

Index 2011

Article Index

Articles/Articles/Aufsätze

Arranged by author

- A – Ángel CARRASCO PERERA & Karolina LYCZKOWSKA, Conflicts among Creditors in the Regulation of Security Interests under the Draft Common Frame of Reference a View from Spanish Law, *ERPL* Vol. 19, No. 6 (2011), pp. 1001–1021

- C – Chiara CRAVETTO & Barbara PASA, The ‘Non-sense’ of Pre-contractual Information Duties in Case of Non-concluded Contracts, *ERPL* Vol. 19, No. 6 (2011), pp. 759–785

- D – Tâm DANG VU, Ilse SAMOY & Sanne JANSEN, ‘Don’t Find Fault, Find a Remedy’, *ERPL* Vol. 19, No. 6 (2011), pp. 855–872
 - Annick DE BOECK, B2B Information Duties in the Feasibility Study: Analysis of Article 23, *ERPL* Vol. 19, No. 6 (2011), pp. 787–797
 - Yvonne DELFOS-ROY, The PEICL and the Duty of Disclosure, *ERPL* Vol. 19, No. 1 (2011), pp. 71–86
 - Dave DE RUYSSCHER, Innovating Financial Law in Early Modern Europe: Transfers of Commercial Paper and Recourse Liability in Legislation and *Ius Commune* (Sixteenth to Eighteenth Centuries), *ERPL* Vol. 19, No. 5 (2011), pp. 505–518

- F – Régine FELTKAMP & Frédéric VANBOSSELE, The Optional Common European Sales Law for European Contract Law: Better Buyer’s Remedies for Seller’s Non-performance in Sales of Goods?, *ERPL* Vol. 19, No. 6 (2011), pp. 873–905
 - Jean-François GERKENS, Liability for Failure to Supply a Specific Item: From a Non-Roman Rule to a Virtually Universal Success Story, *ERPL* Vol. 19, No. 5 (2011), pp. 489–504

- G – Nicola GUNDT & Aline VAN BEVER, Treu und Glauben als Rechtsgrundlage für die Änderung von, *ERPL* Vol. 19, No. 1 (2011), pp. 3–24

- H – Dewi HAMWIJK, Public Filing with Regard to Non-possessory Security Rights in Tangible Assets as Contemplated by the DCFR: Of No Benefit to Unsecured (Trade) Creditors, *ERPL* Vol. 19, No. 5 (2011), pp. 613–630
 - Robert HARDY, The Feasibility Study’s Rules on Contract Interpretation,

ERPL Vol. 19, No. 6 (2011), pp. 817–833

- Natali HELBERGER, Lucie GUIBAULT, Chantal MAK & Marco LOOS, The Regulation of Digital Content Contracts in the Optional Instrument of Contract Law, *ERPL* Vol. 19, No. 6 (2011), pp. 729–758
 - Jacques HERBOTS, Why It Is Ill-Advised to Translate Consequential Damage by *Dommage Indirect*, *ERPL* Vol. 19, No. 6 (2011), pp. 931–949
 - Ewoud HONDIUS, Editorial, *ERPL* Vol. 19, No. 2 (2011), pp. 163–166
 - Ewoud HONDIUS, Editorial, *ERPL* Vol. 19, No. 5 (2011), pp. 483–488
 - Ewoud HONDIUS, Editorial, *ERPL* Vol. 19, No. 6 (2011), pp. 709–715
- J
- Sanne JANSEN, Tâm DANG VU, Ilse SAMOY, ‘Don’t Find Fault, Find a Remedy’, *ERPL* Vol. 19, No. 6 (2011), pp. 855–872
 - André JANSSEN & Reiner SCHULZE, Legal Cultures and Legal Transplants in Germany, *ERPL* Vol. 19, No. 2 (2011), pp. 225–256
- K
- Anne KEIRSE, & Marie-José VAN DER HEIJDEN, Selecting the Best Instrument for European Contract Law, *ERPL* Vol. 19, No. 5 (2011), pp. 565–578
 - Anne KEIRSE, Why the Proposed Optional Common European Sales Law Has Not, But Should Have, Abandoned the Principle of All or Nothing: A Guide to How to Sanction the Duty to Mitigate the Loss, *ERPL* Vol. 19, No. 6 (2011), pp. 951–976
 - Mel KENNY, Orchestrating Sub-prime Consumer Protection in Retail Banking: *Abbey National* in the Context of Europeanized Private Law, *ERPL* Vol. 19, No. 1 (2011), pp. 43–69
 - Sonja KRUISINGA, The Seller’s Right to Cure in the CISG and the Common European Sales Law, *ERPL* Vol. 19, No. 6 (2011), pp. 907–919
 - Jan-Jaap KUIPERS & Sara MIGLIORINI, Qu’est-ce que sont les ‘lois de police’? Une querelle franco-allemande après la communautarisation de la Convention de Rome, *ERPL* Vol. 19, No. 2 (2011), pp. 187–207
 - Jan-Jaap KUIPERS, The Legal Basis for a European Optional Instrument, *ERPL* Vol. 19, No. 5 (2011), pp. 545–564
- L
- Ole LANDO, Comments and Questions Relating to the European Commission’s Proposal for a Regulation on a Common European Sales Law, *ERPL* Vol. 19, No. 6 (2011), pp. 717–728
 - Kare LILLEHOLT, Passing of Risk and the Risk of Mystification: Some Drafting Issues, *ERPL* Vol. 19, No. 6 (2011), pp. 921–929
 - Marco LOOS, Natali HELBERGER, Lucie GUIBAULT & Chantal MAK, The Regulation of Digital Content Contracts in the Optional Instrument of Contract Law, *ERPL* Vol. 19, No. 6 (2011), pp. 729–758
 - Karolina LYCZKOWSKA & Ángel CARRASCO PERERA, Conflicts among Creditors in the Regulation of Security Interests under the Draft Common

- M**
- Chantal MAK, Marco LOOS, Natali HELBERGER, Lucie GUIBAULT, The Regulation of Digital Content Contracts in the Optional Instrument of Contract Law, *ERPL* Vol. 19, No. 6 (2011), pp. 729–758
 - Vanessa MAK, Standards of Protection: In Search of the ‘Average Consumer’ of EU Law in the Proposal for a Consumer Rights Directive, *ERPL* Vol. 19, No. 1 (2011), pp. 25–42
 - Sara MIGLIORINI & Jan-Jaap KUIPERS, Qu’est-ce que sont les ‘lois de police’? Une querelle franco-allemande après la communautarisation de la Convention de Rome, *ERPL* Vol. 19, No. 2 (2011), pp. 187–207
 - Erik MONSEN, Disgorgement Damages for Breach of Pre-contractual Obligation and Contract, *ERPL* Vol. 19, No. 6 (2011), pp. 799–815
- P**
- Barbara PASA & Chiara CRAVETTO, The ‘Non-sense’ of Pre-contractual Information Duties in Case of Non-concluded Contracts, *ERPL* Vol. 19, No. 6 (2011), pp. 759–785
 - Thomas PFEIFFER, Unfaire Vertragsbestimmungen, *ERPL* Vol. 19, No. 6 (2011), pp. 835–853
 - Barbara POZZO & Lebing WANG, Liability for Environmental Pollution within the Framework of the New Chinese Tort Law, *ERPL* Vol. 19, No. 1 (2011), pp. 87–99
- S**
- Macarena SAEZ, Same-Sex Marriage, Same-Sex Cohabitation, and Same-Sex Families around the World: Why ‘Same’ Is So Different, *ERPL* Vol. 19, No. 5 (2011), pp. 631–668
 - Séverine SAINTIER, France, Germany and the United Kingdom’s Divergent Interpretations of Directives 86/653 and 93/13s’ Exclusionary Provisions: An Overlooked Threat to Coherence?, *ERPL* Vol. 19, No. 5 (2011), pp. 519–544
 - Ilse SAMOY, Tâm DANG VU & Sanne JANSEN, ‘Don’t Find Fault, Find a Remedy’, *ERPL* Vol. 19, No. 6 (2011), pp. 855–872
 - Reiner SCHULZE & André JANSSEN, Legal Cultures and Legal Transplants in Germany, *ERPL* Vol. 19, No. 2 (2011), pp. 225–256
 - Héctor SIMÓN MORENO, Towards a European System of Property Law, *ERPL* Vol. 19, No. 5 (2011), pp. 579–612
 - Pietro SIRENA, The Rules about Restitution in the Proposal on a Common European Sales Law, *ERPL* Vol. 19, No. 6 (2011), pp. 977–1000
 - Matthias E. STORME, Editorial, *ERPL* Vol. 19, No. 1 (2011), pp. 1–2
 - Matthias E. STORME, Editorial, *ERPL* Vol. 19, No. 3–4 (2011), pp. 343–344
 - Michael STÜRNER, Die Grenzen der Primärleistungspflicht im Europäischen Vertragsrecht, *ERPL* Vol. 19, No. 2 (2011), pp. 167–185

- Frederik SWENNEN, Family (Self-)Governance at the Boundaries of a Privatized Family Law A Belgian Exploration, *ERPL* Vol. 19, No. 2 (2011), pp. 209–223

- V – Aline VAN BEVER & Nicola GUNDT, Treu und Glauben als Rechtsgrundlage für die Änderung von, *ERPL* Vol. 19, No. 1 (2011), pp. 3–24
- Frédéric VANBOSSELE & Régine FELTKAMP, The Optional Common European Sales Law for European Contract Law: Better Buyer’s Remedies for Seller’s Non-performance in Sales of Goods?, *ERPL* Vol. 19, No. 6 (2011), pp. 873–905
- Marie-José VAN DER HEIJDEN & Anne KEIRSE, Selecting the Best Instrument for European Contract Law, *ERPL* Vol. 19, No. 5 (2011), pp. 565–578

- W – Lebing WANG & Barbara POZZO, Liability for Environmental Pollution within the Framework of the New Chinese Tort Law, *ERPL* Vol. 19, No. 1 (2011), pp. 87–99
- Sarah WORTHINGTON, The Unique Charm of the Common Law, *ERPL* Vol. 19, No. 3–4 (2011), pp. 345–361

Case notes/Annotations/Entscheidungsanmerkungen

Arranged by jurisdiction

- D – The Duty to Renegotiate an International Sales Contract under CISG in Case of Hardship and the Use of the Unidroit Principles, by Julie Dewez, Christina Ramberg, Rodrigo Momberg Uribe, Remy Cabrillac & Lis Paula San Miguel Pradera, *ERPL* Vol. 19, No. 1 (2011), pp. 101–154
- Thor Steinar Case Notes, by Alexandra Seifert, Sanne Jansen, Béatrice Jaluzot, Francesco Paolo Patti, Katarzyna Michalowska, Francisco-José Infante-Ruiz & Caroline Kindler, *ERPL* Vol. 19, No. 3–4 (2011), pp. 363–440

- UK – *Yearworth v. North Bristol*, by Sue Farran, Florence Bellivier, Christian Banert, Philip Mielnicki, Emily Nordin & Sarah Panis, *ERPL* Vol. 19, No. 2 (2011), pp. 257–322

Report/La vie du droit/Erfahrungsbericht

Conference Report: Annual Conference on European Tort Law, by Marlene Steininger & Vanessa Wilcox, *ERPL* Vol. 19, No. 6 (2011), pp. 1035–1040

Conference Report, 2ème Forum de Trans Europe Experts (TEE), « Les enjeux juridiques européens », 1er avril 2011, Paris, by Chiara Perfumi, *ERPL* Vol. 19, No. 5 (2011), pp. 689–692

Conference Report: The First Conference of the Societa' Italiana per la Ricerca nel diritto Comparato (SIRD) on 'The New Frontiers of Comparative Law', by Nadia Coggiola, *ERPL* Vol. 19, No. 5 (2011), pp. 687–688

Conference Report: 'Towards a European Contract Law', by Chiara Cravetto, *ERPL* Vol. 19, No. 6 (2011), pp. 1029–1031

A European Optional Contract Law: Policy Choices Conference of the Society of European Contract Law, Leuven, 14–15 January 2011, by Sanne Jansen, *ERPL* Vol. 19, No. 3-4 (2011), pp. 457–470

The Future of the European Insolvency Regulation, by Rufus F. Abeln & Tom G. Abeln, *ERPL* Vol. 19, No. 5 (2011), pp. 697–706

Presentation of the Book, *Towards an Optional European Contract Law*, by Ewoud Hondius, *ERPL* Vol. 19, No. 6 (2011), pp. 1033–1034

Recent Developments in European Private Law: The Influence of European Consumer Law on National Legal Systems, A Report from the Conference Held on 23–24 September 2010 at the University of Silesia in Katowice, Poland, by Maciej Zachariasiewicz, *ERPL* Vol. 19, No. 3-4 (2011), pp. 471–480

Trans-Europe Experts in Europ, by Judith Rochfeld & Bénédicte Fauvarque-Cosson, *ERPL* Vol. 19, No. 5 (2011), pp. 693–696

Book reviews/Comptes rendus/Buchbesprechungen

Arranged by (first) author of the book under review

J. Basedow, K.J. Hopt & R. Zimmermann (Hrsg.), *Handwörterbuch des Europäischen Privatrechts*, 2 Bände (Tübingen: Mohr Siebeck, 2009) by STEFANO TROIANO, *ERPL* Vol. 19, No. 2 (2011), pp. 323–331

Lei Chen, *The Making of Chinese Condominium Law: A Comparative Perspective with American and South African Condominium Laws*, by Rebecka Zinser, *ERPL* Vol. 19, No. 6 (2011), pp. 1027–1028

Comment enseigner le droit privé (romain) en Europe? ‘L’enseignement du droit romain en Europe aujourd’hui’ (Trento, 12–13 Novembre 2010), by Jean-François Gerkens, *ERPL* Vol. 19, No. 2 (2011), pp. 333–339

Cosmopolitanism and the Private Law Text, by Larry A. Dimatteo, *ERPL* Vol. 19, No. 5 (2011), pp.669–686

J. Dalhuisen, *Dalhuisen on Transnational Comparative, Commercial, Financial and Trade Law, vol. 1-3 (4th edn Hart, Oxford, Portland 2010), Introduction – The New Lex Mercatoria and its Sources (vol.1); Contract and Movable Property Law (vol.2); Financial Products, Financial Services and Financial Regulation (vol.3)*, by Maren Heidemann, *ERPL* Vol. 19, No. 3-4 (2011), pp. 441–445

Aldo Frignani/Marco Torsello, *Il contratto internazionale – diritto comparato e prassi commerciale*, 2. Auflage (Padova: Cedam, 2010), 1027 Seiten, EUR 110 (zugleich Band zwölf des von Francesco Galgano herausgegebenen Werkes “Trattato di diritto commerciale e di diritto pubblico dell’economia”), by André Janssen, *ERPL* Vol. 19, No. 3-4 (2011), pp. 447–450

Helmut Koziol & Vanessa Wilcox (eds), *Punitive Damages: Common Law and Civil Law Perspectives*, Springer, Wien, New York 2009, 340 pp., by LUBOŠ TICHÝ, *ERPL* Vol. 19, No. 3-4 (2011), pp. 451–456

Reiner Schulze & Jules Stuyck (Hrsg.), *Towards a European Contract Law*, by Winfried Tilmann, *ERPL* Vol. 19, No. 6 (2011), pp.1023–1025