Record Nr. UNINA9910797555603321 Autore Goode Royston Miles Titolo Transnational commercial law: text, cases, and materials // Roy Goode, Herbert Kronke, Ewan Mckendrick [Oxford]:,: Oxford University Press,, [2015] Pubbl/distr/stampa 0-19-105455-0 **ISBN** 0-19-181883-6 0-19-105454-2 Edizione [Second edition.] 1 online resource (775 pages) Descrizione fisica Disciplina 346.07 Commercial law Soggetti Conflict of laws - Commercial law Foreign trade regulation International business enterprises - Law and legislation Casebooks. Inglese Lingua di pubblicazione **Formato** Materiale a stampa Livello bibliografico Monografia This edition previously issued in print: 2015. Note generali Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Transnational commercial lawLex mercatoria; What drives commercial law?; A medieval example; A later example; A modern example; Commercial law and civil law; The transition from planned economies to market economies; B. The History of Commercial Law; The early and medieval codes; Characteristics of the medieval law merchant; The nationalization of commercial law; The return to internationalism and the growth of transnational commercial law; The perceived benefits of harmonization; The growth of regionalism; C. The Sources of National Commercial Law; Contract; Usage Suppletive rules of common lawDomestic legislation; D. The Nature and Sources of Transnational Commercial Law; Is there an autonomous transnational commercial law?; The lex mercatoria and the conflict of

laws; External validation by a court or tribunal; Determination in

mercatoria; International and regional instruments; Conscious or unconscious judicial or legislative parallelism; Contractually incorporated rules and trade terms promulgated by international

accordance with law; The sources of transnational commercial law; Lex

organizations; Standard-term contracts; Restatements of scholars General principles of international lawE. Lex Mercatoria; The sources of the lex mercatoria; The normative force of usage; International conventions as evidence of usage; General principles of law; Questions; Further reading; 2. The Conflict of Laws in Commercial Transactions; A. The Nature of Conflict of Laws; Definition; The structure of a conflicts rule ('meta law'); B. The Role of Conflict of Laws in International Commercial Law; Prior to the advent of transnational commercial law; A new era: The Warsaw Convention of 1929; C. Selected Issues of General Conflict of Laws Theory Relationship between international law and domestic law

Sommario/riassunto

Transnational Commercial Law' brings together all the necessary materials on this topic in a logical and accessible way. The authors provide students with an extensive discussion on the theoretical issues raised by the law.