Schlechtriem & Schwenzer

COMMENTARY ON THE UN CONVENTION ON THE INTERNATIONAL SALE OF GOODS (CISG)

FIFTH EDITION

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Schlechtriem And Schwenzer Commentary On The Un Convention On The International Sale Of Goods Cisg: Schlechtriem & Schwenzer: Commentary on the UN Convention on the International Sale of Goods (CISG)

Ingeborg Schwenzer, 2010-01-28 This new edition of the leading commentary on the United Nations Uniform Sales Law will assist practitioners and scholars in their understanding of the impact of the CISG on domestic and international laws of commerce Previous editions have become an important source of guidance on the Convention being frequently cited by Commentary on the UN Convention on the International Sale of Goods (CISG) Ingeborg H. Schwenzer, 2016 Now in force in over 80 countries the Convention on the International Sale of Goods CISG is one of the most successful and wide reaching attempts to unify legal instruments for international commerce The CISG s range of influence in international practice has significantly expanded potentially governing more than 80% of world trade In addition to the growing case law the volume of case law reporting and scholarly writing on the Convention and its provisions and problems has increased dramatically The Convention also continues to influence legislators on the international as well as the domestic level This is the fourth edition in English of the 6iCommentary on the United Nations UN Convention on the International Sale of Goods CISG Since the publication of the first edition in 1998 the book has become an invaluable source for the comprehension and discussion of the Convention frequently cited by legal writers tribunals and courts all over the world Thoroughly revised to reflect the growth and complexity of case law relating to the Convention the book also considers new developments in the field of the CISG particularly the accession of Brazil to the Convention It also assesses all relevant scholarly writing on the CISG since 2009 with a special emphasis on the opinions issued by the CISG Advisory Council that are being considered as persuasive authority by courts and tribunals across the globe Written by an international team of contributors this book provides comparative expert analysis and combines judicial and scholarly views from numerous jurisdictions This is the most comprehensive and authoritative commentary on the CISG and an invaluable resource for scholars and practitioners alike Commentary on the UN Convention on the International Sale of Goods (CISG) Peter Schlechtriem, Ingeborg H. Schwenzer, 2010 Commentary on the UN Convention on the International Sale of Goods (CISG) Ingeborg Schwenzer, Peter Schlechtriem, 2016-03 Commentary on the UN Convention of the International Sale of Goods (CISG) Peter Schlechtriem, 1998 <u>Understanding the CISG</u> Joseph Lookofsky, 2022-08-09 The 1980 United Nations Convention on Contracts for the International Sale of Goods CISG regulates the rights of buyers and sellers in international sales The Convention is the first sales law treaty to win acceptance on a worldwide scale and the impressive list of nearly one hundred Contracting States accounts for more than three fourths of all world trade The importance of the CISG in the international arena is underlined by thousands of reported decisions where the CISG has been held to apply thus evidencing the conduct of countless international traders who by default or by express choice regularly subject their sales contracts to the Convention regime The CISG treaty demands an international interpretation and this extensively updated Sixth Edition

draws upon the full range of primary as well as secondary sources of CISG law including clear and concise reports of the latest decisions arbitral awards and scholarly opinion Numerous concrete examples are provided throughout With this book as their guide lawyers and students who need to understand international sales law will confidently navigate key topic areas such as these determining when the CISG applies freedom of contract opting out interpretation of CISG treaty and CISG contracts formation validity defenses to enforcement obligations of the parties remedies for breach liability exemptions hardship and disclaimers agreed remedies Selected Chinese Cases on the UN Sales Convention (CISG) Vol. 2 Peng Guo, Haicong Zuo, Shu Zhang, 2023-04-03 This book focuses on Chinese cases on the CISG decided by Chinese courts of all levels mainly from 2006 to 2010 During this period the number of cases grew gradually The total number of cases still remained low the reasons of which might be the following parties were not familiar with the CISG and therefore decided to opt out of it in addition the case collection and report systems in China at that time were not as developed as now rendering many cases inaccessible This book provides a comprehensive and detailed analysis of selected cases The analysis of those cases will be on a case by case basis For each case an English summary of the judgments will be provided In the summary the People's Court's approach to the interpretation and application of the CISG will be emphasised Following the summary are comments of the individual case written either by an academic or a current or former judge from international and comparative perspective to discuss the successes and pitfalls of the interpretation and application of the CISG This book deals with the cases from 2006 to 2010 in China These cases reflect how People's Court of all levels started to deal with various issues arising from the CISG and will help understand whether and how the People's Courts change their approaches to the interpretation and application of the CISG in future Selected Chinese Cases on the UN Sales Convention (CISG) Vol. 4 Peng Guo, Haicong Zuo, Shu Zhang, 2025-05-02 This book focuses on Chinese cases on the CISG decided by Chinese courts of all levels focusing on those decided from 2013 to 2016 During this period the number of cases grew fast compared to 2010 to 2012 covered in volume 3 The growth in the total number reflects that parties might become more familiar with the CISG and therefore decided not to opt out of it in addition the case collection and report systems in China at that time were developing very fast rendering many cases easily accessible This book provides a comprehensive and detailed analysis of selected cases The analysis of those cases will be on a case by case basis For each case an English summary of the judgment will be provided In the comment the People's Courts approach to the interpretation and application of the CISG will be discussed Comments of the individual case will be written either by scholars or judges or lawyers from international and comparative perspectives to discuss the successes and pitfalls of the interpretation and application of the CISG in China These selected cases reflect how People's Court of all levels started to deal with various issues arising from the CISG and will help understand whether and how the People's Courts change their approaches to the interpretation and application of the CISG in the future The International Sale of Goods 5e Michael Bridge, 2024-02-08 The fifth edition of this leading

authority continues to provide comprehensive analysis of the law and practice of sale of goods under English and international law It is an indispensable resource for practitioners scholars and postgraduate students **Selected Chinese** Cases on the UN Sales Convention (CISG) Vol. 3 Peng Guo, Haicong Zuo, Shu Zhang, 2024-04-29 This book focuses on Chinese cases on the CISG decided by Chinese courts of all levels focusing on 2011 to 2012 During this period the number of cases grew fast compared to 2006 to 2010 The total number of cases remained relatively low the reasons of which might be the following parties were not familiar with the CISG and therefore decided to opt out of it in addition the case collection and report systems in China at that time were not as developed as now rendering many cases inaccessible This book provides a comprehensive and detailed analysis of selected cases The analysis of those cases is on a case by case basis For each case an English summary of the judgment is provided In the comment the People's Courts approach to the interpretation and application of the CISG is emphasized Comments of the individual case are written either by scholars or judges or lawyers from international and comparative perspective to discuss the successes and pitfalls of the interpretation and application of EU Private Law and the CISG Zvonimir Slakoper, Ivan Tot, 2021-09-30 EU Private Law and the CISG examines the CISG selected EU directives in the field of private law and their effects on the national private law systems of several EU Member States and discusses certain specific concepts of the United Nations Convention on Contracts for the International Sale of Goods CISG in light of the CISG's recent fortieth anniversary The most prominent influence of EU law on national private law systems is in the area of the law of obligations thus the book focuses on several EU private law directives that cover the issues belonging to contract and tort law as interpreted in the case law of the Court of Justice of the EU EU private law concepts need to be interpreted autonomously and uniformly rather than through the lens of national private law systems The same is true for the CISG which has not only been one of the most successful instruments of the international trade law unification but had also influenced both the EU private law and domestic laws In Part I focused on the EU private law and its effects for national laws chapters examine the recent Digital Content and Services Directive and its likely impact on the contract law of the UK and Ireland the role aggressive commercial practices play in EU banking and credit legislation the applicability of the EU private international law rules to collective redress the unfair contract terms regime of the Late Payment Directive and its transposition into Croatian law the implementation of the Commercial Agency Directive in Denmark Estonia and Germany and disgorgement of profits as remedy provided in the Trade Secrets Directive In Part II dealing with selected CISG issues chapters discuss the autonomous interpretation of CISG s concept of sale by auction and its notion of intellectual property as well as the CISG's principle of freedom of form and the possibility for reservations with the effect of its exclusion The book will be of interest to legal scholars in the field of EU private law and international trade law as well as to the students practitioners members of law reform bodies and civil servants in Europe and beyond Guide to Damages in International Arbitration John A Trenor, 2018-01-18 Have you ever been frustrated that arbitration folk aren t

more numerate The Guide to Damages in International Arbitration is a desktop reference work for those who d like greater confidence when dealing with the numbers This second edition builds upon last year s by updating and adding several new chapters on the function and role of damages experts the applicable valuation approach country risk premium and damages in gas and electricity arbitrations. This edition covers all aspects of damages from the legal principles applicable to the main valuation techniques and their mechanics to industry specific questions and topics such as tax and currency It is designed to help all participants in the international arbitration community to discuss damages issues more effectively and communicate them better to tribunals with the aim of producing better awards The book is split into four parts Part I Legal Principles Applicable to the Award of Damages Part II Procedural Issues and the Use of Damages Experts Part III Approaches and Methods for the Assessment and Quantification of Damages Part IV Industry Specific Damages Issues Convention on Contracts for the International Sale of Goods Clayton P. Gillette, Steven D. Walt, 2016-05-10 Serving the needs of both students and experts this book evaluates the CISG through economic theory and legal doctrine Balkan Yearbook of European and International Law 2020 Zlatan Meškić, Ivana Kunda, Dušan V. Popović, Enis Omerović, 2021-07-05 The second volume of the Balkan Yearbook of European and International Law BYEIL focuses on the United Nations Convention on Contracts for the International Sale of Goods CISG which was signed 40 years ago The contributions analyse a broad range of aspects and reflect the latest developments those in the permanent sections on European Law and International Law explore contemporary challenges in public and private law disciplines offering fresh **Conformity of Goods and Documents** Djakhongir Saidov, 2015-04-30 This new perspectives on established concepts book provides a detailed examination of the issue of conformity of goods and documents under the United Nations Convention on Contracts for the International Sale of Goods 1980 CISG This issue lies at the heart of sales law and is one of the most frequently litigated The book explores the Convention's requirements as to quality quantity description and packaging of the goods conformity the requirements flowing from the need for the goods to be free from rights or claims of third parties and the questions of what documents the seller must deliver to the buyer and what constitutes a good document under the CISG The book engages extensively with a substantial body of cases decided under the CISG and academic commentary It systematises the Convention's experience to date with a view to turning it into an integrated comprehensive and distinctive CISG legal regime on conformity of goods and documents The analysis is comparative and draws on the experience of some major domestic legal systems such as English and US law The focus is both analytical and practical The book will be of interest to legal practitioners academic lawyers and students with an interest in international and comparative sales commercial and contract law International Commercial Agreements William Fox, Ylli Dautaj, 2023-12-05 Precise planning drafting and vigorous negotiation lie at the heart of every international commercial agreement But as the international business community moves toward the third decade of the twenty first century a large amount of the detail of

these agreements has migrated to the Internet and has become part of electronic commerce This incomparable one volume work now in its seventh edition begins by discussing and analyzing all the basic components of international contracts regardless of whether the contracting parties are interacting face to face or dealing electronically at some distance from each other The work stands alone among contract drafting guides and has proven its enduring worth Using an established and highly practical format the book offers precise information and analysis of a wide variety of issues and forms of agreement as well as the various forms of international commercial dispute resolution The seventh edition includes new and updated material on a large number of issues and concepts such as new developments and technical progress in electronic commerce the use of concepts of standardization i e the work of the International Organization for Standardization as a contract drafting tool new developments in artificial intelligence in contract drafting the use of cryptocurrencies as a payment device expedited arbitration early neutral evaluation and digital procedures for dispute resolution online dispute resolution including the phenomenon of the robot arbitrator and foreign direct investment investment law and investor state dispute resolution Each chapter provides numerous references to additional sources including websites journal articles and texts Materials from and citations to appropriate literature and languages other than English are included Recognizing that business executives entering into an international commercial transaction are mainly interested in drafting and negotiating an agreement that satisfies all of the parties and that will be performed as promised this superb guide will measurably assist any lawyer or business executive in planning and implementing contracts and resolving disputes even when that person is not interested in a full blown understanding of the entire landscape of international contracts Business executives who are not lawyers will find that this book gives them the understanding and perspective necessary to work effectively with legal Buyers' Remedies in International Sales Law Reza Beheshti, 2024-02-22 An authoritative in depth experts examination of remedies in international sales of manufactured goods this book provides a detailed analysis of the remedies available to a commercial buyer The book concentrates on four prominent legal regimes namely the UK sales law the United Nations Convention on Contracts for the International Sale of Goods 1980 CISG the American Uniform Commercial Code UCC and the UNIDROIT Principles of International Commercial Contracts 2016 UPICC It surveys the remedies available to commercial buyers in the event that a seller fails to fulfil the contractual obligations stipulated by an international sales transaction of manufactured goods The remedies investigated are self help remedies including suspension of performance and termination monetary remedies including damages and price reduction and performance remedies including specific performance and the right to cure Providing access to and analysis of cases and arbitral decisions from all over the world the book scrutinises the strengths and weaknesses of buyers remedies through comparative and normative examination Ex Aeguo et Bono as a Response to the 'Over-Judicialisation' of International Commercial Arbitration Nobumichi Teramura, 2020-05-12 Despite its many distinguished proponents over time ex aequo et bono the idea of deciding disputes on the basis of what an adjudicator regards as fair and equitable has failed to take hold in international commercial arbitration ICA Formalisation and fossilisation of arbitral procedure as manifested in the increasing use of litigation style practice unfortunately reign instead This bold and challenging book argues that parties to an arbitration should be more willing for their cross border disputes to be decided and arbitrators should be more prepared to decide those disputes in accordance with broad principles of equity and fairness rather than by strict adherence to technical rules of law Putting forward suggestions based on extensive research and doctrinal considerations this book invites us to confront what ICA was supposed to be what it now is and what it can be In particular Dr Teramura discusses how by resorting to ex aequo et bono arbitrators can construe contractual terms including the limits apply trade usages deal with mandatory rules of a given forum or place of performance minimise the cost and length of time that arbitration takes avoid the abuse of discretion and ensure predictable results The book examines significant differences in the way that ex aequo et bono arbitration is understood among various state and international institutions It attempts to identify a common core of universally accepted concepts underlying those different understandings The book argues that ex aequo et bono has the potential to reform ICA without undermining its positive aspects Along the way it discusses the implications of ex aequo et bono arbitration on the now widely used UNCITRAL Model Law on ICA It should thus appeal to lay business persons and commercial law practitioners who are looking for an economical and efficient way to solve business disputes within a globalised arbitration framework

Transnational sales contract Viglione - Benatti - Garcia LOng, 2022-03-18 The United Nations Convention on Contracts for the International Sale of Goods CISG turned 40 in 2020 and experts around the world didn t miss the celebrations This book collects twenty five studies in tribute to the CISG for its 40 anniversary written by experts from Europe America and Asia with different focus of analysis The goal of The transnational sales contract 40 years influence of the CISG on national jurisdictions is to present what we have learned from the CISG during this time of born development and consolidation The book aims at navigating through the influence of the CISG in different jurisdictions thus revealing the creation and existence of a truly autonomous and transnational contract law of worldwide application Transnationalisation and Legal Actors Bettina Lemann Kristiansen, Katerina Mitkidis, Louise Munkholm, Lauren Neumann, Cécile Pelaudeix, 2019-06-10 Transnational tendencies have led to a pluralistic legal environment in which emerging and established legal actors regulatory levels and types of legal norms co exist compete and interact in complex ways This challenges and changes not only how legal norms are created applied and enforced but also when these actors norms and processes are considered legitimate The book investigates how states and non state actors interact in transnational settings and pays attention to the understudied question of what effect transnational tendencies have on the legitimacy of legal actors norms and processes It seeks to confront three fundamental questions Has legitimacy significantly changed Who creates norms and with which consequences for legal procedures and norms The book considers the question of legitimacy from a broad range of legal perspectives

including environmental law human rights law and commercial law It maps out the contours of legitimacy today with an emphasis on the reactions of central actors like states and courts to transnational tendencies. The book thereby provides a conceptually powerful structure within which to further debate the complexity of transnational tendencies in law and proposes innovative approaches to problem solving while designing pathways for further reflection on the development of law in a transnational context.

Schlechtriem And Schwenzer Commentary On The Un Convention On The International Sale Of Goods Cisg Book Review: Unveiling the Magic of Language

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