1. Record Nr. UNINA9910814349203321 Autore Schulze Reiner Titolo Common frame of reference and existing EC contract law / / Reiner Schulze (Ed.); design Sandra Sellier Pubbl/distr/stampa Munich, Germany:,: sellier european law publishers,, 2008 ©2008 **ISBN** 3-86653-800-6 9786612274558 1-282-27455-4 Descrizione fisica 1 online resource (369 p.) Classificazione PS 3730 Disciplina 341.753 Soggetti Contracts - European Union countries Conflict of laws - Contracts - European Union countries 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 -- Contents -- Part I. General Aspects -- The Academic Draft of the CFR and the EC Contract Law -- Comparative Law and Common Frame of Reference -- "A Better Coherence of EU Private Law" and Multilingualism: Two Opposing Principles? -- Part II. Structures of the DCFR -- Contract Law or Law of Obligations? - The Draft Common Frame of Reference (DCFR) as a multifunction tool -- Contracts between Consumer Protection and Trade Usages: Some Observations on the Importance of State Contract Law -- Part III. Conclusion and Content of the Contract -- Pre-contractual duties - from the acquis to the Common Frame of Reference -- Non-Discrimination -- The Right of Withdrawal, the Acquis Principles and the Draft Common Frame of

Reference -- Non-Negotiated Terms -- Part IV. Remedies -- The Remedies for Non-Performance in the System of the Acquis Group --The damages rules in the acquis communautaire, in the Acquis Principles and in the DCFR -- Part V. Further Main Aspects -- The Common Frame of Reference (CFR) of European Insurance Contract Law -- DCFR and Property Law: the need for consistency and coherence --Cadre commun de réference et droit international privé -- Part VI. Member States' Aspects -- Europäisches Vertragsrecht -

Österreichische Haltung -- Connection between the CFR and a possible horizontal instrument of consumer law -- Acquis Principles -- Backmatter

Sommario/riassunto

The Draft Common Frame of Reference (DCFR) is just published. Now the creation of the final Common Frame of Reference (CFR) is one of the most important issues in the field of European Private Law. The volume discusses the key question as to what extent the CFR can and should reflect existing EC Contract Law, and to what extent the DCFR has already incorporated the acquis communautaire. The contributions to this volume try to provide answers to this question by analyzing different controversial areas such as the conclusion and content of the contract (pre-contractual duties, non-discrimination or withdrawal), non-performance, remedies, damages and the relation to International Private Law.