

Delikts Und Schadensersatzrecht Springer Lehrbuch German Edition

Die Fallsammlung richtet sich an Studierende, die sich mit den gesetzlichen Schuldverhältnissen beschäftigen - sowohl an Anfänger als auch an Fortgeschrittene und Examenskandidaten. Anhand von 30 Fällen, die typische Problemstellungen im Bereich des Deliktsrechts, Bereicherungsrechts und des Rechts der Geschäftsführung ohne Auftrag betreffen, wird den Studierenden die Umsetzung des in den Vorlesungen erworbenen abstrakten Wissens in der Anspruchsprüfung verdeutlicht. Anspruchsaufbau und Technik der Falllösung werden ausführlich erörtert. Alle Falllösungen sind im Gutachtenstil ausgearbeitet und mit Aufbauhinweisen versehen. Die Fallbearbeitungen werden ergänzt durch vertiefende Hinweise, die den Studierenden ein Nacharbeiten der einzelnen Problemschwerpunkte erleichtern.

Das Buch enthält die Grundlagen der ökonomischen Analyse des Rechts und ihrer Anwendung auf das deutsche

Zivilrecht. Es ist eine umfassende Darstellung dieser Forschungsrichtung, in der die Normen und Regelungsprobleme mit den Mitteln ökonomischer Theorie analysiert und bewertet werden. Wichtige Argumentationsfiguren der ökonomischen Analyse des Rechts werden in die zivilrechtliche Dogmatik eingebaut. Behandelt werden zentrale Bereiche des Zivilrechts wie das Delikts-, Vertrags-, und Sachenrecht, das Immaterialgüterrecht, Grundprobleme des Konkursrechts und die Grundzüge des Unternehmensrechts. Bei der Analyse rechtlicher Regeln des Gesetzes und Richterrechts wird gezeigt, inwieweit diesen ökonomische Kriterien zugrunde liegen und wie sie für die Rechtsanwendung und -fortbildung fruchtbar gemacht werden können. Gegenstand des Handbuchs ist die Frage nach der Relevanz des Konzepts der "Zivilen Sicherheit" für Recht und Rechtswissenschaft. Das ursprünglich nicht-juristischen Begriffsverwendungen entstammende Konzept ist geeignet, tradierte Diskussionen über „Neue Sicherheitsbegriffe“ oder die „Neue Sicherheitsarchitektur“ in andere

Bahnen zu lenken. Dadurch findet es auch Eingang in rechtspolitische, verwaltungswissenschaftliche und technikorientierte Sicherheitsdiskurse. Das Handbuch geht zentral folgenden Fragen nach: Welche Relevanz erlangt das Konzept der Zivilen Sicherheit im Recht und in der Rechtswissenschaft? Inwieweit ist es geeignet, Rechtsanwendung und Rechtswissenschaft bei der Handhabung von Sicherheitsbegriffen neue Impulse zu verleihen? Inwieweit kann das Konzept die Auslegung von Sicherheits- oder sicherheitsbezogenen Begriffen im Recht verändern? Welche Herausforderungen stellt das - ggf. neu auszulegende - Recht an Maßnahmen zur Bestimmung, Herstellung und Gewährleistung von Sicherheit außerhalb des Rechts? Welche Rückwirkungen auf das Recht der Zivilen Sicherheit folgen aus dem internationalen Recht und dem Unionsrecht?

The Academy is an institution for the study and teaching of public and private international law and related subjects. Its purpose is to encourage a thorough and impartial examination of

the problems arising from international relations in the field of law. The courses deal with the theoretical and practical aspects of the subject, including legislation and case law. All courses at the Academy are, in principle, published in the language in which they were delivered in the "Collected Courses of the" "Hague Academy of International Law," This volume contains: - General Course of Private International Law by F. VISCHER, Professor at the University of Basel; - Les consequences de l'integration europeenne sur le developpement du droit international prive; , par A.V.M. STRUYCKEN, professeur; a l'Universite; catholique de Nimege.

Intellectual Property in Asia

The Political Thought of Baldus de Ubaldis

The New Palgrave Dictionary of Economics and the Law

Die Schuldrechtsklausur II

Ein Beitrag zur Reform der

aktienrechtlichen Organhaftung

Grounds for Excluding Criminal

Liability, Grounds for Terminating Or

Expunging Criminal Liability :
Bulgaria, France, Greece, Korea,
Portugal, Sweden. Grounds for rejecting
criminal liability. Volume 5.2

Examines topics in law and economics. This book models the price effects of mergers that not only increase concentration in the relevant market but also increase the merged firms' participation in other, complementary markets.

Dieses Lehrbuch vermittelt Studenten und Referendaren durch eine inhaltlich kurz gefasste, von keiner einzigen Fußnote unterbrochenen Darstellung das gesamte für das Studium und für die beiden Examina erforderliche zivilrechtliche Wissen und schult zugleich das Verständnis für die Zusammenhänge. Eingearbeitet sind über 800 Fälle mit exakt gegliederten Lösungsskizzen. Die Gliederung des Buches orientiert sich an den Aufbauerfordernissen einer Fallbearbeitung. In den Text integrierte Wiederholungen festigen ständig das Wissen. Das Buch unterscheidet sich von anderer Ausbildungsliteratur dadurch, dass es weitestgehend auf die aufwendige Darstellung wissenschaftlicher Kontroversen verzichtet und entsprechend der Examenswirklichkeit die Bedeutung des Gesetzes für die Fallbearbeitung in den Mittelpunkt stellt.

Die aktuelle Rechtspraxis der aktienrechtlichen Vorstandshaftung lautet: Der Vorstand haftet streng, aber selten. Beide Befunde führen dabei aus ökonomischer Sicht zu Fehlanreizen, sodass die Organhaftung nicht die

ihr zgedachte Pr ä ventionswirkung entfalten kann. Michael Dose schl ä gt vor, diese Fehlanreize durch drei Rechts ä nderungen zu korrigieren. Zun ä chst sollte die Haftungsdurchsetzung durch eine Reform der Aktion ä rsklage nach § 148 AktG gest ä rkt werden. Im Gegenzug muss die Vorstandshaftung summenm ä ß ig auf den Betrag der D&O-Versicherung begrenzt werden. Das erlaubt schlie ß lich auch, die eigenst ä ndige Versicherung des Selbstbehalts wenigstens teilweise zu verbieten.

As much a model for future research as a study of the status of the fetus, this book offers an examination of one of the most divisive and complex issues of American life."--BOOK JACKET.

Verzeichnis lieferbarer B ü cher

A Solution to the Pure Economic Loss Problem from a Comparative Perspective

Kernprobleme der gesetzlichen Schuldverh ä ltnisse in der Fallbearbeitung

Practical Logic

Eine nach Anspruchsgrundlagen geordnete Darstellung des Rechts der unerlaubten Handlungen und der Gef ä hrdungshaftung

The Oxford Handbook of Law, Regulation and Technology

The variety, pace, and power of technological innovations that have emerged in the 21st Century have been breathtaking. These technological developments, which include advances in networked information and communications, biotechnology, neurotechnology,

nanotechnology, robotics, and environmental engineering technology, have raised a number of vital and complex questions. Although these technologies have the potential to generate positive transformation and help address 'grand societal challenges', the novelty associated with technological innovation has also been accompanied by anxieties about their risks and destabilizing effects. Is there a potential harm to human health or the environment? What are the ethical implications? Do these innovations erode or antagonize values such as human dignity, privacy, democracy, or other norms underpinning existing bodies of law and regulation? These technological developments have therefore spawned a nascent but growing body of 'law and technology' scholarship, broadly concerned with exploring the legal, social and ethical dimensions of technological innovation. This handbook collates the many and varied strands of this scholarship, focusing broadly across a range of new and emerging technology and a vast array of social and policy sectors, through which leading scholars in the field interrogate the interfaces between law, emerging technology, and regulation. Structured in five parts, the handbook (I) establishes the collection of essays within existing scholarship concerned with law and technology as well as regulatory governance; (II) explores the relationship between technology development by focusing on core concepts and values which technological developments implicate; (III) studies the challenges for law in responding to the emergence of new technologies, examining how legal norms, doctrine and institutions have been shaped, challenged and destabilized by technology, and even how technologies have been shaped by legal regimes; (IV) provides a critical exploration of the implications of technological innovation, examining the ways in which technological innovation has generated challenges for regulators in the governance of technological development, and the implications of employing new technologies as an instrument of regulatory governance; (V) explores various interfaces between law, regulatory governance, and new technologies across a range of key social

domains.

About this book: Introduction to Hungarian Law provides a basic knowledge of legal concepts of Hungary, with special emphasis on practical issues. Hungary's historical connection to the European legal tradition has enabled the country's legal system to overcome the legal gap caused by political developments after the Second World War. This practical book, far from a simple second edition of the volume published more than ten years ago, details the full-fledged legal system that has been established prior to and since Hungary became a member of the European Union in 2004, and it contains information concerning the existing legal system. This book provides a comprehensive overview of all major areas of Hungarian law, from constitutional law and administrative law to business law and labour law. What's in this book: Designed for non-Hungarian practitioners encountering Hungarian law in the course of their work, expert local contributors provide, in English, thorough guidance on legal areas, including the following: constitutional law; administrative law; fiscal and financial law; taxation; family law, property law and succession law; contracts; torts; company law; labour law; copyright and patents; private international law; civil litigation; arbitration; and criminal law and procedure. How this will help you: Practising lawyers in every field, business people seeking international markets and academic researchers, government officials and students will find this volume to be of great practical value. It offers a quick and reliable way into any area of Hungarian law that they may be required to research in order to provide straight and simple answers according to the needs of those who may have to interact with the Hungarian legal system. Das Lehrbuch will einerseits die Grundlagen des Deliktsrechts vermitteln und andererseits einen Beitrag zur Bewältigung der Anforderungen leisten, die dem Bearbeiter deliktsrechtlicher Klausuren gestellt sind. Im Mittelpunkt stehen deshalb die deliktsrechtlichen Anspruchsgrundlagen. Die Behandlung einer Anspruchsnorm folgt einem durchgängigen Dmteilungsschema. Ein

leitenden Ausführungen zur "Funktion der Vorschrift" folgt jeweils ein Abschnitt "Tatbestandliche Voraussetzungen". Die wichtigsten Tatbestands elemente werden zunächst graphisch hervorgehoben und anschließend im einzelnen erörtert. Prägender Bestandteil der Problemdarstellung ist die starke Berücksichtigung der Rechtsprechung. Die Rechtsprechung hat das Deliktsrecht wie kaum ein anderes Rechtsgebiet des BGB geformt. Zahlreiche Fälle aus der Rechtsprechung werden mit Sachverhalt und tragenden Entscheidungsgründen (soweit nötig in wörtlicher Wiedergabe) vorgestellt. Durch diese Einbeziehung der "Schauplätze" des Deliktsrechts soll eine lebendige und praxisnahe Präsentation des Stoffes erreicht werden. Das Lehrbuch erlangt dadurch aber gleichzeitig auch den Charakter einer Fallsammlung, in der die wichtigsten Entscheidungen zum Deliktsrecht enthalten sind. Von einer Darstellung des § 839 BGB wurde abgesehen. Für ein richtiges Verständnis der Vorschrift ist die Kenntnis wichtiger öffentlich-rechtlicher Grundlagen und Bezüge unentbehrlich. Deren Behandlung hätte den Rahmen des Lehrbuchs gesprengt. In der Praxis des Haftungsrechts gewinnt die Gefährdungshaftung zunehmend an Bedeutung. Es schien deshalb gerecht fertigt, diesem Rechtsgebiet breiten Raum zu gewähren. Die Literaturhinweise berücksichtigen die Standardwerke zum Deliktsrecht, die Lehrbücher des Schuldrechts und die gängigen Kommentare. Vollständigkeit der Literaturangaben wurde im Hinblick auf den Charakter des Lehrbuchs nicht angestrebt. Rechtsprechung und Literatur sind bis zum 30.11.1994 berücksichtigt.

A full-scale study of the political thought of the Italian jurist, Baldus de Ubaldis (1327-1400).

A Treatise on Obligations, Considered in a Moral and Legal View

A Comparison of Policies Across the Fifty States

Lehrbuch der ökonomischen Analyse des Zivilrechts

A Comparative Perspective

Gesetzliche Schuldverhältnisse

Juristische Grundlehre

Wie kaum ein anderes Rechtsgebiet des BGB sind das Deliktsrecht und das Schadensersatzrecht von der Rechtsprechung gepr ä gt. Darum werden die wichtigsten Entscheidungen mit Sachverhalt und Entscheidungsgr ü nden ber ü cksichtigt. Damit bietet das Lehrbuch eine lebendige Er ö rterung des Stoffes. Rechtsprechung und Literatur wurden gegen ü ber der Voraufgabe umfassend ausgewertet und aktualisiert.

The Draft Common Frame of Reference (DCFR) is just published. Now the creation of the final Common Frame of Reference (CFR) is one of the most important issues in the field of European Private Law. The volume discusses the key question as to what extent the CFR can and should reflect existing EC Contract Law, and to what extent the DCFR has already incorporated the *acquis communautaire*. The contributions to this volume try to provide answers to this question by analyzing different controversial areas such as the conclusion and content of the contract (pre-contractual duties, non-discrimination or withdrawal), non-performance, remedies, damages and the relation to International Private Law.

Translated by Francois-Xavier Martin. Originally published: New Bern, N.C.: Martin & Ogden, 1802. 2 vols. in 1 book. xii (iii-xii new introduction), xii], 364; ix], 315, 1] pp. With a new introduction by Warren M. Billings, Distinguished Professor of History, Emeritus, University of New Orleans and Bicentennial Historian of the Supreme Court of Louisiana. Reprint of the rare New Bern edition. In the decades before the Civil War this classic treatise was required reading for practitioners, scholars and law students. Martin, an attorney and printer in New Bern, North Carolina, later a distinguished lawyer in Louisiana, gained distinction for this translation. This treatise was an important

influence on British and American contract law. Marvin quotes and endorses an assessment by Luther Cushing that includes the following remark by one of Pothier's earlier editors, Andr Dupin: " Pothier on Obligations] is not only a good book of law, but an excellent book on morals; a work of all countries, of all nations; a book, to which antiquity can present to rival but the Offices of Cicero." John Gage Marvin, *Legal Bibliography* (1847) 578. "The Treatise on Obligations was soon recognized as a major contribution to legal science."--David M. Walker, *Oxford Companion to Law* 973. ROBERT JOSEPH POTHIER 1699-1772] was arguably the greatest French jurist of the eighteenth century. A brilliant scholar, he is renowned for his treatises on Roman law and the various branches of French civil law, which were primary sources for the French Civil Code. FRANCOIS-XAVIER MARTIN 1762-1846], a Frenchborn lawyer, judge, author, translator, printer and historian, is an important figure in the legal history of the south. His career began in North Carolina. He later moved to the Louisiana territory, where he played the central role in the reorganization of its legal system. Appointed attorney-general when Louisiana became a state, he is considered the father of Louisiana jurisprudence. This book investigates whether national courts could and should import innovative solutions from abroad in the adjudication of complex legal disputes. Special attention is paid to the concept of " legally relevant damage " and its importance in overcoming the deadlock created by the category of " pure economic loss " in the Portuguese and German tort law systems. These systems are essentially based on the concept of unlawfulness (" Rechtswidrigkeit "), which limits the compensation for pure economic loss to where a protective rule is infringed. These losses have nevertheless been compensated for through the extensive

interpretation of rules and the appeal to near-contractual devices, which has been detrimental to legal certainty, the equality before the law, and subjects' freedom of action. This book explains why courts can and should take a proactive role and apply DCFR-based solutions in order to compensate for every loss that is worthy of legal protection.

A Primer for Management and Economics

Three Volume Set

Das gesamte examensrelevante Zivilrecht

Research Study of the European Science Foundation

Law, Economics, History and Politics

Recueil Des Cours/Collected Courses of the Hague Academy of International Law

Taking a comparative perspective, this book explores the trends and issues affecting the law on rights of personality in Scotland, and compares it to other jurisdictions using common law, civilian law, and mixed legal systems.

The French law of torts or of extra-contractual liability is widely seen as exceptional. For long it was based on a mere five articles of the Civil Code of 1804, but on this foundation the courts and legal scholars have constructed liabilities for fault and strict liability of an extraordinary breadth and significance. While the rest of the general law of obligations (including contract) in the Civil Code was reformed in 2016 by executive ordonnance, this area was left aside, being the subject in 2017 of a proposal by the French Government for the legislative reform of the law of civil liability, a new legislative category to include both contractual and

extra-contractual liability. This work considers important aspects of this developing area of French law in a series of essays by French lawyers and comparative lawyers working in French law and other civil law systems. In doing so, it provides insight into the doctrinal thinking and judgments of French lawyers as well as the possible directions in which this area of the law may be developed in the future.

He has been an editor of the Review of Economic Studies, of the Econometric Society Monograph Series, and has served on the editorial boards of Social Choice and Welfare and the Journal of Public Economic Theory. He has published more than 100 academic papers in journals and books, mostly on economic theory and mathematical economics. Also available: "Further Mathematics for Economic Analysis published in a new 2ND EDITION " by Sydsater, Hammond, Seierstad and Strom (ISBN 9780273713289) Further Mathematics for Economic Analysis is a companion volume to Essential Mathematics for Economic Analysis intended for advanced undergraduate and graduate economics students whose requirements go beyond the material found in this text. Do you require just a couple of additional further topics? See the front of this text for information on our Custom Publishing Programme. 'The book is by far the best choice one can make for a course on mathematics for economists. It is exemplary in finding the right balance between mathematics and

economic examples.' Dr. Roelof J. Stroeker, Erasmus University, Rotterdam. I have long been a fan of these books, most books on Maths for Economists are either mathematically unsound or very boring or both! Sydsaeter & Hammond certainly do not fall into either of these categories.' Ann Round, University of Warwick Visit www.pearsoned.co.uk/sydsaeter to access the companion website for this text including: *Student Manual with extended answers broken down step by step to selected problems in the text.*Excel supplement*Multiple choice questions for each chapter to self check your learning and receive automatic feedback

This edition has been extensively rewritten and enlarged and is an ideal tool for those interested in comparative torts and comparative methodology.

F ü r Studenten und Rechtsreferendare

Rights of Personality in Scots Law

Non-legislative Codifications in Historical and Comparative Perspective

Common Frame of Reference and Existing EC Contract Law

Rechtshandbuch Zivile Sicherheit

Scientific Approaches to Consciousness

With contributions by numerous experts

This book revisits, in a new light, some of the classic cases which constitute the foundations of the EU legal order and is timed to celebrate the 50th anniversary of the Rome Treaty establishing a European Economic Community. Its broader

purpose, however, is to discuss the future of the EU legal order by examining, from a variety of different perspectives, the most important judgments of the ECJ which established the foundations of the EU legal order. The tone is neither necessarily celebratory nor critical, but relies on the viewpoint of the distinguished line-up of contributors - drawn from among former and current members of the Court (the view from within), scholars from other disciplines or lawyers from other legal orders (the view from outside), and two different generations of EU legal scholars (the classics revisit the classics and a view from the future). Each of these groups will provide a different perspective on the same set of selected judgments. In each short essay, questions such as 'what would have EU law been without this judgment of the Court? what factors might have influenced it?; did the judgment create expectations which were not fully fulfilled?' and so on, are posed and answered. The result is a profound, wide-ranging and fresh examination of the 'founding cases' of EU law.

First English-language comparative volume to study where, how and why tort and crime interact. Covers common and civil law countries.

Dieses Buch liefert eine Einführung in die ökonomische Analyse des Rechts und deren Anwendung auf zentrale Fragen des Zivilrechts. Nach dem Erscheinen einer umfangreichen Fachliteratur scheint es geboten, die Grundlinien

dieses Ansatzes und dessen Verwertbarkeit für praktische Fragen des deutschen Rechts darzustellen. Bei der Auswahl der Themen kam es uns nicht auf Vollständigkeit an, etwa darauf, alle Rechtsgebiete aus wohlfahrtsökonomischer Sicht zu analysieren. Vielmehr soll an wichtigen Ausschnitten und Beispielen des Zivilrechts, insbesondere des Delikts- und Vertragsrechts die neue Sichtweise der ökonomischen Analyse vorgeführt und die Leistungsfähigkeit des Ansatzes innerhalb der rechtswissenschaftlichen Dogmatik zum Ausdruck gebracht werden. Welche Wirkungen Rechtsnormen tatsächlich haben und welche Zielvorstellungen für Rechtsgestaltung und vor allem auch Rechtsanwendungen bestehen, soll in diesem Buch mittels wohlfahrtstheoretischer Analysen untersucht werden. Damit wird nicht nur ein theoretisches Interesse verfolgt, sondern mehr noch die Umsetzung ökonomischer Folgenanalyse und Folgenbewertung bei der Lösung konkreter Rechtsprobleme und bei der Fortbildung des geltenden Rechts. Wir sind der Auffassung, daß die ökonomische Analyse nicht nur die Funktion rechtlicher Normen deutlicher macht, sondern auch Rechtslehre und Rechtsprechung unmittelbar und nachhaltig anzuregen und zu befruchten vermag und in Zukunft auch zunehmend beeinflussen wird.

Die Haftung des Geschäftsherrn für den Gehilfen nach deutschem und japanischem Recht
Research in Law and Economics

French Civil Liability in Comparative Perspective
Classical Roman Law
Business Criminal Law
The Past and Future of EU Law

A great deal of economics is about law - the functioning of markets, property rights and their enforcement, financial obligations, and so forth - yet these legal aspects are almost never addressed in the academic study of economics. Conversely, the study and practice of law entails a significant understanding of economics, yet the drafting and administration of laws often ignore economic principle. The New Palgrave Dictionary of Economics and the Law is uniquely placed by the quality, breadth and depth of its coverage to address this need for building bridges. Drawn from the ranks of academics, professional lawyers, and economists in eight countries, the 340 contributors include world experts in their fields. Among them are Nobel laureates in economics and eminent legal scholars. First published in 1998 and now available in paperback for the first time, The New Palgrave Dictionary of Economics and the Law has established itself as a classic reference work in this important field.

There are many ways to approach the understanding of consciousness. Questions about these ways have occupied philosophers and metaphysicians for centuries. During the early growth of cognitive science the problem of consciousness remained taboo, but an increasing number of studies have either implicitly or explicitly begun to bear on its nature. These have been inspired by a number of different different original questions, and focus on a variety of different empirical phenomena. Thus, studies of implicit memory,

subliminal processing, strategic versus automatic processing, allocation of attention, and differences between information processes in the awake versus dreaming state all share a common assumption of a particular quality or state -- awakesness, awareness, alertness, namely consciousness -- that somehow can be distinguished from another type of state or states in which the subject is not aware of the information being processed. What distinguishes the cognitive psychological and cognitive neuroscience approach to the question of consciousness from that of philosophy and metaphysics is scientific methodology: a set of tools that permit the empirical study of a phenomenon in an objective and reproducible way. Recent developments in both the empirical and theoretical methodologies of these fields have made it possible to begin to study the phenomenon associated with -- if not directly underlying -- consciousness in a scientific fashion. This volume tries to resolve the difficulties associated with the scientific investigation of consciousness. The intent is to explore the extent to which consciousness can be the target of direct scientific inquiry, to get on the table some of the relevant work, and consider the degree to which this research can help inform our understanding of consciousness. It brings together a group of cognitive and neuroscientists to share relevant recent research in the fields of cognitive science and neuroscience and to determine whether any new strategies for the scientific pursuit of this question can be developed. A long-term goal is the development of a unified understanding of consciousness, scientific as well as philosophical perspectives. This volume takes the first step toward building the necessary local bridges.

This textbook deals with business criminal law from the perspective of Germany, Austria, Liechtenstein and Switzerland. It primarily addresses students in business and economics (master's programme) as well as business practitioners, but is also meant for lawyers and law students. As criminal law legislators exert considerable influence on economic life, raising and growing awareness in the area of criminal law seems compulsory for future managers and executives. This textbook approaches the legal field less normatively and rather in a practical and entrepreneurial way. Its contents are based on the master level class "Business Criminal Law" at "MCI | The Entrepreneurial School" taught by the author. This textbook has been recommended and developed for university courses in Germany, Austria and Switzerland.

Das Lehrbuch bietet eine Einführung in eines der Kerngebiete des Zivilrechts: die gesetzlichen Schuldverhältnisse. Das Gebiet wird anhand zahlreicher Beispielfälle beleuchtet, welche jeweils mit vertiefenden Hinweisen versehen sind. Daher eignet sich der Band sowohl für einen ersten Einstieg in die Rechtsmaterie als auch zum Nachschlagen und Wiederholen des Stoffs.

Principles of Company Law

The Making of Legal Authority

The German Law of Torts

Learning from across and within Legal Systems

Comparing Tort and Crime

A Journal of Policy

'Relationship Marketing' delivers a comprehensive unifying principle with which to approach the subject. Current debates are

examined to develop both a theoretical and conceptual approach to the topic.

Introduction Intellectual property rights foster innovation. But if, as it surely does, “ intellectual property ” means not just intellectual property rules—the law of patents, copyrights, trademarks, designs, trade secrets, and unfair competition—but also intellectual property institutions—the courts, police, regulatory agencies, and collecting societies that administer these rules—what are the respective roles of intellectual property rules and institutions in fostering creativity? And, to what extent do forces outside intellectual property rules and institutions—economics, culture, politics, history—also contribute to innovation? Is it possible that these other factors so overwhelm the impact of intellectual property regimes that it is futile to expect adjustments in intellectual property rules and institutions to alter patterns of innovation and, ultimately, economic development? It was to address these questions in the most dynamic region of the world today, Asia, that we invited leading country experts to contribute studies that not only summarize the current condition of intellectual property regimes in countries ranging in economic size from Cambodia to Japan, and in population from Laos to China, but

that also describe the historical sources of these laws and institutions; the realities of intellectual property enforcement in the marketplace; and the political, economic, educational, and scientific infrastructures that sustain and direct investment in innovative activity. A.

Accounts of the nature of legal authority typically focus on the authority of officially sanctioned rules issued by legally recognised bodies - legislatures, courts and regulators - that fit comfortably within traditional state-centred concepts of law. Such accounts neglect the more complex processes involved in acquiring legal authority. Throughout the history of modern legal systems texts have come to acquire authority for legal officials without being issued by a legislature or a court. From Justinian's Institutes and Blackstone's Commentaries to modern examples such as the American Law Institute's Restatements and the UNIDROIT Principles of International Commercial Contracts academic codifications have come to be seen as legally authoritative, and their norms applied as such in courts and other contexts. How have such texts acquired legal authority? Does their authority undermine the orthodox accounts of the nature of legal systems? Drawing on examples from Roman

law to the present day, this book offers the first comparative analysis of non-legislative codifications. It offers a provocative contribution to the debates surrounding the harmonisation of European private law, and the growth of international law.

Is the Fetus a Person?

Introduction to Hungarian Law

Management of Customer Relationships

The Classics of EU Law Revisited on the 50th Anniversary of the Rome Treaty

Aktion ä rsklage, D&O-Versicherung und Vorstandshandeln

Medical Responsibility in Western Europe