

CONTRACT AND RELATED OBLIGATION:

THEORY, DOCTRINE, AND PRACTICE
Fourth Edition

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Robert S. Summers, 1997-02 **IP and Antitrust** Christina Bohannon, 2013 Access to Justice in Arbitration Leonardo de Oliveira, Sara Hourani, 2020-11-17 Access to Justice in Arbitration Concept Context and Practice Edited by Leonardo V P de Oliveira ramifications of arbitration clauses in contracts ensuring fairness and efficiency arising from technological innovations applied to arbitration legal framework applicable to online dispute resolution and blockchain based arbitration especially with regard to recognition and enforcement and access to justice in arbitrations involving sexual harassment. The book concludes with three chapters on access to justice under the rules of arbitral institutions as revealed by studies of the World Intellectual Property Organisation, the Singapore International Arbitration Centre and the International Centre for Settlement of Investment Disputes. Arbitration provides a final binding decision that can be challenged on very limited grounds thus with arbitration settling disputes that were originally a prerogative of the judiciary securing fairness in such procedures is paramount to the survival of arbitration. For this reason arbitration practitioners, institutions and academics will appreciate this deeply informed analysis and commentary on a crucial aspect of a highly significant and rapidly evolving area of practice. *Governing Law and Dispute Resolution in the Oil and Gas Industry* Pereira, Eduardo G., Timonen, Tuuli, Aleynikova, Elina, 2022-08-23 The oil and gas industry's wide international exposure and constantly changing landscape leave it particularly vulnerable to disputes. As this practical book demonstrates the risks associated with disputes can be mitigated by parties utilising governing law and dispute resolution clauses in contractual agreements within the sector.

Examining a global range of jurisdictions the book offers clear guidance on the most appropriate choice of law and choice of dispute resolution forum for oil and gas contracts analysing the key issues and defining the legal contours involved

Investment Protection Standards and the Rule of Law August Reinisch,Stephan W. Schill,2023 This edited volume explores the connection between the rule of law and substantive standards of treatment in international investment agreements It also analyses to what extent these standards of treatment can be understood as positive expressions of the rule of law

Place of Performance Chukwuma Okoli,2020-05-28 This book provides an unprecedented analysis on the place of performance The central theme is that the place of performance is of considerable significance as a connecting factor in international commercial contracts This book challenges and questions the approach of the European legislator for not explicitly giving special significance to the place of performance in determining the applicable law in the absence of choice for commercial contracts It also contains inter alia an analogy to matters of foreign country mandatory rules and the coherence between jurisdiction and choice of law It concludes by proposing a revised Article 4 of Rome I Regulation which could be used as an international solution by legislators judges arbitrators and other stakeholders who wish to reform their choice of law rules

Public Participation and Foreign Investment Law Eric De Brabandere,Tarcisio Gazzini,Avidan Kent,2021-02-01 Public Participation and Foreign Investment Law offers a systematic treatment of public participation from the standpoint of the three main sources of foreign investment law namely treaties legislation and contracts It identifies and critically discusses the different forms of public participation that can be found or envisaged in foreign investment law From this perspective the book looks at public participation as vehicle to strike a balance between private and public rights and interests This book contributes to the understanding of the current forms level and impact of public participation It provides indications on how such participation could be enhanced with a view of improving the balance and legitimacy of the legal instrument related to the promotion and protection of foreign investments

Public Purpose in International Law Pedro J. Martinez-Fraga,C. Ryan Reetz,2015-02-19 This text explores how the public purpose doctrine reconciles the conflicting obligations that states have to engage in regulatory sovereignty while honoring host state obligations to protect foreign investment It examines the multiple permutations and iterations of the doctrine and the inherent fundamental flaws that lead to disparities in the relationship between investors and states

DICTIONARY OF INTERNATIONAL TRADE 8th Edition , *Copyright Exhaustion* Péter Mezei,2018-02-15 A comprehensive comparative analysis of the European and US approaches to the exhaustion doctrine in the offline and online world

Glossary of international trade [electronic resource] Edward G. Hinkelman,2009 Detailed definitions of 3 450 terms used in international trade banking shipping and law

Legal treatment standards for international investments. Heuristic aspects Cristina-Elena Popa Tache,2021-06-18 Discussing the standards of legal treatment for international investment means subjecting the law branch in its entirety to research Representing the most comprehensive part of particular importance for international investment law treatment

standards continue to generate a series of differentiations whose understanding and approach often require the analysis of the starting points that led to the emergence by division of this branch of law International investment treatment standards represent or should represent the direct effect of the principles of international investment law thus being their expression with a pronounced logical affinity between them Specifically they are not confused with the principles but they are the practical reflection at the level of rights and obligations applicable to the performers in this field in the highlight of the theoretical practical aspect having a customary origin as well as the principles underlying their development Following this logic and analyzing the situation of the latest investment treaties it turns out that there is an insufficiency in the preponderance of treatment standards compared to the principles much more numerous and constantly expanding of this field of law The specificity of this branch of law consists in the emphasis on its fundamental concepts essentializing what determines the whole being considered as a science of essentialization and ultimately the role of any method of scientific research is to analyze discover and highlight what this branch of law represents as a whole what determines it the connections of this ensemble with other sciences the composition and structuring of the system and the substantiation of the connections between its components The standards of legal treatment of international investments settled with the individualization of international investment law Their appearance took place gradually depending on the path marked by the stages of emergence and evolution of the legal regime of foreign investment from the legal phenomenon to the branch of law from trade in general to foreign investment in particular In all of this legal scientific research plays a key role because any codification activity must be scientifically substantiated Any codification policy must ensure a balance between the diachrony and the synchrony of international investment law between the dynamics and the statics of this law A complete analysis of the treatment standards of international investments can be performed only by a close correlation because the singular existence of a standard specific to this field is excluded from the start The importance of establishing and existence of eloquent and integrated treatment standards is a condition for survival under international economic crises The main feature of this monograph is to present the subject in a way that is as easy to understand as possible to study and apply such rules being a very useful and valuable material for students masters doctoral students theoreticians and practitioners

Expanding the Horizons of Human Rights Law Ineta Ziemele, 2005-04-01 The Raoul Wallenberg Institute of Human Rights and Humanitarian Law at Lund University is pleased to introduce the first volume in its new New Authors series which contains the best theses from the human rights masters programmes in Lund and Venice The new authors contained in this first volume are Filipa Marques Jnior Dominic Laferri re Kajsa brink Annette Lyth Mona Ressaissi Malin K ll and George Jokhadze The issues they discuss are those which have been high on international agendas during recent years human rights and the fight against terrorism the human rights of women state responsibility to ensure adequate standards of living and the human rights accountability of transnational corporations Collectively the authors demand the revision of the inadequate

theoretical and practical approaches in international human rights law They address the challenges presented by the world we live in and suggest solutions that are flexible preserve human dignity and topple the unnecessary barriers between theories and areas of legal regulation The introduction to the volume by Professor Ineta Ziemele notes the importance of human rights education the writings in this series are one example of the achievements of that education

Intellectual Property Management in Health and Agricultural Innovation Anatole F. Krattiger, 2007 Invaluable book for anyone seeking to use intellectual property strategically and put intellectual property to work When effectively and ethically managed intellectual property can accelerate the development of lifesaving poverty alleviating innovations and provide access to them

The Development of World Trade Organization Law Gregory Messenger, 2016 As one of the pillars of economic globalisation the WTO is at the heart of a complex network of rules and institutions This volume analyses WTO law in light of the influence of globalised actors identifying causal language as an indispensable component in understanding the development of WTO law

Law and Artificial Intelligence Bart Custers, Eduard Fosch-Villaronga, 2022-07-05 This book provides an in depth overview of what is currently happening in the field of Law and Artificial Intelligence AI From deep fakes and disinformation to killer robots surgical robots and AI lawmaking the many and varied contributors to this volume discuss how AI could and should be regulated in the areas of public law including constitutional law human rights law criminal law and tax law as well as areas of private law including liability law competition law and consumer law Aimed at an audience without a background in technology this book covers how AI changes these areas of law as well as legal practice itself This scholarship should prove of value to academics in several disciplines e g law ethics sociology politics and public administration and those who may find themselves confronted with AI in the course of their work particularly people working within the legal domain e g lawyers judges law enforcement officers public prosecutors lawmakers and policy advisors Bart Custers is Professor of Law and Data Science at eLaw Center for Law and Digital Technologies at Leiden University in the Netherlands Eduard Fosch Villaronga is Assistant Professor at eLaw Center for Law and Digital Technologies at Leiden University in the Netherlands

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