LINKÖPINGS UNIVERSITET 2022 03 16

747A04 Lex mercatoria

Universitetslektor Anders Holm

**Obligatorisk litteratur**

Arbetsmaterial innehållande delar av DCFR samt UP m.m. (filerna nedladdas

via kurshemsidan)

Bogdan *Svensk internationell privat- och processrätt*, 9 uppl., Norstedts Juridik 2020

Svernlöv (red.) *Internationella avtal – I teori och praktik*, Norstedts Juridik, 2 uppl. 2013

**Referenslitteratur[[1]](#footnote-1)**

 Beale m.fl. *Cases, Materials and Text on Contract Law*, **2 uppl. 2010**

 Hart Publishing (ISBN 978-1-84113-604-2)

[*Contract II — General Provisions, Delivery of Goods, Package Travel and Payment Services*](http://www.jure.se/ie/visatitel.asp?tuid=13543)*,* Sellier 2009

Betlehem D., McRae D., [*The Oxford Handbook of International Trade Law*,](http://www.jure.se/ie/visatitel.asp?tuid=12733)

Neufeld R., van Damme Oxford University Press 2009

Berger, K. P. *The Creeping Codification of the Lex Mercatoria*, Kluwer Law International 1999

Bonell, M.J. *International Restatement of Contract Law the Unidroit Principles of International Contracts*, 3 uppl., 2005

Bonell, M.J. *The UNIDROIT principles in practice: caselaw and bibliography on the UNIDROIT principles of international commercial contracts*, 2 uppl., 2006

Bortolotti, Fabio *Drafting and Negotiating International Commercial Contracts*,

 Kluwer **2009**

Briggs, Adrian *Agreements on jurisdiction and choice of law, Oxford University Press, 2008*

Briggs, Adrian *The Conflict of Laws*, 2 uppl., Oxford University Press 2008

Cranston, Ross *Making Commercial Law, essays in Honour of Roy Goode*, Clarendon Press 1997

Christou, Richard *Boilerplate – Practical Clauses*, 6 uppl., **2012**

Cunnington & Saidov *Contract Damages: Domestic and International Perspectives*, Hart, 2008

DiMatteo, Larry A. *The Law of International Contracting*, Kluwer **2009**

Felemegas, John *International Approach to the Interpretation of the United Nations Convention on Contracts for the International Sale of Goods (1980) as Uniform Sales Law*, Cambridge University Press, 2007

Goode, Roy *Commercial Law*, 4 uppl., **2010**

Goode, Kronke *Transnational Commercial Law: International Instruments and*

Mckendrick & Wool *Commentary*, Oxford 2004

Goode, Kronke *Transnational Commercial Law: Text, Cases and Materials,*

Mckendrick & Wool Oxford 2007

Gorton, Lars *Rättsliga ramar för internationella affärer*, 2 uppl., Norstedts Juridik 2005

Grundmann & Schauer *The Architecture of European Codes and Contract Law (Private Law in European Context) (Private Law in European Context), Kluwer 2006*

Hartkamp m.fl. *Towards a European Civil Code*, 2 uppl., Kluwer Law International 1998

Lando & Beale *Principles of European Contract Law, Parts I and II*, Kluwer Law 2000

Lando, Clive, Prüm *Principles of European Contract Law, Parts III*, Kluwer Law 2003

Zimmermann

Lester, Mercurio, *World Trade Law, Text Materials and Commentary*, Hart Publishing 2008

Davies & Leitner

Lindén & Roos *Business Contracts in International Markets*, Studentlitteratur 2005

Lookofsky Joseph *Understanding the CISG - A Compact Guide to the 1980 United Nations Conventions on Contracts for the International Sale of Goods*, DJØF 2008

López Rodríguez, Ana M. *Lex Mercatoria and Harmonization of Contract Law in the EU*, DJØF Publishing 2003

Meyer; Rudolf *Bona fides und lex mercatoria in der Europäischen Rechtstradition,* Wallstein Verlag 1994

Morrissey, Joseph *International Sales Law and Arbitration – Problems, Cases and Commentary*, Kluwer 2008

Murray, Carole *Schmitthoff's export trade: the law and practice of international trade*, Sweet & Maxwell 2005

Piergiovanni, Vito (red.) *From lex mercatoria to commercial law*, Duncker & Humblot 2005

Ramberg, Jan *International Commercial Transactions*, 4 uppl., Norstedts Juridik **2011**

Ramberg & Herre *Internationella köplagen (CISG)*, 3 uppl. Norstedts Juridik 2009

Svernlöv, Carl (red.) *Internationella avtal i teori och praktik*, Norstedts Juridik 2003

Schulze Reiner [*Common Frame of Reference and Existing EC Contract Law*,](http://www.jure.se/ie/visatitel.asp?tuid=13981)

[2 uppl.](http://www.jure.se/ie/visatitel.asp?tuid=13981), Sellier 2009

van Houtte, Hans *The Law of International Trade*, 2 uppl., Sweet & Maxwell 2002

Vogenauer & *Commentary on the UNIDROIT Principles of International*

Kleinheisterkamp *Commercial Contracts*, Oxford University Press **2009**

Wiggers, Willem *International Commercial Law – Source Materials*, 2 uppl., Kluwer 2008

Wilderspin & Plender *The European Private International Law of Obligations*, 3 uppl.,

 Sweet & Maxwell **2009**

Zeller, Bruno *Damages Under the Convention of Contracts for the International Sale of Goods*, 2 uppl., Oxford **2009**

Zimmermann, Reinhard *The Law of Obligations*, Clarendon Oxford 1996

Zweigert & Kötz *An introduction to Comparative Law*, 3 uppl., Clarendon Oxford

**Några artiklar med harmoniseringstema (kronologisk ordning):**

Bernitz, Ulf *Inför europeiseringen av svensk rätt*, JT 1991-92 s. 29-40

Legrand, Pierre *Uniformity, Legal Traditions, and Law’s limits*, JT 1996-97 s. 306-322.

Lookofsky Joseph & *Harmonisering av förmögenhetsrätten: ”Towards a European*

Hultmark, Christina *Civil Code”* JT 1997-98 s. 393-398.

von Bar Christian *A Civil Code for Europe*, JT 2001-02 s. 3-14

Håstad, Torgny *En europeisk civillag och den nordiska kontraktsrätten*, Till förhandlingarna vid 36 nordiska juristmötet, 15-17 augusti 2002 i Helsingfors, Del I.

Bernitz, Ulf *Aktuell europeisk civillag? – Aktuell utveckling och svensk hållning*, JT 2003-04, s. 503-521.

Ramberg, Christina *Mot en gemensam europeisk civillagstiftning*, SvJT 2004 s. 459.

Finns via nedanstående länk:

[www.hgu.gu.se/files/juridik/studievagledaren/pdf/mot%20en%20europeisk%20civilkod%20%20svjt%205-6%2004.pdf](http://www.hgu.gu.se/files/juridik/studievagledaren/pdf/mot%20en%20europeisk%20civilkod%20%20svjt%205-6%2004.pdf)

**Artiklar angående de nutida modellkodifikationerna – UP och PECL**

Hultmark Christina *Internationaliseringen av svensk avtalsrätt – Unidroit Principles of International Commercial Contracts*, JT 1995-96 s. 655-669

Ramberg, Jan *Lex Mercatoria Rediviva*, ur Lex Ferenda s. 181-193, Rosén Jan (red.), Juristförlaget 1996

Hellner, Jan *Unidroit’s principer för internationella avtal*, ur Lex Ferenda s. 181-193, Rosén Jan (red.), Juristförlaget 1996

Bonell, Michael Joachim *The UNIDROIT Principles of International Commercial Contracts and the Principles of European Contract Law: Friends or Competitors?* JT 1996-97 s. 269-276

Lando, Ole *Lex mercatoria 1985-1996*, Festskrift till Stig Strömholm, Del II

s. 567-584, Iustus 1997

Hartkamp, Arthur *Principles of Contract Law*, Towards a European Civil Code, 2 uppl. Kluwer Law International, 1998

Ramberg, Christina *Ingående av avtal mellan parter från olika länder*, ur Internationella avtal i teori och praktik, Svernlöv, Carl (red.),

s. 26-42, Norstedts Juridik 2003

**Några artiklar med materiellrättsliga teman**

Sjef van Erp, *The Pre-contractual Stage*, Towards a European Civil Code, 2 uppl. Kluwer Law International, 1998

Sacco, Rodolfo, *Formation of Contracts*, Towards a European Civil Code, 2 uppl. Kluwer Law International, 1998

Kötz, Hein, *Interpretation of Contracts*, Towards a European Civil Code, 2 uppl. Kluwer Law International, 1998

Tallon, Denis *Hardship*, Towards a European Civil Code, 2 uppl. Kluwer Law International, 1998

**Några relevanta hemsidor**

[www.lexmercatoria.org](http://www.lexmercatoria.org/)

[www.icc.se](http://www.icc.se/)

[www.tldb.de](http://www.tldb.de/)

[www.sgecc.net](http://www.sgecc.net/) (Bl.a. PECL)

[www.undroit.org](http://www.undroit.org/)

[www.unilex.info](http://www.unilex.info/)

[www.cisg.law.pace.edu](http://www.cisg.law.pace.edu/)

1. Referenslitteraturlistan är ej fullständigt uppdaterad avseende aktuella upplagor. [↑](#footnote-ref-1)