understanding the role of standard setting bodies in the field of international trade *Routledge Handbook on Transnational Commercial Law* Bruno Zeller,Camilla Baasch Andersen,2025-02-21 This handbook edited by Zeller and Andersen is an indispensable contribution to the field of transnational commercial law With an introduction by Sir Roy Goode this book

presents perspectives on legal issues of international sales transactions as perceived by world leading experts exposing pragmatic and modern aspects of everything from drafting to uniform laws to dispute resolution The book divides itself between fundamental knowledge of transnational commercial law e g chapters on forum shopping CISG Cape Town Convention etc and current and topical developments e g chapters on blockchain smart contracts metaverse digital assets etc International or transnational trade during the past twenty years has become more and more important outstripping domestic trade as a hallmark of economic success Model laws developed by the United Nations and other international bodies are now being transplanted or ratified by countries so a translational element must always be considered as part of any choice of law Addressing a global audience as the instruments dealt with herein apply to many states in different regions this handbook aims not only at an undergraduate and graduate student audience but also will interest professional lawyers

The Elgar Companion to UNIDROIT Thomas John,Rishi Gulati,Ben Köhler,2024-04-12 This comprehensive Companion provides a unique overview of UNIDROIT the primary independent organisation coordinating the practice of international private law across its 65 member states As the third in the suite of titles covering the three sisters of uniform private law and private international law it considers UNIDROIT s role in the creation of existing uniform law as well as posing questions about its future in the sector

Export Control Law and Regulations Handbook Yann Aubin,Arnaud Idiart,2016-05-15 The importance of export control laws and regulations in international trade continues to grow not only because of the increase in world trade and technology dispersion but also due to concerns surrounding national and regional stability and the risk of terrorism Accordingly familiarity with export control laws and regulations around the world has become extremely important for those involved in the international trade of dual use or military goods technology and services In this preeminent handbook now in its third edition two experienced professionals have gathered contributions from expert practitioners and academics The third edition adds three new country chapters Brazil Israel and Sweden and a new separate chapter on sanctions and embargoes In addition to chapters on the international regime in general the book provides a practical overview of the export import control regimes covering defence and dual use goods and services in fourteen key jurisdictions Country reports each follow the same structure for easy comparison Issues and topics covered include the following and much more import export legal and regulatory requirements for controlled goods and services sanctions for breach of such requirements civil administrative or criminal licence application processes arms dual use and other products embargo including chemical and biological materials and technology and enforcement measures The Handbook also makes available through an online application all important standard export control related forms templates and other related documents all of which readers can use to draft their own documents The Handbook is invaluable to any professional such as lawyers compliance key players procurement logistics finance and customs practitioners working in relation to an organisation with a need to know the specific requirements to be followed for the efficient and legally compliant import or

export of controlled military or dual use goods technologies or services

Uniform Rules for European Contract Law?

Francisco de Elizalde, 2018-06-28 Over the last 30 years the evolution of *acquis communautaire* in consumer law and harmonising soft law proposals have utterly transformed the landscape of European contract law. The initial enthusiasm and approval for the EU programme has waned and post Brexit it currently faces increasing criticism over its effectiveness. In this collection leading academics assess the project and ask if such judgements are fair and suggest how harmonisation in the field might be better achieved. This book looks at the uniform rules in the context of the internal market, national legislators and courts bridging the gap between common and civil law and finally their influence on non member states. Critical and rigorous it provides a timely and unflinching critique of one of the most important fields of harmonisation in the European Union.

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