

Legal Regulation of Timesharing Contract and Other Contracts on Providing of Certain Services in Tourism Services in Slovak Republic

Mária Veterníková¹ - Ján Mišura²

Abstract

In relation with vacation we are able to meet the terms of timesharing or timeshare. To the definition there is necessary to state that their nature rests in time limitation (time) and sharing (share) of using a thing. The timesharing contract was introduced to Slovak legal order by amendment of Civil Code by the Act No. 150/2004 of the Coll. as a consumer contract on right to use of building or its part in certain time periods. Original legal regulation of timesharing was however later abolished by the Act No. 161/2011 of the Coll. on Protection of the Consumer in Case of Providing of Certain Tourism Services and on Change and Amendments of Other Acts. This paper provides look into evolution of legal regulation of timesharing in Slovakia and further analyses of valid legal regulation of timesharing contract and other contracts related thereto. The Author furthermore inform on using of the mentioned regulation in practice.

Key words

timesharing, entrepreneur (provider), consumer, consumer contract on right to use building or its part in time periods, contract on using of accommodation facility in limited time periods, contract on providing of long-term recreation services, contract on participation on exchange system, contract for resale mediation

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Introduction

Timesharing in today's term emerged in 60's of the last century in France. Original idea of timesharing was based on principle of joint stock company in which the shareholder buys the stocks/shares. In legal area, such timesharing company provided points for which the shareholder could have spent the vacation in facility owned by the company instead of dividends. The value of the points was dependent on season and place of facility (Duláková et al., 2012, p. 666). The idea of timesharing was spreading mainly in Europe and the USA. In our parts of Europe we were able to meet the timesharing no sooner than 90's of the last century when it was generally common that the dealers invited married couples by phone to the meetings under the pretext win a trip, where the unsuspecting "winners" obtained advantageous offer to conclude the contract on the ground of which they were able to "buy" the apartment for example on Canary

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Contract Law In Slovak Republic

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Contract Law In Slovak Republic:

Contract Law in Slovak Republic Josef Fiala, Jan Hurdig, 2017-04-24 Derived from the renowned multi volume International Encyclopaedia of Laws this practical analysis of the law of contracts in the Slovak Republic covers every aspect of the subject definition and classification of contracts contractual liability relation to the law of property good faith burden of proof defects penalty clauses arbitration clauses remedies in case of non performance damages power of attorney and much more Lawyers who handle transnational contracts will appreciate the explanation of fundamental differences in terminology application and procedure from one legal system to another as well as the international aspects of contract law Throughout the book the treatment emphasizes drafting considerations An introduction in which contracts are defined and contrasted to torts quasi contracts and property is followed by a discussion of the concepts of consideration or cause and other underlying principles of the formation of contract Subsequent chapters cover the doctrines of relative effect termination of contract and remedies for non performance The second part of the book recognizing the need to categorize an agreement as a specific contract in order to determine the rules which apply to it describes the nature of agency sale lease building contracts and other types of contract Facts are presented in such a way that readers who are unfamiliar with specific terms and concepts in varying contexts will fully grasp their meaning and significance Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable time saving tool for business and legal professionals alike Lawyers representing parties with interests in the Slovak Republic will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative contract law

Contract Law in the Slovak Republic Josef Fiala, Jan Hurdík, Katarína Kirstová, 2014 This book was originally published as a monograph in the International encyclopaedia of laws Contracts *The Law of Obligations in Central and Southeast Europe* Zvonimir Slakoper, Ivan Tot, 2021-08-16 The Law of Obligations in Central and Southeast Europe examines the new codifications reforms and other recent developments in Central and Southeast Europe which have significantly modernized the law of obligations in the last two decades focusing particularly on the legal systems of Poland Czech Republic Slovak Republic Hungary Slovenia Croatia Serbia and Turkey With chapters authored by prominent academics and promising young legal scholars this book discusses the results of the modernizations and describes the legislative reforms of the law of obligations that are underway or are discussed and advocated for in the countries of Central and Southeast Europe Divergences of the new civil codes and other legislative acts from earlier legal solutions are identified and the rationale behind these departures is analysed as well as the introduction of the new legal institutes in the law of obligations in these parts of the world The Introduction provides a concise country by country overview of the recodification modernization and reform of the law of obligations in Central and Southeast Europe In Part I chapters discuss the process of recodification in the Slovak Republic Czech Republic Poland and Hungary with focus on the main novelties in their contract and tort law The chapters in Part II

then discuss several more specific legal institutes of the law of obligations and other recent developments and contemporary challenges to the law of obligations in the Czech Republic Slovenia Croatia Serbia and Turkey This book is of interest to legal scholars in the field of private law as well as to students practitioners members of law reform bodies and civil servants in Central and Southeast Europe and beyond

Commercial Contract Law and Arbitration Mads Andenas, Maren Heidemann, 2024-04-30 This book tackles one of the most challenging fields of research and practice in the current global trade environment integrating doctrines of private and public law for the purpose of international commerce and trade Traditional concepts of obligatory and proprietary claims and rights reach their limits when placed within an international context of litigation funding liability and securitisation Across disciplines scholars and practitioners are seeking new ways of expanding and reconnecting novel products and services such as data and the use of international dispute settlement with indispensable constitutional values and democratic processes is also growing This book combines contributions on current issues in commercial contract and contract law making an important contribution to the areas of substantive contract law and arbitration procedure that connect issues across disciplines Exploring both substantive and procedural laws the book explores unfair terms in non consumer contracts which is complemented by a broader contextual discussion of the regulation of platform operators in the European Union while a discussion of the procedural role of public reporting of investment arbitration awards by the International Centre for the Settlement of Investment Disputes ICSID expands on the procedural aspects of arbitration within the wider context of the rule of law debate Debating policy issues in general private law reform and including a juxtaposition of a traditionalist continuation oriented approach and a call for radical reform of entrenched and outmoded private law concepts to suit global commerce this book will be of interest to students academics and practitioners working in the area of commercial contract law and arbitration

International Sports Law and Business

Aaron N. Wise, Bruce S. Meyer, 1997-05-23 This comprehensive three volume set focuses on the legal and business aspects of sports in the United States and abroad The authors have presented the subject matter from a practical and pragmatic perspective yet with analytical precision and attention to fine points of detail International Sports Law and Business is composed of five parts Part I deals with the law and business of sports in the United States with the primary emphasis on the legal aspects of professional sports Part II deals with the internationalization of sports from various perspectives principally North American team sports Part III explores the law and business of sports in 18 non U S jurisdictions andndash subject matter hardly covered in other sources if at all Part IV treats the legal and to some extent business aspects of broadcasting and sports both in the United States and in selected foreign jurisdictions Part V focuses upon sports marketing in its various forms in the United States as well as its international perspectives This easy to read work is unmatched in that it covers subjects not addressed or only tangentially addressed in other works presents insiders perspectives on the subject matter and focuses extensively on international aspects of sports law and business in connection with many different subjects

Among its exhibits International Sports Law and Business includes a World League of American Football Standard Player Contract form a sample World League of American Football Acquisition and Operation Agreement Statute of Court of Arbitration for Sport and Regulations It also includes a comprehensive index Its unique coverage and practical features make International Sports Law and Business a critical reference for agents attorneys and other practitioners involved in international sports law or handling a trust where one or more of the assets is sports related or considering expanding an existing practice area Those involved in the study of sports law will also appreciate this high quality work

Contract Interpretation in Investment Treaty Arbitration Yuliya Chernykh, 2022-01-17 Contracts are relevant frequently central for a significant number of investment disputes Yet the way tribunals ascertain their content remains largely underexplored How do tribunals interpret contracts in investment treaty arbitration How should they interpret contracts Does national law have any role to play Contract Interpretation in Investment Treaty Arbitration A Theory of the Incidental Issue addresses these questions The monograph offers a valuable insight into the practice and theory of contract interpretation in investment treaty arbitration By proposing a theoretical frame for seamless integration of contract interpretation into the overall structure of decision making the book contributes to predictability coherence sufficiency and correctness of the tribunals interpretative practices in investment treaty arbitration

The Architecture of European Codes and Contract Law Stefan Grundmann, Martin Schauer, 2006-01-01 The nineteen outstanding contributors to this deeply insightful book concur in envisioning a fundamentally new systematic concept of contract law that while preserving the essential and architecture and of the existing European codes would nonetheless find cogent ways to integrate such modern developments as mass transactions chains and networks of contracts regulation of markets and contracts to protect consumers and service and long term contracts into an optional European code The book is organised along three major avenues and the systematic arrangement of a contract law code how it deals with core questions of formation and performance or breach of contract such as mistake and misrepresentation standard contract terms and remedies in the case of breach of contract and the apparent necessity to merge consumer contract law i e such issues as product safety and liability warranties and consumer debt and insolvency with traditional core contract law concepts and and the importance to substantive contract law of the pre contractual phase in which information duties are becoming steadily more paramount The authors perspectives cover a wide range of jurisdictions including new EU Member States The book and s commitment to an integration of comparative law EC law and the debate on European codification offers practitioners and academics fertile ground for the development of a new model of contract law that is more than a common denominator of what has been in force so far This model may serve as a basis for Europe wide and perhaps even worldwide discussion

EC Consumer Law Compendium Hans Schulte-Nölke, Christian Twigg-Flesner, Martin Ebers, 2009-04-27 The EC Consumer Law Compendium presents the results of a wide ranging study prepared for the European Commission This Compendium provides the reader with the necessary

information for conducting pan European cross border consumer transactions For the first time the transposition of 8 key consumer directives including those on sales unfair terms distance and doorstep selling as well as package travel and timeshare into the national laws of all Member States is analyzed The findings of this study reveal the substantial differences between the various national implementing measures as a result of utilising minimum harmonisation clauses and regulatory options

Labour Law in Slovakia Viktor Križan, 2024-12-03 Derived from the renowned multi volume International Encyclopaedia of Laws this monograph on Slovakia not only describes and analyses the legal aspects of labour relations but also examines labour relations practices and developing trends It provides a survey of the subject that is both usefully brief and sufficiently detailed to answer most questions likely to arise in any pertinent legal setting Both individual and collective labour relations are covered in ample detail with attention to such underlying and pervasive factors as employment contracts suspension of the contracts dismissal laws and covenant of non competition as well as international private law The author describes all important details of the law governing hours and wages benefits intellectual property implications trade union activity employers associations workers participation collective bargaining industrial disputes and much more Building on a clear overview of labour law and labour relations the book offers practical guidance on which sound preliminary decisions may be based It will find a ready readership among lawyers representing parties with interests in Slovakia and academics and researchers will appreciate its value in the study of comparative trends in laws affecting labour and labour relations

Contracts for the International Sale of Goods Franco Ferrari, 2011-12-23 Contracts for the International Sale of Goods provides an examination of the United Nations Convention on Contracts for the International Sale of Goods CISG Extensively referenced this volume focuses on three fundamental issues which due to added attention from courts and arbitral tribunals are considered typical of CISG related disputes These include the exact determination of the CISG s sphere of application issues relating to the non conformity of delivered goods and the determination of the rate of interest on sums in arrears This analysis will also help readers understand the broader context in which these issues are embedded and ultimately illustrates how the CISG is interpreted and applied in different jurisdictions A special course adoption price is available for an order of six or more copies from a university bookstore Contact cs.brillusa.com or sales.brill.com

The International Law of the Shipmaster John A. C. Cartner, Richard Fiske, Tara Leiter, 2013-03-01 A comprehensive review of the laws and regulations governing the shipmaster including customary law case law statutory law treaty law and regulatory law covering A brief history of the shipmaster Manning and crewing requirements in relation to vessel registration Comparison of regimes of law of agency for shipmasters and crews across jurisdictions Examination of shipmaster liability civil and criminal

International Encyclopaedia of Comparative Law K. Zweigert, Ulrich Drobnig, 1982-07-01 No Sales rights in German speaking countries Eastern Europe Portugal Spain Italy Greece South and Central America

Mandate Contracts Odavia Bueno Díaz, Marco B. M. Loos, 2012-12-21 In the context of the harmonisation of European contract law this is a hot topic The

new volume of the Principles of European Law deals with mandate contracts i.e. contracts whereby an agent concludes a contract with a third party for the benefit of a principal. The Principles of European Law on Mandate Contracts do not only mirror the provisions on these contracts in the Draft Common Frame of Reference (DCFR) but also contain a more comprehensive explanation of these provisions. Moreover, they provide details on the functioning of mandate contracts in the laws of the Member States. Thus, the principles are conducive to advance the process of Europeanisation of private law.

The Protection of Foreign Investments in Mongolia Bajar Scharaw, 2017-11-07. This book analyses the adequacy of Mongolia's legal system for foreign investment protection by conducting a multi-level assessment of international investment treaties, domestic legislation of the host State and investor-State contracts from an international comparative perspective. The investigation distinguishes between three legal dimensions, each of which offers both substantive legal guarantees for the protection of investments in the host State and provisions for the settlement of investment disputes by arbitration. In the first dimension of Public International Law (PIL), Mongolia is bound by international investment treaties which offer investors an international law setting. In the second dimension, a special domestic investment law defines the domestic framework for the establishment, promotion and protection of investments but also for the conclusion of investor-State contracts. These contracts in turn open a third legal dimension which represents a cross-section through the PIL and domestic law dimensions of investment protection. Following the development of a multi-level system with legal dimensions that are not isolated but rather interrelated and mutually reinforcing, the book examines whether Mongolia's international investment treaties and domestic investment law reflect globally shared international and domestic standards of treatment and protection of foreign investments. Lastly, the author inquires whether the domestic laws applicable to investor-State contracts in Mongolia allow investors and the Mongolian Government to agree on protective terms according to the not-uncontroversial standards of international contract practice.

Yearbook on International Investment Law & Policy 2012-2013 Andrea Bjorklund, 2014-07-07. Today, international investment law consists of a network of multifaceted, multilayered international treaties that in one way or another involve virtually every country of the world. The evolution of this network raises a host of issues regarding international investment law and policy, especially in the area of international investment disputes. The Yearbook on International Investment Law examines the role of municipal laws in investment arbitration, the status of state-controlled entities under international investment law, the US and the Trans-Pacific Partnership (TPP), new 2012 US Model BITs and the Regulation of FDI in Bolivia. This volume concludes with the winning memorials from the 2012 FDI International Moot Competition.

Remuneration for the Use of Works Silke von Lewinski, 2016-12-19. Royalty payments are once again becoming a hot-button issue for authors and artists as well as other holders of copyright or related rights because they fail to receive adequate compensation for the use of their work on the internet. This volume from the 2015 ALAI Congress contributes to the international discussion of this issue by examining the causes of the problem and possible solutions.

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International Construction Contract Law Lukas Klee, 2018-07-05 The updated second edition of the practical guide to international construction contract law The revised second edition of International Construction Contract Law is a comprehensive book that offers an understanding of the legal and managerial aspects of large international construction projects This practical resource presents an introduction to the global construction industry reviews the basics of construction projects and examines the common risks inherent in construction projects The author an expert in international construction contracts puts the focus on FIDIC standard forms and describes their use within various legal systems This important text contains also a comparison of other common standard forms such as NEC AIA and VOB and explains how they are used in a global context The revised edition of International Construction Contract Law offers additional vignettes on current subjects written by international panel of numerous contributors Designed to be an accessible resource the book includes a basic dictionary of construction contract terminology many sample letters for Claim Management and a wealth of examples and case studies that offer helpful aids for construction practitioners The second edition of the text includes Updated material in terms of new FIDIC and NEC Forms published in 2017 Many additional vignettes that clearly exemplify the concepts presented within the text Information that is appropriate for a global market rather than oriented to any particular legal system The essential tools that were highlighted the first edition such as sample letters dictionary and more A practical approach to the principles of International Construction Contract Law and construction contract management Does not get bogged down with detailed legal jargon Written for consulting engineers lawyers clients developers contractors and construction managers worldwide the second edition of International Construction Contract Law offers an essential guide to the legal and managerial aspects of large international construction projects **The Practice of Arbitration** Patrick Wautelet, Thalia Kruger, Govert Coppens, 2012-09-14 This book offers a series of commentaries on noteworthy arbitral awards and court decisions on arbitration All contributions focus on the practice of arbitration Influential authors with proven arbitration experience share their insights on celebrated and less well known cases drawn from various countries

various arbitration institutions and including both commercial and investment arbitration This collection of essays celebrates the work and scholarship of Hans van Houtte who has been a professor of international commercial arbitration at the University of Leuven for more than 20 years In addition to his widely praised contribution to the theory of arbitration Professor Van Houtte has built a long career in the practice of arbitration presiding over a vast array of arbitral tribunals and holding appointments to international tribunals most recently as president of the Iran US Claims Tribunal Hans van Houtte has always been concerned with the practical usefulness of scholarly writings and this book respects this approach This volume will prove essential for all arbitration practitioners and will also be of great interest also to academics and research students with an interest in international arbitration This title is included in Bloomsbury Professional s International Arbitration online service **ICSID Reports** James Crawford, Karen Lee, Elihu Lauterpacht, 2008-10-30 Volume 13 brings the ICSID Reports up to date and includes cases up to early 2007

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