

<<国际商法>>

图书基本信息

书名：<<国际商法>>

13位ISBN编号：9787566301918

10位ISBN编号：7566301918

出版时间：2011-10

出版时间：韩永红 对外经济贸易大学出版社 (2011-10出版)

作者：韩永红

页数：232

版权说明：本站所提供下载的PDF图书仅提供预览和简介，请支持正版图书。

更多资源请访问：<http://www.tushu007.com>

<<国际商法>>

内容概要

《全国高等院校商务英语专业规划教材（本科）：国际商法（英文版）》将国际商法界定为：调整超越一国国境的主体平等的商事组织及其商事交易关系的法律规范的总和。

以此为依据，结合国际商务活动的整个流程，本书正文设五部分，共计十章。

主要内容包括：概述（国际商务的法律环境）；商事组织法（个人企业法、合伙企业法、公司法）；国际货物买卖法（国际货物买卖合同（I）、国际货物买卖合同（II）、国际货物运输保险法、国际支付法）；国际知识产权法（国际知识产权转让）；国际商事争议解决法（国际商事争议处理）。

每章包括“热身问题”、“正文”和“小结”。

课前对“热身问题”（Warm-up questions）的讨论可以帮助学习者累积必要的背景知识，激发学习者的研读兴趣和探索热情。

书籍目录

Part I Introduction Chapter 1 The Legal Environment of International Business 1.1 International Business and Globalization 1.2 History of International Business Law 1.3 Sources of International Business Law A. International Treaties and Conventions B. International Business Customs and Usages C. National Laws D. Other Sources 1.4 Comparison of Legal Systems A. The Romano-Germanic Civil Law System B. The Anglo-American Common Law System 1.5 The Role of International Organizations in International Business Exhibit 1-1: Outline of the Uruguay Round Final Act Exhibit 1-2: The structure of the WTO Part II Law of Business Organizations Chapter 2 Sole Proprietorships 2.1 Advantages and Disadvantages of Sole Proprietorship 2.2 The Law Governing Sole Proprietorships Chapter 3 Partnerships 3.1 Forms of Partnerships 3.2 Partnership Formation 3.3 Partnership Operation 3.4 Partnership Termination Exhibit 3-1: A sample partnership agreement Case 3-1: *Helpinstill V. Regions Bank* Chapter 4 Corporations 4.1 Nature of Corporations 4.2 Classification of Corporations 4.3 Corporate Formation 4.4 Disregarding the Corporate Entity 4.5 Corporate Management A. Corporate Management Institutions B. Corporate Management Personnel 4.6 Merger, Consolidation and Dissolution of Corporations Case 4-1: *Salomon v Salomon & Co, Ltd.* Case 4-2: *Hoskins Chevrolet, INC. V. Hochberg (1998)* Part III Law of International Sale of Goods Chapter 5 Contract for International Sale of Goods (I) 5.1 What is a Contract? 5.2 Classification of Contracts 5.3 Essential Elements of a Valid Contract 5.4 Rules Governing International Sale of Goods A. United Nations Convention on Contracts for the International Sale of Goods B. National Laws C. Principles of International Commercial Contracts D. International Customs and Usages: Incoterms Exhibit 5-1: Division of Incoterms 2000 (Mode of Transport) Exhibit 5-2: Division of Incoterms 2000 (Duties Imposed on the Seller) Exhibit 5-3: Division of Incoterms 2010 (Modes of Transport) Chapter 6 Contract for International Sale of Goods (II) 6.1 The Sphere of Application of CISG A. Three Requirements for the Application of CISG B. Choice of Law Clauses C. Sales Excluded from CISG D. Contractual Issues Excluded from CISG 6.2 General Provisions for Interpretation of CISG 6.3 Contract Formation A. The Offer B. The Acceptance C. Battle of the Forms 6.4 Seller's Obligations A. Obligations of Delivery B. Obligations of Quality of the Goods C. Obligations of Property Issues 6.5 Buyer's Obligations A. Obligations of Payment B. Obligations of Inspection and Notice of Defects 6.6 Risk of Loss 6.7 Excused Performance 6.8 Remedies for Breach of Contract A. Suspension of Performance B. Avoidance of a Contract C. Damages D. Specific Performance E. Other Remedies Available under CISG Case 6-1: *American Biophysics Corp. v. Dubois Marine Specialties*. Case 6-2: *Hadley v. Baxendale (1854)* Chapter 7 International Carriage of Goods 7.1 Carriage of Goods by Sea A. Bills of Lading Fundamentals of Bills of Lading International Conventions Governing Bills of Lading Carriers Duties and Immunities Under a Bill of Lading Other Questions B. Charterparties 7.2 Carriage of Goods by Air A. The Warsaw Convention 1929 B. The Montreal Convention 1999 7.3 Carriage of Goods by Road and Rail 7.4 Multimodal Carriage of Goods 7.5 Marine Cargo Insurance A. Types of Losses B. Types of Marine Insurance Policies C. Types of Coverage Chapter 8 Payment in International Sale of Goods 8.1 Modes of International Payment 8.2 Fundamentals of Negotiable Instruments 8.3 The Bill of Exchange A. Laws Governing the Bill of Exchange B. Brief Requirements of the Bill of Exchange C. Negotiation of the Bill of Exchange 8.4 Documentary Letters of Credit A. Overview B. The Governing Rules: UCP 600 C. Basic Legal Principles The Principle of Independence The Rule of Strict Compliance 8.5 Standby Letters of Credit Exhibit 8-1: A Sample of Draft Exhibit 8-2: A Sample of Check Exhibit 8-3: A Sample of Promissory Note Case 8-1: *Sztejn V. Henry Schroder Banking Corporation* Part IV Law of International Intellectual Property Rights Chapter 9 International Transfer of Intellectual Property 9.1 Fundamentals of Intellectual Property Rights A. Copyrights B. Patents C. Trademarks D. Know-how or Trade Secrets 9.2 International Intellectual Property Organizations and Treaties 9.3 Regulations on International Licensing A. Typical Terms in International Licensing Agreements B. Restrictive Business Practices in International Licensing Price Fixing Non-competition Clauses Challenges to Validity Tying Clauses Grant-Back Provisions C. Rules Regulating the Anticompetitive Aspects of

International Licensing D. Compulsory Licenses 9.4 Regulations of International Franchising Case 9-1: Dayan V. McDonald's Corp. Part V Law of International Commercial Disputes Resolution Chapter 10 Settlement of International Commercial Disputes 10.1 Methods of International Commercial Dispute Settlement 10.2 Settlement of Commercial Disputes through Arbitration A. Overview of Arbitration and International Commercial Arbitration Understanding Arbitration and International Commercial Arbitration Types of international Commercial Arbitration Advantages of International Commercial Arbitration Disadvantages of International Commercial Arbitration B. International Commercial/Arbitration Clauses Form of Arbitration Clauses Validity of Arbitration Clauses Drafting Arbitration Clauses C. International Commercial Arbitration Procedure Appointment of Arbitrators Arbitration Proceedings D. Enforcement of Arbitral awards: New York Convention E. Enforcement of Foreign Arbitral Award in the People's Republic of China 10.3 Settlement of Commercial Disputes Involving States through Arbitration A. International Center for the Settlement of Investment Disputes (ICSID) B. Dispute Settlement in WTO 10.4 Settlement of Commercial Disputes through Litigation A. Jurisdiction B. Choosing the Governing Law C. Proving Foreign Law D. Recognizing and Enforcing Foreign Judgment Case 10-1: Scherk v. Alberto-Culver Co. List of Legal Terms References

<<国际商法>>

编辑推荐

《国际商法(英文版)》编著者韩永红将国际商法界定为：调整超越一国国境的主体平等的商事组织及其商事交易关系的法律规范的总和。

以此为依据，结合国际商务活动的整个流程，本书正文设五部分，共计十章。

第一部分：概述(国际商务的法律环境)；第二部分：商事组织法(个人企业法、合伙企业法、公司法)；第三部分：国际货物买卖法(国际货物买卖合同(I)、国际货物买卖合同(II)、国际货物运输保险法、国际支付法)；第四部分：国际知识产权法(国际知识产权转让)；第五部分：国际商事争议解决法(国际商事争议处理)。

每章包括“热身问题”、“正文”和“小结”。

课前对“热身问题”(Warm-up questions)的讨论可以帮助学习者累积必要的背景知识，激发学习者的研读兴趣和探索热情。

版权说明

本站所提供下载的PDF图书仅提供预览和简介，请支持正版图书。

更多资源请访问:<http://www.tushu007.com>