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# Contrats spéciaux



DALLOZ

5<sup>e</sup> édition

# Contrats Sp Ciaux D Pascal Puig

**Pascal Puig**



## **Contrats Sp Ciaux D Pascal Puig:**

**Contrats spéciaux. 8e éd.** Pascal Puig, 2019-10-23 Vendre louer pr ter construire soigner repr senter emprunter conserver L arc des contrats sp ciaux se d cline en une myriade d op rations dont l univers est en perp tuelle expansion L imagination cr atrice de la pratique donne sans cesse naissance de nouvelles figures contractuelles souvent complexes qu il est d licat d appr hender Cet ouvrage en fournit les clefs Prolongeant le droit des obligations cet ouvrage tudie les principaux contrats sp ciaux tels qu ils sont enseign s en Licence 3 ou Master 1 de droit vente bail entreprise mandat pr t d p t Il s attache identifier les contours de chaque cat gorie de contrats avant d en exposer le r gime d taill Il traite galement de l influence croissante des droits fondamentaux sur les contrats et d veloppe avec pr cision l ventail des avant contrats Outre l expos du droit positif l ouvrage propose un regard critique et de nombreuses pistes de r flexion Cette nouvelle dition est jour de la loi ELAN du 23 novembre 2018 de la loi de ratification du 20 avril 2018 et des projets de r forme du droit de la responsabilit et des contrats sp ciaux

Contrats spéciaux Pascal Puig, 2013

*Contrats spéciaux* Julie Payet, Pascal Puig, Isabelle Boismery, 2017-07-05 Vendre louer preter construire soigner représenter emprunter conserver L arc des contrats speciaux se declina en une myriade d operations dont l univers est en perpetuelle expansion L imagination creatrice de la pratique donne sans cesse naissance a de nouvelles figures contractuelles souvent complexes qu il est delicat d apprehender Cet ouvrage en fournit les clefs Prolongeant le droit des obligations cet ouvrage etudie les principaux contrats speciaux tels qu ils sont enseignes en Licence 3 ou Master 1 de droit vente bail entreprise mandat pret depot Il s attache a identifier les contours de chaque categorie de contrats avant d en exposer le regime detaille Il traite egalement de l influence croissante des droits fondamentaux sur les contrats et developpe avec precision l eventail des avant contrats Outre l expose du droit positif l ouvrage propose un regard critique et de nombreuses pistes de reflexion

Contrats spéciaux Pascal Puig, 2019-10-23 Vendre louer pr ter construire soigner repr senter emprunter conserver L arc des contrats sp ciaux se d cline en une myriade d op rations dont l univers est en perp tuelle expansion L imagination cr atrice de la pratique donne sans cesse naissance de nouvelles figures contractuelles souvent complexes qu il est d licat d appr hender Cet ouvrage en fournit les clefs Prolongeant le droit des obligations cet ouvrage tudie les principaux contrats sp ciaux tels qu ils sont enseign s en Licence 3 ou Master 1 de droit vente bail entreprise mandat pr t d p t Il s attache identifier les contours de chaque cat gorie de contrats avant d en exposer le r gime d taill Il traite galement de l influence croissante des droits fondamentaux sur les contrats et d veloppe avec pr cision l ventail des avant contrats accord de principe pacte de pr f rence promesses Outre l expos du droit positif assorti de compl ments p dagogiques l ouvrage propose un regard critique et de nombreuses pistes de r flexion notamment dans la perspective d une prochaine r forme du droit des contrats sp ciaux Cette nouvelle dition est jour de la r forme du droit des contrats de ses implications en droit des contrats sp ciaux et de ses premi res applications jurisprudentielles Elle int gre galement le projet de r forme du droit de la responsabilit civile ainsi que l avant projet de r

forme du droit des contrats spécialement par l'Association Henri Capitant Enfin elle est issue des lois ELAN PACTE programmation et réforme de la justice du 23 mars 2019 ainsi que des directives européennes du 20 mai 2019 sur certains aspects des contrats de vente de biens et des contrats de fourniture de contenus et de services numériques

**La qualification du contrat d'entreprise** Pascal Puig, 2002 Le contrat d'entreprise occupe une place intermédiaire dans le concert des contrats il est une catégorie juridique distincte d'une obligation de faire l'entrepreneur crée toujours la valeur qu'il transmet Cette dualité d'objet confère une structure ambivalente au contrat Sa qualification dépend non seulement de son objet mais aussi de sa finalité c'est-à-dire du but poursuivi Une classification s'impose selon que ce but est la fourniture d'un service ou le transfert d'un bien La qualification du contrat d'entreprise tendant la prestation d'un service s'opère par référence à sa finalité indépendamment des moyens mis en œuvre Peu importe que ceux-ci caractérisent lorsqu'ils sont isolés l'objet d'autres contrats nommés tels que la vente et le bail Cette analyse permet de lever l'incertitude concernant la nature de nombreuses opérations Lorsqu'il est confronté aux espèces qu'il comprend transport mandat de dépôt contrat de travail la qualification du contrat d'entreprise s'opère par défaut l'accueil d'un contrat par le genre dépend de son rejet par les espèces Destin à transférer la propriété d'un bien le contrat d'entreprise doit être distingué du contrat de vente avec lequel il partage le même but Leur opposition réside dans les moyens mis en œuvre Doit être rejetée toute comparaison entre le travail et la matière fournie par le fabricant son fondement est critiquable sa portée vaine Doit lui être préférée celle entre la chose objet de la vente et l'ouvrage objet du contrat d'entreprise L'opposition est entre une opération d'anticipation par laquelle les parties reconnaissent une existence juridique prématrice de la chose future et une opération de progression par laquelle les contractants collaborent à la réalisation de l'ouvrage dont le transfert au maître constitue le but du contrat Imparfait lors de l'échange initial des consentements le contrat d'entreprise n'acquiert sa perfection qu'en cours d'exécution par une nouvelle rencontre des volontés Le temps est de son essence Contrepartie de la réalisation de l'ouvrage et de l'ouvrage réalisé le prix n'est en principe d'terminable qu'à l'achèvement des travaux L'acquisition de l'ouvrage par le maître s'opère par l'effet translatif attaché au contrat d'entreprise ni accession ni vente

**Travaux dirigés de droit des obligations** Clémence Mouly, Pascal Puig, Jean-Baptiste Seube, 2017-09-28 Fidèle aux précédentes éditions mais jour de la réforme du 10 février 2016 sur le droit des obligations l'ouvrage propose vingt séances de travaux dirigés qui couvrent par-delà la semestrialisation des enseignements l'ensemble de la matière contrat responsabilité de l'obligation Les principaux types d'exercice sont détaillés dans le commentaire d'arrêts cas pratique dissertation commentaire d'article Pour chaque thème traité un exercice est proposé une correction entièrement rédigée est suggérée une bibliographie d'appui est conseillée des documents sont annexés des exercices d'appoint sont proposés Les auteurs ont volontairement sacrifié les discussions académiques une présentation pédagogique s'efforçant de privilégier la clarté sans pour autant simplifier les thèmes abordés Ils ont évidemment tenu compte des apports essentiels de la réforme du droit des contrats et des obligations Thèmes abordés l'information l'offre et l'acceptation Les vices du consentement Le

contenu du contrat La contrepartie La durée La nullité du contrat Les effets du contrat et les parties Les effets du contrat et les tiers La responsabilité contractuelle La résolution du contrat Les quasi-contrats Le dommage La faute La responsabilité du fait des choses La responsabilité du fait d'autrui Les accidents de la circulation La responsabilité du fait des produits défectueux La circulation des obligations Le paiement La prescription

## **Contrats Sp Ciaux D Pascal Puig** Book Review: Unveiling the Power of Words

In a world driven by information and connectivity, the power of words has become much more evident than ever. They have the capability to inspire, provoke, and ignite change. Such is the essence of the book **Contrats Sp Ciaux D Pascal Puig**, a literary masterpiece that delves deep into the significance of words and their effect on our lives. Written by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we shall explore the book's key themes, examine its writing style, and analyze its overall impact on readers.

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