

1. Record Nr.	UNINA9910465318203321
Titolo	Economic analysis of the DCFR : the work of the Economic Impact Group within CoPECL // edited by Pierre Larouche, Filomena Chirico
Pubbl/distr/stampa	Munich, Germany : , : sellier european law publishers, , 2010 ©2010
ISBN	1-283-01443-2 9786613014436 3-86653-855-3
Descrizione fisica	1 online resource (345 p.)
Disciplina	341.753
Soggetti	Standardized terms of contract - Economic aspects - European Union countries Contracts - Economic aspects - European Union countries Electronic books.
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Description based upon print version of record.
Nota di contenuto	Front matter -- Table of contents -- List of contributors -- Introduction -- 1. Contract Law - General Aspects -- The Function of European Contract Law: An Economic Analysis -- The Economic Function of Good Faith in European Contract Law -- Non-Discrimination in the Common Principles of European Contract Law -- 2. Formation and Interpretation of Contracts -- The Formation of Contracts in the Draft Common Frame of Reference - A Law and Economics Perspective -- Contract Interpretation - Interpretive Criteria -- Judicial Control of Standard Terms and European Private Law -- 3. Performance of Contracts -- Specific Performance, Damages and Unforeseen Contingencies in the Draft Common Frame of Reference -- Measure of Damages: Expectation, Reliance and Opportunity Cost -- Remedies for Non-Performance: Chapter 3 of Book III of the DCFR from an Economist's Perspective -- 4. Termination of Contracts -- Termination and Compensation in Long-Term Distribution Contracts: An Economic Perspective of EU Law -- Variation and Unilateral Termination of an Agreement in the Draft Common Frame of Reference

-- 5. Specific Areas of Contract Law -- Principles of European Insurance Contract Law: Law and Economic Insights -- The DCFR and Consumer Protection: an Economic Assessment -- 6. Non-contractual Liability -- The Boundary between Torts and Contracts: A Law and Economics Perspective -- 'Legally Relevant Damage' and A Priori Limits to Non-Contractual Liability in the DCFR -- Conclusion

Sommario/riassunto

The Economic Impact Group (EIG) was created to support the work on the DCFR with insights from law and economics. It brings together a number of leading European law and economics scholars. The Group looked at the main elements of the DCFR with two questions in mind: from an economic perspective, is it sensible to harmonize private law across Europe for this specific element, and is the solution chosen in the DCFR optimal? This book presents the outcome of the work of the EIG. It deals with key issues such as the function of contract law, contract formation, good faith, non-discrimination, specific performance versus damages, standard contractual terms and consumer protection in contract law. The EIG complements the work of the drafters of the DCFR with insightful and critical assessments, based on the well-established law and economics literature.
