

1. Record Nr.	UNINA9910461748203321
Autore	Vytopil Louise
Titolo	Contractual control in the supply chain : on corporate social responsibility, codes of conduct, contracts and (avoiding) liability / / Louise Vytopil
Pubbl/distr/stampa	The Hague : , : Eleven International Publishing, , [2015] ©2015
ISBN	94-6274-361-4
Descrizione fisica	1 online resource (359 p.)
Collana	Utrecht Centre for Accountability and Liability Law (UCALL) ; ; volume 3
Disciplina	658.408
Soggetti	Social responsibility of business Business logistics Liability (Law) Electronic books.
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Cover; Title page; Acknowledgements; Table of contents; Definitions and abbreviations; 1 Introduction; 1.1 Rana Plaza; 1.2 Research; 1.3 Structure of this book; 1.4 Reading guide; 2 Research design and methodology; 2.1 Introduction; 2.2 Aim; 2.3 Research questions; 2.4 Research method; 2.4.1 Jurisdictions: reasons and delimitation; 2.4.2 Research design; 2.4.3 Which companies were approached?; 2.4.3.1 The Netherlands; 2.4.3.2 England; 2.4.3.3 California, United States; 2.5 Model; 2.6 Limitations and delimitations of the research; 2.6.1 Limitations; 2.6.2 Delimitations 2.7 Relevance of the research 3 CSR and the supply chain: setting the stage and identifying issues; 3.1 Introduction; 3.2 Setting the stage; 3.2.1 Introduction; 3.2.2 The rise of corporate social responsibility; 3.2.3 Why CSR?; 3.2.4 CSR: the current ((semi-)legal) status; 3.2.5 Conclusion; 3.3 The supply chain; 3.3.1 Introduction; 3.3.2 Supply chain strategy theory; 3.3.3 Case study supply chain: Nike; 3.3.4 Supply chain contracting and CSR; 3.3.5 CSR in the supply chain; 3.4 Conclusion; 4 Private international law; 4.1 Introduction; 4.2 The Netherlands and England; 4.2.1 Jurisdiction

4.2.2 Applicable Law
4.2.2.1 Contracts; 4.2.2.2 Pre-contractual phase;
4.2.2.3 Torts; 4.3 California; 4.3.1 Jurisdiction; 4.3.1.1 Jurisdiction in contract cases; 4.3.1.2 Jurisdiction in tort cases; 4.3.1.3 Alien Tort Statute; 4.3.1.4 Other procedural aspects: class actions; 4.3.2 Applicable law; 4.3.2.1 Contracts; 4.3.2.2 Pre-contractual phase; 4.3.2.3 Torts; 4.4 Final notes; 5 Legal qualification of contracts, general terms and conditions and codes of conduct; 5.1 Introduction; 5.1.1 Contracts; 5.1.1.1 Sources of contract law and contract formation 5.1.1.2 Content of the contract: requirements and interpretation 5.1.1.3 Rights and obligations for third parties; 5.1.2 General terms and conditions; 5.1.3 Pre-contractual questionnaires; 5.1.4 Codes of conduct; 5.1.4.1 Bindingness for the multinational; 5.1.4.2 Bindingness in the supply chain; 5.2 The Netherlands; 5.2.1 Sources and principles of contract law; 5.2.2 Contract formation; 5.2.3 Content of a contract: requirements and interpretation; 5.2.4 Pre-contractual questionnaires and content of the contract; 5.2.5 General terms and conditions 5.2.5.1 When do general terms and conditions apply? 5.2.5.2 Regulation of content of general terms and conditions; 5.2.5.3 Battle of the forms; 5.2.6 Rights and obligations of third parties; 5.2.6.1 Rights; 5.2.6.2 Obligations; 5.2.7 Codes of conduct; 5.2.7.1 Bindingness of codes of conduct for the MNC in general; 5.2.7.2 Bindingness of codes of conduct in supply chains; 5.3 England; 5.3.1 Sources and principles of contract law; 5.3.2 Requirements for contract formation; 5.3.3 Content of a contract: requirements and interpretation; 5.3.4 Pre-contractual questionnaires
5.3.5 General terms and conditions

Sommario/riassunto

Disasters - such as the Rana Plaza factory collapse in 2013 - have raised legal questions with respect to the role and responsibility of multinational corporations' supply chains. This book addresses these questions by focusing on the extent of legal responsibility and liability for corporate social responsibility ("CSR") violations in the supply chains of MNCs in the Netherlands, England, and the US (California). It provides an overview of the legal measures a limited number of participating multinationals take in practice in order to govern their supply chains in terms of CSR. The book qua
