Record Nr. UNINA9910791756103321 A factual assessment of the Draft Common Frame of Reference Titolo [[electronic resource] /] / edited by Luisa Antoniolli, Francesca Fiorentini Munich, : Sellier, c2011 Pubbl/distr/stampa **ISBN** 1-283-01446-7 3-86653-122-2 Descrizione fisica 1 online resource (495 p.) Classificazione PS 3730 Altri autori (Persone) AntoniolliLuisa FiorentiniFrancesca Disciplina 346.2402 Soggetti Contracts - European Union countries Conflict of laws - Contracts - European Union countries Civil law - Europe - International unification Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia "This assessment has been carried out as part of the "Joint Network of Note generali European Private Law" Project (CoPECL), financed by the EU Commission, Contract No. 513351."--T.p. verso. Nota di bibliografia Includes bibliographical references (p. 419-466). Nota di contenuto Frontmatter -- Table of Contents -- Authors -- Preface by the General Editors of "The Common Core of European Private Law" Project --Preface by the Editors in Chief of the Case-Based Assessment --Introduction / Antoniolli, Luisa / Fiorentini, Francesca -- Case-Based Assessments -- Unfair Terms / Willett, Chris -- Change of Circumstances / Bineva, Valentina -- Plurality of Debtors / Meier, Sonja -- Sales / Peleggi, Roberta -- Lease of Goods / Panek, Grzegorz --Mandate / Gómez Ligüerre, Carlos -- Personal Security / Vigneron, Sophie / Wong, Simone -- Non-contractual Liability Arising out of Damage Caused to Another / Mónika, Józon -- Unjustified Enrichment / Smits, Jan / Mak, Vanessa -- Acquisition and Loss of Ownership of Goods / Vliet, Lars van -- Critical Essays -- The 'Three Lives' of European Private Law / Schmid, Christoph U. -- Draft Common Frame of Reference and Terminology / Ioriatti Ferrari, Elena -- Social Contracts in the Light of the Draft Common Frame of Reference for a Future EU Contract Law / Nogler, Luca / Reifner, Udo -- Concluding

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Sommario/riassunto

This book contains a case-based assessment of the Draft Common Frame of Reference carried out by the Common Core Evaluating Group. which gathers a number of well-established and younger scholars coming from Eastern and Western countries of the European Union using the working method of the research project "The Common Core of European Private Law" (www.common-core.org). The aim of the assessment is to test how the Draft Common Frame of Reference could work when applied in different national legal systems. To this end, a number of factual situations, i.e. hypothetical cases, have been drafted by the authors and solved through the application of both national rules and rules of the DCFR. Thereby, similarities and differences in the outcome of the cases have been analysed, together with difficulties - if any - in the application of the "Principles of European Law". The Common Core assessment has been carried out as part of the "Joint Network of European Private Law" Project (CoPECL), financed by the EU Commission.