

Diritto Privato Roppo

DJ Losen

Principles of European Contract Law and Italian Law Luisa Antonioli, Anna Veneziano, 2005-01-01 To provide valuable legal service to persons in today's Europe, practitioners must be conversant in both national and transnational law. At the European level, the Principles of European Contract Law (PECL) are an increasingly important element of contract law, together with national contract law, as contained in Civil Codes and various national statute. Accordingly, Kluwer Law International has initiated a series of volumes, under the direction of prof. Hondius of the University of Utrecht, comparing PECL with the most important European legal systems. This volume on Italian law is the second in the series. Using a straightforward comparative method, the editors' analysis not only reveals a significant area of convergence between the PECL and Italian contract law, but also highlights the main differences between the two bodies of rules. The reasons for these differences, both legal and non-legal (such as historical, social, economic), are clearly set forth. The book provides complete texts, with annotations, of the PECL and the corresponding Italian rules. The presentation proceeds as follows: general provisions (scope of application, general duties, terminology) formation of contracts (general provisions, offer and acceptance, liability for negotiations) authority of agents (general provisions, direct and indirect representation) validity interpretation contents and effects performance non-performance and remedies in general particular remedies for non-performance (right to performance, withholding performance, termination of the contract, price reduction, damages and interest) The editors' commentary includes extensive reference to case law and legal doctrine at all essential points. In this way they provide a comprehensive description of the law in action as well as its evolving trends. In addition, incisive essays by two leading experts in the field of comparative law, prof. Rodolfo Sacco and prof. Michael Joachim Bonell, analyse the relationship of the PECL and Italian law and its wider framework in the harmonisation of private law at the European and international levels. The book is a valuable handbook and guide for both foreign and Italian lawyers. For non-Italian lawyers, be they practitioners or academics, it provides a concise but complete and up-to-date outline of current Italian contract law, organized on the basis of a system (PECL) with which many European lawyers are familiar. For Italian lawyers, it offers a clearer insight into a wider European legal contract system whose importance in the evolution of a common European private law is growing rapidly. Principles of European Contract Law Series 2

The Common European Sales Law in Context Gerhard Dannemann, Stefan Vogenauer, 2013-03-21 The recently proposed

Common European Sales Law is intended to overcome differences between national contract laws. 19 chapters, co-authored by British and German scholars, investigate for the first time how the projected CESL would interact with various aspects of English and German law.

Italian family agreements and business continuity Cinzia Vallone, 2008

Comparative Perspectives on the Chinese Civil Code Meiling Huang, Paul J. du Plessis, 2024-03-05 This book provides a comparative analysis of Chinese property law as depicted in the newly enacted Chinese Civil Code. The Chinese Civil Code, the first civil code in the history of the People's Republic of China, was enacted as law in May 2020. Reflecting the growing interest in this code and its provisions to scholars of codification and of comparative private law, it has already been translated into English, German, and Italian. Chinese property law has both local and global features, and this comparative study offers a channel through which to understand Chinese property law, by highlighting both its similarities and differences from other property systems. Broadly speaking, the book brings together two approaches. The first comprises a comprehensive discussion of aspects of Chinese property law, such as ownership, property rights, and secured transactions. The second consists of perspectives from other jurisdictions and provides an assessment of Chinese property law based on other property systems. Containing contributions by both distinguished and young scholars, who are experienced in comparative property law research, the book offers a unique insight into the Chinese Civil Code and, through it, how extra-civilian elements are embodied in a fundamentally civilian legal system. This book will appeal to scholars and students of property law, comparative law, and others with specific interests in law and politics in China.

The Risk of Discrimination in the Digital Market Sara Tommasi, 2023-10-28 The book starts with an analysis of what is new in the Digital Services Act. The aim is to see whether this new Regulation is appropriate both for not halting technological innovation and for addressing the risks that technological innovation poses to society and to the people who use digital services. The focal point is the risk of discrimination as people are often helpless in the face of the potential discriminations in the digital services sector. In particular, the book analyses how the Digital Services Act can make a concrete contribution to the protection against discrimination. To this end, it focuses on the responsibility of digital service providers and the fact that discrimination may also depend on the way in which algorithms and artificial intelligence systems are used. Therefore, a comparison is made between the Digital Services Act and the proposed Artificial Intelligence Act. The comparison discloses that the risk-based approach is the common thread followed by the EU in regulating the digital market. The book elaborates also on the practical implications of the risk-based approach. Highlighting advantages and limitations leading the author to conclude that the risk-based approach is the way forward only if the differences between risk and danger, the limits of law, and the limits of the tendency to humanise artificial intelligence systems are considered. With specific reference to the risk of discrimination, the need for a systemic and multi-level approach is highlighted, which

reinforces the contribution that can be made not only by the Digital Services Act, but also by more general and cross-cutting legislation as those on data protection and unfair commercial practices.

Diritto privato ROPPO VINCENZO, 2022-07-22 Il biennio che separa questa edizione dalla precedente non porta straordinarie novità. Una fra esse costringe a rettificare quanto si diceva, presentando la settima edizione, circa l'entrata in vigore del codice della crisi e dell'insolvenza: lì si indicava il 2021, indicazione peraltro smentita dal d.l. 118/2021 convertito nella l. 147/2021, che differisce l'operatività del codice al 2022. Sempre a proposito di crisi e insolvenza: lo stesso d.l. 118/2021 allarga l'area della possibile esdebitazione del debitore insolvente. Slitta l'entrata in vigore del nuovo limite all'uso del contante (d.l. 162/2021). Cambia, in attuazione di una direttiva europea, la disciplina della garanzia di conformità nella vendita di beni di consumo (d.lgs. 170/2021, che integra il codice del consumo). E nel periodo compaiono altre norme di diritto interno che attuano direttive di interesse privatistico: in materia di fornitura di contenuti e servizi digitali (d.lgs. 173/2021), e di comunicazioni elettroniche (d.lgs. 207/2021). Nel campo delle persone e della famiglia si segnalano la legge delega per la riforma del processo civile, che prefigura un unico tribunale e un procedimento unificato per le persone, i minorenni e le famiglie (l. 206/2021), e la sentenza della Corte costituzionale (131/2022), che interviene sul cognome del figlio in nome dell'uguaglianza fra il padre e la madre. S'introducono poi riferimenti a fenomeni e problemi creati dagli sviluppi delle tecnologie digitali, che sfidano categorie, principi, regole tradizionali del diritto privato: trovano spazio concetti come beni digitali, moneta digitale o virtuale (come i bitcoin). Infine, pur non producendo immediati effetti pratici, ha senza dubbio un rilevante valore ideale la modifica dell'art. 41 C., portata (insieme con quella dell'art. 9) dalla l.c. 1/2022: fra i vincoli costituzionali all'iniziativa economica privata adesso figura la salvaguardia dell'ambiente.

Diritto privato Vincenzo Roppo, 2016-09-28

What is Private Law? Guido Alpa, 2010 The Italian original of this book, *Che cos'è il diritto privato?*, is widely recognized as an influential treatise on the basic methods of legal science, introducing the student to the main institutions and theories of Italian and European Private law, as well as to the basic ideas and principles related to the concept, function and purpose of Italian and European Private law. In translation, this book thus provides any reader with the perspective of the Italian student of law on the ideas that have shaped legal practice in Italy and on the continent of Europe. Its unique value lies in the fact that it is not a gloss, not secondary literature, not an interpretation and not a summary—it is a direct, primary source made available to readers in the English language for the first time. This book is part of the Comparative Legal Thinking Series, edited by Kirk W. Junker, Associate Professor of Law & Director of International Programs, Duquesne University School of Law.

Revue de droit uniforme, 1999

Proceedings, 1976

Bibliografia nazionale italiana ,1999

Diritto privato Vincenzo Roppo,2010-01-01

An International Restatement of Contract Law Michael Joachim Bonell,1994 No one but Professor Bonell ... was better qualified to write this sort of Discours preliminaire to the UNIDROIT Principles.... There is no doubt that his International Restatement of Contract Law will induce all interested circles (practitioners, judges, legislators, & academics) to take account of the UNIDROIT Principles & to accord them the importance they merit. Prof. Denis Tallon, University of Paris II Clearly illustrates the ways in which the Principles may be used by the international community ... it is an easily read statement of the principles of commercial contracts for practitioners & students alike. Allan D. Rose, President of the Australian Law Reform Commission Provides, in clear & simple language, a vivid, descriptive & comparative analysis of the UNIDROIT Principles. Prof. Paul A. Crepeau, McGill University, Immediately recognized all over the world in its first edition as the definitive treatment of international contract law as restructured by the UNIDROIT Principles, this substantially revised & expanded new edition augments its already comprehensive coverage with analysis of: . the 1980 United Nations Convention on Contracts for the International Sale of Goods (CISG); . the Principles of European Contract Law; . the first practical experiences with the UNIDROIT Principles; & . a survey of the first major decisions rendered by arbitral tribunals & State courts thus far.

Catalogo dei libri in commercio ,2002

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The Italian Yearbook of International Law ,1977

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