1. Record Nr. UNINA9910140743903321 Autore Wang Faye Fangfei Titolo Internet jurisdiction and choice of law: legal practices in the EU, US and China / / Faye Fangfei Wang Cambridge;; New York,: Cambridge University Press, 2010 Pubbl/distr/stampa 0-511-85027-1 **ISBN** 1-107-20561-1 1-282-72340-5 9786612723407 0-511-77567-9 0-511-77643-8 0-511-77385-4 0-511-76282-8 0-511-77278-5 0-511-77491-5 Edizione [1st ed.] Descrizione fisica 1 online resource (xiv, 261 pages) : digital, PDF file(s) Disciplina 343/.08 Soggetti Conflict of laws - Electronic commerce - China Conflict of laws - Electronic commerce - European Union countries Conflict of laws - Electronic commerce - United States Online dispute resolution - China Online dispute resolution - United States Online dispute resolution - European Union countries Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Title from publisher's bibliographic system (viewed on 05 Oct 2015). Note generali Includes bibliographical references and index. Nota di bibliografia Nota di contenuto Introduction -- Jurisdiction in electronic contracting -- EU rules applied in cyber jurisdiction -- US jurisdiction tests employed in e-contracting disputes -- Chinese legislation on jurisdiction -- Choice of law in electronic contracting -- EU internet choice of law regime -- US internet choice of law rules -- Chinese internet choice of law approaches -- Alternative dispute resolution and the internet -- The legal obstacles and solutions to online arbitration and online mediation -- Conclusion and recommendation.

Sommario/riassunto

The adoption of electronic commercial transactions has facilitated cross-border trade and business, but the complexity of determining the place of business and other connecting factors in cyberspace has challenged existing private international law. This comparison of the rules of internet jurisdiction and choice of law as well as online dispute resolution (ODR) covers both B2B and B2C contracts in the EU, USA and China. It highlights the achievement of the Rome I Regulation in the EU, evaluates the merits of the Hague Convention on Choice of Court Agreement at the international level and gives an insight into the current developments in CIDIP. The in-depth research allows for solutions to be proposed relating to the problems of the legal uncertainty of internet conflict of law and the validity and enforceability of ODR agreements and decisions.