The contributions contained in these conference proceedings illustrate how the existing and future regulatory framework for online business transactions works in practice. Various national and international laws and treaties and European Community law, but also self-regulatory codes of conduct elaborated by business organisations, relating to advertising, spam, competition, and the use of intellectual property rights, to the conclusion of online contracts and their performance as well as to post-contractual issues, dispute resolution and taxation, are discussed, and their interaction is examined by experts from academia, governments, international organisations and the business world. The studies focus on substantive private law and private international law, but rules on electronic payment, electronic invoicing and the taxation of electronic business transactions are equally addressed.

Part I – Pre-Contractual Phase

Paul Torremans The Legal Aspects of an E-Commerce Transaction: The Pre-Contractual Phase
Oliver Gray Online Advertising Standards
Erich Wiegand Self-Regulation in Market Research
Lucinda Jones WIPO Update – Intellectual Property Issues in the Digital Agenda
Jane Ginsburg Copyright, E-Commerce and Conflicting National Norms: Judicial and Legislative Competence
Yuko Nishitani Copyright Infringement on the Internet and Service Provider’s Liability: A Japanese Approach from a Comparative Perspective

Part II – Contractual Phase

Stefan Leible Negotiation and Conclusion of the Contract: Formal and Substantive Validity, Choice of Court and Choice of Law Clauses. An Introduction
Jose Angelo Estrella Faria Electronic Contracting and International Legal Harmonisation: Time to go beyond Functional Equivalence?
Åke Nistens Paction – the Model International Sale Contract. Creating International Sales Contracts Online
Michael Hellner The E-Commerce Directive and Private International Law
Simone van der Hof Party Autonomy and International Online Business-to-Business Contracts in Europe and USA
John Rothchild Two Facets of US Law Applying to E-Commerce Transactions: Jurisdiction over Online Disputes, and the Uniform Computer Information Transactions Act

Part III – Performance Phase

Mads Bryde Andersen The Performance Phase
Michael Joachim Bonell UNIDROIT Principles and E-commerce
Jan Ramberg Electronic Communication and Incoterms 2000
Marc Lacoursière Legal Aspects of Electronic Payments
Anna Nordén Electronic Invoicing in the Light of European Community Directive 2001/115/EC
William Craig E-Commerce: Where to go with Taxation?

Part IV – Post-Contractual Phase and Dispute Resolution

Michael Geist E-Commerce: The Post-Contractual Phase
Michael Donohue Building Trust Online: Work at the OECD
Sarah Andrews Building User Trust Online
Rinaldo Sali Online Dispute Resolution (ODR): Crossing Technology and Disputes. The RisolviOnline Project of the Chamber of Arbitration of Milan
Michael Geist Untouchable? A Canadian Perspective on the Anti-Spam Battle
Alexander Matveev Key Characteristics of Modern Russian Regulation in the field of Electronic Commerce
Andrea Schulz The Hague Conference Project of a Global Convention on Jurisdiction, Recognition and Enforcement in Civil and Commercial Matters (the Hague Judgments Project), Electronic Commerce and Intellectual Property
I would like to order:

Andrea Schulz (ed.):
Legal Aspects of an E-Commerce Transaction

2006. X, 361 pages
16 x 24 cm. Softback
€ (D) 59,-
ISBN 3-935808-71-2

my address

[ ] I will remit after receiving your invoice.

[ ] VISA
[ ] Mastercard

credit card no.

expiry date

card verification no. (3 digits at the backside of the card)

date, signature

Please order at your bookseller or at:

Sellier,
European Law Publishers
Geibelstraße 8
D-81679 München
Tel: +49 (0)89 4510 8458-0
Fax: +49 (0)89 4510 8458-9
www.sellier.de
info@sellier.de