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**Horatia Muir Watt, Diego P. Fernández
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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

Specific Performance Thomas Ulen,1997 [The New Palgrave Dictionary of Economics](#) ,2016-05-18 The award winning The New Palgrave Dictionary of Economics 2nd edition is now available as a dynamic online resource Consisting of over 1 900 articles written by leading figures in the field including Nobel prize winners this is the definitive scholarly reference work for a new generation of economists Regularly updated This product is a subscription based product [Law and Social Norms](#) Eric Posner,2009-07-01 What is the role of law in a society in which order is maintained mostly through social norms trust and nonlegal sanctions Eric Posner argues that social norms are sometimes desirable yet sometimes odious and that the law is critical to enhancing good social norms and undermining bad ones But he also argues that the proper regulation of social norms is a delicate and complex task and that current understanding of social norms is inadequate for guiding judges and lawmakers What is needed and what this book offers is a model of the relationship between law and social norms The model shows that people s concern with establishing cooperative relationships leads them to engage in certain kinds of imitative behavior The resulting behavioral patterns are called social norms Posner applies the model to several areas of law that involve the regulation of social norms including laws governing gift giving and nonprofit organizations family law criminal law laws governing speech voting and discrimination and contract law Among the engaging questions posed are Would the legalization of gay marriage harm traditional married couples Is it beneficial to shame criminals Why should the law reward those who make charitable contributions Would people vote more if non voters were penalized The author approaches these questions using the tools of game theory but his arguments are simply stated and make no technical demands on the reader *Handbook of Law and Economics* A. Mitchell Polinsky,Steven Shavell,2007-11-07 Law can be viewed as a body of rules and legal sanctions that channel behavior in socially desirable directions for example by encouraging individuals to take proper precautions to prevent accidents or by discouraging competitors from colluding to raise prices The incentives created by the legal system are thus a natural subject of study by economists Moreover given the importance of law to the welfare of societies the economic analysis of law merits prominent treatment as a subdiscipline of economics Our hope is that this two volume Handbook will foster the study of the legal system by economists The two volumes form a comprehensive and accessible survey of the current state of the field Chapters

prepared by leading specialists of the area Summarizes received results as well as new developments

Corporate Boards Robert W. Kolb, Donald Schwartz, 2009-08-25 Corporate Boards Managers of Risk Sources of Risk deals with the highly timely topic of the Corporate Board and its relationship to risk both in terms of its management and its creation Utilizes a multi disciplinary perspective which draws on the fields of economics law business ethics and corporate social responsibility Features a range of topics including the role of corporate boards in overseeing increasingly complex risk management techniques and the ethical dimensions of corporate board behavior in managing risk Of interest to students scholars and firm stakeholders Explores how recent events have also shown that the members of Corporate Boards can be sources of risk

Making European Private Law Fabrizio Cafaggi, Horatia Muir Watt, 2010-01-01 This is a remarkably ambitious work of scholarship What can Europe bring to private law and what can it take away And how do we shape the institutional design of the governance models that comprise Europe A stellar collection of contributors provides important fresh insights into the evolving and varied patterns according to which private law is generated in Europe Stephen Weatherill Somerville College Oxford UK The debate concerning the desirability and modes of harmonisation of European Private Law EPL has until now been mainly concerned with substantive rules The link between rules and institutions suggests that governance of both the process of harmonisation and its outcome is necessary This book covers various perspectives on the challenge of designing governance for EPL the implications of a multi level system in terms of competences the interplay between market integration and regulation the legitimacy of private law making the importance of self regulation the usefulness of conflict of law rules the role of intergovernmental institutions and the aftermath of enlargement In addressing these the book's achievements are to successfully link two areas of scholarship that have so far remained separate EPL and new modes of governance and to address institutional reforms The contributions offer different proposals to improve governance the creation of a European Law institute the improvement of judicial cooperation among national courts the use of committees for implementation of EPL Suggesting practical institutional reforms that can improve the process of Europeanisation of private law this book will be of great interest to scholars of law politics political science sociology and economics It will also appeal to policymakers and members of both European institutions and national institutions dealing with European matters

Principles of Contemporary Corporate Governance Jean Jacques du Plessis, Anil Hargovan, Mirko Bagaric, 2010-11-03 Principles of Contemporary Corporate Governance Second Edition provides a concise presentation of vital topics and emerging themes in corporate governance within the private sector while maintaining the key elements of the successful first edition This definitive book not only exposes the fundamental principles of corporate governance it builds upon them by illustrating how they are applied It includes several prominent case studies and directors duties and liability are illustrated by drawing on the most recent Australian court cases Although grounded in Australian corporate governance the book will appeal to practitioners and students of law and business management internationally Principles of corporate

governance are explicated for readers in all jurisdictions with specific reference to the Global Financial Crisis GFC and the implications for corporate governance developments in the future

Economic Law in Globalizing Markets Karl Matthias Meessen, 2004-01-01 Many product markets have gone global already Others are following The globalization of markets is well understood by business It has also come to dominate the economic policy agenda of nation states and supranational organizations They all compete for inward investment to create and preserve employment opportunities Economic law is one of several parameters in the global competition of systems This study takes note of that new and additional function of economic law Part I sets out to examine the making of economic law by states by business and by international and supranational organizations Part II discusses some of the main rules of substantive economic law divided into chapters on market law transactions law and property rights law and Part III addresses key issues of enforcement by the executive branch on the one hand and by the judiciary and arbitral tribunals on the other Each of the 32 chapters contains an essay on a current cross border related problem of economic law often as reflected in recent case law Nearly 300 cases are discussed or at least referred to in that way They were selected from international case law and from cases decided by EC US and German courts and courts of ten more countries as well as by ICC ICSID and other arbitral tribunals The introductory notes to and summaries of the various parts and chapters integrate economic and political theory and provide the common thread The overall conclusion is to advocate a transnational approach problem oriented and cutting right across all layers of sources of law international supranational national and transnational law It distinguishes neatly between public and private law aspects of economic law but decidedly treats them together The book is of interest to academia and practitioners both for references to current problems and for a vue d ensemble Advanced students might use the book to understand the logic of today s economic law In addition to decades of research in international economic law the author capitalizes on his exposure to a wide array of practical issues as well as on six years of English language teaching in Geneva

STUDIES IN TRANSNATIONAL ECONOMIC LAW 20 *Private International Law and Global Governance* Horatia Muir Watt, Diego P. Fernández Arroyo, 2014 Contemporary debates about the changing nature of law engage theories of legal pluralism political economy social systems international relations or regime theory global constitutionalism and public international law Such debates reveal a variety of emerging responses to distributional issues which arise beyond the Western welfare state and new conceptions of private transnational authority However private international law tends to stand aloof claiming process based neutrality or the apolitical nature of private law technique and refusing to recognize frontiers beyond than those of the nation state As a result the discipline is paradoxically ill equipped to deal with the most significant cross border legal difficulties from immigration to private financial regulation which might have been expected to fall within its remit Contributing little to the governance of transnational non state power it is largely complicit in its unhampered expansion This is all the more a paradox given that the new thinking from other fields which seek to fill the void theories of legal pluralism

peer networks transnational substantive rules privatized dispute resolution and regime collision have long been part of the daily fare of the conflict of laws. The crucial issue now is whether private international law can or indeed should survive as a discipline. This volume lays the foundations for a critical approach to private international law in the global era. While the governance of global issues such as health, climate and finance clearly implicates the law and particularly international law, its private law dimension is generally invisible. This book develops the idea that the liberal divide between public and private international law has enabled the unregulated expansion of transnational private power in these various fields. It explores the potential of private international law to reassert a significant governance function in respect of new forms of authority beyond the state. To do so, it must shed a number of assumptions entrenched in the culture of the nation state, but this will permit the discipline to expand its potential to confront major issues in global governance.

The Foundations of European Private Law Roger Brownsword, Hans-W. Micklitz, Leone Niglia, Stephen Weatherill, 2011-09-19. There remains an urgent need for a deeper discussion of the theoretical, political and federal dimensions of the European codification project. While much valuable work has already been undertaken, the chapters in this volume take as their starting point the proposition that further reflection and critical thought will enhance the quality and efficacy of the on-going work of the various codification bodies. The volume contains chapters by representatives of the Common Frame of Reference, the Study Group and the Acquis Group, as well as by those who have not been involved in particular projects but who have previously commented more distantly on their work, for instance those belonging to the Trento Group and the Social Justice Group. The chapters between them represent the most comprehensive attempt so far to survey the state of the codification project, its theoretical, political and federal foundations, and the future prospects for enforcement and compliance.

From Corporate Social Responsibility to Corporate Social Liability Anna Aseeva, 2021-05-20. This book provides a critical socio-legal study that brings together the latest scholarly advances on corporate social responsibility and at the same time addresses the pressing issue of corporate liability for harmful acts across the supply and production chains. Corporations have seldom been held responsible and virtually never liable for the acts of their subsidiaries and subcontractors. Actors as different as workers, investors, individual consumers and shareholder activists claim that corporations should accept greater responsibility for communities and environments affected by their activities. The book argues that a global value chain's head corporations remain immune to any liability because of the economically dependent, legally independent relationships between core corporations and their periphery suppliers and subcontractors. To tackle this problem globally, the author acknowledges that we as a society need to reduce the economic dependence as described above, which is far too excessive, by ensuring a level playing field, both economically and socially. More concretely, she argues that in order to realise transnational corporate liability, we as lawyers need to find a way or ways to establish legally effective relationships between head corporations and their economically dependent entities. Readers of this book will be able to export the concept of corporate social liability developed in the

context of value chains and apply it to other contexts involving corporate activities where they need to tackle unrestrained corporate freedom and make global businesses responsible and socially useful

Professional Services in the EU

Internal Market Tinne Heremans, 2012-01-31 Professional services are a key component of the EU internal market economy yet also significantly challenge the legal framework governing this internal market. Indeed, specific professional regulatory structures which are often the result of a blend of government and self-regulation hold clear potential for conflict with EU free movement and competition law rules. Hence, this book looks at the manner in which both free movement and competition laws might apply to such self and co-regulatory set-ups and at the leeway given to quality considerations apparently conflicting with free movement or competition objectives. In addition, since court action will seldom suffice to genuinely integrate a market, the book also explores those instruments of EU secondary legislation that are likely to impact the most on the provision of professional services. However, the book goes beyond a mere inventory to ask how EU Internal Market policy could contribute to the optimal legal environment for professional services. A law and economics analysis is employed to investigate the need for specific professional rules, the preferred type of regulator, self-co or government regulation, and the level, national and/or European, at which regulation should be adopted. As becomes clear, the story of the market for professional services is one of market and government failure; the author is thus left to compare imperfect situations where market failures compete with rent-seeking efforts, the tendency towards over-centralisation, and national protectionism. This book offers both an in-depth legal analysis of the EU framework as it applies to professional services as well as a more normative evaluation of this framework based on insights from law and economics scholarship. It will therefore be a valuable resource for all practitioners, policy makers, and academics dealing with professional services as well as more generally with questions of quality and self-regulation.

Good Governance in Economic Development

Sarah Biddulph, Ljiljana Biuković, 2019-10-01 Globally, isolationism and protectionism are on the rise, and resurgent authoritarian nations are reasserting the centrality of the sovereign state. And with China's influence around the world intensifying, the dynamic interrelationship of the national and supranational in shaping norms of good governance has become increasingly relevant. *Good Governance in Economic Development* critically examines the ways in which transparency and accountability mechanisms are incorporated or reflected in international trade, finance, and investment regimes. It also explores the Chinese state's engagement with these norms, shedding new light not only on how the principles of transparency, accountability, and public participation are applied within China but also on the ability of China to affect international rules. Through close analysis of how norms are adapted locally, the contributors offer insights into the global and national implications of international good governance rules.

Scarcity, regulation, and the abundance society

Mark A. Lemley, Deven Desai, 2023-04-27

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