

Contratto E Impresa Cedam

The International Trade and Business Law Review is the official publication of the Australian Institute of Foreign and Comparative Law. The Review includes leading articles, case notes and comments, as well as book reviews. and understanding of recent developments in international trade and transnational business. The Review contributes in a scholarly way to the discussion of these issues, whilst being informative and of practical relevance to business people. It also promotes further development of the trading relationship between Australia and its traditional trading partners, including the European Community and the APEC countries. of leading international trade law practitioners and academics from the European Community, the United States, Asia and Australia.

L'opera ha come oggetto i problemi della validità e dell'invalidità dell'atto amministrativo. I tradizionali "vizi", dell'atto sono rimeditati ed approfonditi alla luce della giurisprudenza che ha analizzato le nuove norme nazionali ed europee. Tali norme hanno fatto sorgere problemi e la presente opera dà ad essi un coerente e puntuale soluzione. L'opera approfondisce i numerosi problemi relativi all'interpretazione ed all'applicazione degli atti amministrativi, contiene le principali tesi della dottrina, e specie sull'interpretazione estensiva e restrittiva dell'atto amministrativo.

il quadro normativo, l'organizzazione, i modelli gestionali

Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2009)

New Europe - Old Values?

El nuevo derecho de daños

Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2005)

This book constitutes the refereed proceedings of the First International Conference on Trust Management, iTrust 2003, held in Heraklion, Crete, Greece in May 2003. The 24 revised full papers presented were carefully reviewed and selected from 58 submissions. This first book devoted to the emerging interdisciplinary field of trust management spans the whole range of relevant topics, from technical issues in distributed and open systems to legal, social, and philosophical aspects.

Este libro es fruto de las reflexiones de un joven y brillante estudioso peruano, el cual, siguiendo las valiosas enseñanzas de un Maestro innovador, el profesor peruano Carlos Fernández Sessarego, y prestando atención a los mensajes culturales provenientes de válidas escuelas jurídicas italianas (en primer lugar la de Bolonia, fundada por el querido y aun llorado amigo FranCesCo galgano), ha arribado a una completa construcción, al interior de la categoría del daño a la persona, de una figura específica consistente en el "daño al proyecto de vida". Esta figura se viene consolidando y se ha convertido en una verdadera conquista de la civilística latinoamericana y en un conspicuo enriquecimiento también para la europea. En esto, Carlos Antonio Agurto González sigue el camino, no solo de los resultados científicos del maestro Fernández sessarego, sino de los notables aportes conseguidos de la Corte Interamericana de Derechos Humanos a partir de 1998. Una conquista representada por una visión unitaria e integral de la persona humana identificada en un conjunto de dimensiones, donde, al lado de la socio-económica, se encuentran también profundos valores que se originan en raíces religiosas, espirituales y culturales. Gracias a la protección adecuada de los referidos valores resulta muy fértil la creación y construcción técnico-jurídica del "daño al proyecto de vida". Lo que se encuentra en discusión es la libertad del ser humano concebida no como un simple

atributo sino como sustancia del mismo ser del hombre.

Contratto e impresa/Europa (2005)

The Agricultural Cooperative in the Framework of the European Cooperative Society

Contratto e impresa: Dialoghi con la giurisprudenza civile e commerciale

Le monografie di "Contratto e impresa"

Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2004)-Indici

«Contratto e impresa» 1985-2003 e «Contratto e impresa/Europa» 1996-2003

This book is a revised and updated edition of a major work first published in 2001 under the auspices of the Intellectual Property Committee of the International Bar Association. As a comparative cross-jurisdictional analysis of the practice, theory, scope, and types of design protection, it will continue to be of immeasurable value to lawyers and others involved in industrial design. Industrial designs are particularly interesting because the laws in many countries attempt in different ways to find a balance between protection for the artistic and freedom to use the purely functional, and between the proprietary rights of the creator and the public domain rights of the competitor. The second edition is comprised of more than twenty country reports, each written by one or more prominent intellectual property lawyer(s) in the country covered. To facilitate cross-jurisdictional comparison, each report is structured according to the following sequence of topics: • new developments in each jurisdiction; • conventions and legislation; • definition of what constitutes a protectable design; • originality /novelty; • duration of protection; • infringement; • defences to infringement; • procedures for filing application for registration; and • expunging, cancelling, or varying registration. Prominent new developments covered in the second edition include the continuing impact of the European Community Design Directive, the adoption of the Hague Convention with corresponding major changes to US and Canadian design law and practice, the new German Design Law, and China's new Guidelines for examination. Each jurisdiction's currently applicable legislation, regulation, and case law is summarized and analysed.

This book assesses the Statute for a European Cooperative Society (SCE) regarding agricultural activities by comparing how specific questions arising in this context must be dealt with under the Italian and Austrian legal systems. In this regard, Council Regulation (EC) No. 1435/2003, of 22 July 2003, on the Statute for a European Cooperative Society (SCE), is used as a tool for the structured analysis of various aspects of agricultural cooperatives. However, a comparison is only meaningful if the results are made comparable on the basis of a previously defined standard. Accordingly, the study uses, on one hand, a cooperative model developed by European legal scholars that defines general guidelines on how cooperatives should function (PECOL). On the other, the results are presented in connection with economic considerations to discuss how efficient rules can be developed.

Istituzioni di diritto del lavoro

Contratto e impresa (2018)

Information Obligations and Disinformation of Consumers

I servizi pubblici

Le monografie di Contratto e impresa. Serie di diritto comparato

Nelle operazioni con l'estero, il contratto dovrebbe rappresentare il momento in cui le rispettive esigenze, esperienze e professionalità dei merchants e dei lawyers vengono condivise e temperate in vista del raggiungimento dei traguardi, e non da ultimo del profitto, che l'impresa italiana intende raggiungere. Una simile impostazione comporta per il giurista a cui sia affidata la redazione del testo di un contratto internazionale una maggior attenzione nella redazione ed una maggiore sforzo per comprendere prima, e poi disciplinare, l'operatività delle procedure imprenditoriali attraverso cui le parti dovranno realizzare, pensando alla possibile litigation non soltanto come ad un possibile evento a cui prepararsi, quanto piuttosto ad una eventualità da scongiurare. Nel libro, e più precisamente nella parte dedicata alla struttura e alle partizioni di un contratto internazionale sono inserite, a maggior chiarimento, numerose esemplificazioni, in inglese ed in italiano, di clausole contrattuali dedicate alla questione discussa. Considerato che la sottoscrizione dei contratti internazionali spesso giunge dopo un graduale processo di "avvicinamento" tra l'impresa italiana ed il potenziale partner straniero, l'ultima parte del libro è dedicata ai documenti pre-contrattuali che le parti sottoscrivono in tale fase e poi durante la negoziazione vera e propria, e quindi Lettere di Intenti, Memorandum of Understanding e Confidentiality Agreement, per ognuno dei quali, al termine del libro sono inseriti diversi esempi. STRUTTURA DEL VOLUME 1. Un'introduzione ai contratti internazionali 2. I requisiti di un contratto internazionale 3. La determinazione della legge applicabile e delle modalità di risoluzione delle controversie nei contratti internazionali 4. Lex mercatoria e contratti self-regulatory 5. Le tecniche di redazione dei contratti nei sistemi di common law e di civil law 6. La struttura del contratto 7. Negoziazione di contratti complessi ed accordi preliminari nella pratica del commercio internazionale

This book explores the reactions to Europeanization and globalization in times of economic distress, including the transformation of European values in national legal cultures. The authors explore how European values, tradition and new legal challenges interconnect and dictate the paths of transition between old and new Europe. The first chapter starts with a question: can Roman Legal Tradition play a role of identity factor towards a New Europe? Can it be considered as a general value identifying new Europe, built on a minimum core of principles - persona, dominum, obligation, contract and inheritance - composing the whole European private law tradition? Subsequent chapters attempt to provide possible responses to the question: what is Europe today? The answers diverge, depending on the research area. The inherent dichotomy of human rights protection in Europe and the concept of 'one law, one court' are investigated in the second chapter, whereas the third chapter focuses on asylum and the interrelation and interdependence of the Court of Justice of the EU and the European Court of Human Rights. The next three chapters concentrate on matters of equal treatment and non-discrimination. The first contribution in this part reflects on the crisis and methodological and conceptual issues faced by modern anti-discrimination law. It is followed by a specific analysis of the empowerment of women or gender-balancing in company boards. The third contribution reveals the impact of the Croatian anti-discrimination law on private law relations. The next chapter deals with the issue of

social rights in Croatia and the method of their regulation in the context of the new European values. The immense challenges posed by the market integration imperative and democratic transition have brought about different reactions in the national legal systems and legal cultures of both old and new Member States. As such, Europe has effectively been reunited, but what about the convergence of national legal cultures? This is the focal point of the remaining chapters, which focus on various issues, from internal market, competition law, consumer welfare, liberalization of network industries to the EU capital market. The magnitude of EU activity in these areas offers conclusive evidence that old and new paradigms are evolving and shaping the future of the EU.

Contratto e impresa/Europa (2007)

Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2014)

First International Conference, ITrust 2003, Heraklion, Crete, Greece, May 28-30, 2002, Proceedings

Towards a Holistic Approach?

Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2010)

This book focuses on recent developments in consumer law, specifically addressing mandatory disclosures and the topical problem of information overload. It provides a comparative analysis based on national reports from countries with common law and civil law traditions in Asia, America and Europe, and presents the reports in the form of chapters that have been drafted on the basis of a questionnaire, and which use the same structure as the questionnaire to allow them to be easily compared. The book starts with an analysis of the basic assumptions underlying the current consumer protection models and examines whether and how consumer models adapt to the new market conditions. The second part addresses the information obligations themselves, first highlighting the differences in the reported countries before narrowing the analysis down to countries with a general pre-contractual information duty, particularly the transparency requirements that often come with such a duty. The next part examines recent developments in the law on food labelling, commercial practices and unfair contract terms in order to identify whether similar traits can be found in European and non-European jurisdictions. The fourth part of the book focuses on specific information obligations in the financial services and e-commerce sectors, discussing the fact that legislators are experimenting with different forms of summary disclosures in these sectors. The final part provides a critical appraisal of the recent developments in consumer information obligations, addressing the question of whether the multiple criticisms from behavioural sciences necessitate abandonment or refinement of current consumer information models in favour of new, more adequate forms of consumer protection, and providing suggestions.

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Dialoghi con la giurisprudenza civile e commerciale (2014)Trust ManagementFirst

International Conference, ITrust 2003, Heraklion, Crete, Greece, May 28-30, 2002,

ProceedingsSpringer Science & Business Media

La rinegoziazione del contratto

Personal Data in Competition, Consumer Protection and Intellectual Property Law

Discussing and Comparing Issues of Cooperative Governance and Finance in Italy and

Austria

Lo strumento Made in Italy per integrare individualità e aggregazione

Daño a la persona y daño al proyecto de vida

This is the first of a series of national reports on basic issues concerning the acquisition and loss of ownership of movable assets. The series is planned to cover 27 European legal systems, distributed over six volumes, as a product of the research activities of the working group "Transfer of Movables" within the "Study Group on a European Civil Code". Starting with general property law issues like the concepts of ownership and possession employed in the respective legal systems, and the related means of protection, the reports primarily deal with the "derivative" transfer of ownership, but extend to good faith acquisition from a non-owner, acquisitive prescription, processing and commingling, and further related issues. The reports provide the reader with detailed information about the respective rules, case law and legal literature, prepared by national property law experts. These reports are a starting point for further comparative research in property law and also a tool for practitioners searching for information on foreign legal systems. Where available and as far as reasonable, the reports include translations of the most important statutory provisions either in the text or in an annex. All reports include a table of literature and a table of abbreviations, which shall facilitate carrying out further research.

This book analyses the legal approach to personal data taken by different fields of law. An increasing number of business models in the digital economy rely on personal data as a key input. In exchange for sharing their data, online users benefit from personalized and innovative services. But companies' collection and use of personal data raise questions about privacy and fundamental rights. Moreover, given the substantial commercial and strategic value of personal data, their accumulation, control and use may raise competition concerns and negatively affect consumers. To establish a legal framework that ensures an adequate level of protection of personal data while at the same time providing an open and level playing field for businesses to develop innovative data-based services is a challenging task. With this objective in mind and against the background of the uniform rules set by the EU General Data Protection Regulation, the contributions to this book examine the significance and legal treatment of personal data in competition law, consumer protection law, general civil law and intellectual property law. Instead of providing an isolated analysis of the different areas of law, the book focuses on both synergies and tensions between the different legal fields, exploring potential

ways to develop an integrated legal approach to personal data.

Contratto e impresa/Europa (2015)

Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2013)

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Contratto e impresa. Dialoghi con la giurisprudenza civile e commerciale (2015)