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Autore	Ahmed Mukarrum (Law teacher)
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Nota di contenuto	1. Introduction -- 2. Private International Law, Party Autonomy and the English 'Dispute Resolution' Paradigm -- 3. The Analogy between Arbitration Agreements and Choice of Court Agreements: The Technique of Severability and Whether the Contractualisation Phenomenon Distorts the Fundamental Nature and Effects of Choice of Court Agreements? -- 4. Private Law or Public Law? An Assessment of the Fundamental Juridical Nature and Classification of Choice of Court Agreements -- 5. 'Dispute Resolution' Epitomised: The Damages Remedy for Breach of Choice of Court Agreements -- 6. An Overview of the Case Law on the Damages Remedy for Breach of Exclusive Choice of Court Agreements: Firmly Entrenched or a Nascent Remedy in Need of Development? -- 7. Assessing the Damages Remedy for Breach of Choice of Court Agreements -- 8. An In-depth Examination of the Damages Remedy for Breach of Exclusive Choice of Court Agreements under the English Common Law Jurisdictional Regime -- 9. The Damages Remedy and the Brussels I Regime -- 10. The Hague Convention on Choice of Court Agreements: Qualified Mutual Trust and

the Scope for Remedies for Breach of Exclusive Choice of Court Agreements -- 11. English Choice of Court Agreements in the Post-Referendum Legal Environment: What Lies Ahead? -- 12. Conclusions and Contributions to Knowledge

Sommario/riassunto

"This book examines the fundamental juridical nature, classification and enforcement of choice of court agreements in international commercial litigation. It is the first full-length attempt to integrate the comparative and doctrinal analysis of choice of court agreements under the Brussels I Recast Regulation, the Hague Convention on Choice of Court Agreements ('Hague Convention') and the English common law jurisdictional regime into a theoretical framework. In this regard, the book analyses the impact of a multilateral and regulatory conception of private international law on the private law enforcement of choice of court agreements before the English courts. In the process, it both pre-empted and offers innovative solutions to issues that may arise under the jurisprudence of the emergent Brussels I Recast Regulation and the Hague Convention. The need to understand the nature and enforcement of choice of court agreements before the English courts from the perspective of the EU private international law regime and the Hague Convention cannot be understated. This important new study aims to fill an existing gap in the literature in relation to an account of choice of court agreements which explores and reconnects arguments drawn from international legal theory with legal practice. However, the scope of the work remains most relevant for cross-border commercial lawyers interested in crafting pragmatic solutions to the conflicts of jurisdictions."--Bloomsbury Publishing.
