

1. Record Nr.	UNINA9910483683403321
Titolo	European Perspectives on the Common European Sales Law // edited by Javier Plaza Penadés, Luz M. Martínez Velencoso
Pubbl/distr/stampa	Cham : , : Springer International Publishing : , : Imprint : Springer, , 2015
ISBN	3-319-10497-7
Edizione	[1st ed. 2015.]
Descrizione fisica	1 online resource (314 p.)
Collana	Studies in European Economic Law and Regulation, , 2214-2037 ; ; 4
Disciplina	343.08
Soggetti	Private international law Conflict of laws Public international law Law—Europe Criminal law Private International Law, International & Foreign Law, Comparative Law Public International Law European Law Criminal Law and Criminal Procedure Law
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	Preface; Javier Plaza Penadés and Luz M. Martínez Velencoso. - Introduction The CESL proposal; Ana Sofia Gomes -- Chapter 1 Some Private International Law Issues; Guillermo Palao Moreno.- Chapter 2 Formation of contract; Jakub J. Szczerbowski.- Chapter 3 The mandatory nature of the right of withdrawal; Carmen Azcárraga Monzonís and Raquel Guillén Catalán -- Chapter 4 The integration of advertising statements into the contractual offer; Francisco Infante Ruiz -- Chapter 5 Unfair contract terms; Hans Fredrik Marthinussen -- Chapter 6 Breach of contract; Martin Schmidt-Kessel and Eva Sylkens -- Chapter 7 Change of circumstances; Luz M. Martínez Velencoso -- Chapter 8 Non conformity of the goods and digital content and remedies; María Paz García Rubio -- Chapter 9 Passing of risk; Francisco Oliva Blázquez -- Chapter 10 Main aspects of the rules on digital content; Javier Plaza Penadés -- Chapter 11 Obligations and remedies of the parties to a

related service contract; M. José Reyes López -- Chapter 12 Damages; Matthias Lehmann -- Chapter 13 Restitution; Adela Serra Rodríguez -- Chapter 14 Prescription; Luz M. Martínez Velencoso and Andrew O' Flynn -- Bibliography -- Index. .

Sommario/riassunto

This book presents a complete and coherent view of the subject of Common European Sales Law from a range of European perspectives. The book offers a comparison of the CESL with the CISG, as well as pre-existing instruments, including the Draft Common Frame of Reference (DCFR) and the Principles of European Contract Law (PECL). It analyses the process of enactment of CESL and its scope of application, covering areas such as the sale of goods, the supplying (licensing) of digital content, the supply of trade-related services, and consumer protection. It examines the design of the CESL bifurcating businesses into large and small-to-medium sized enterprises, and the providing of rules covering digital content and the supply of trade-related services. Lastly, it studies the field of application of the CESL combined with the already existing EU consumer protection laws, as well as nation-specific laws.
