

Selected Legal Issues of E-Commerce

**Edited by
Toshiyuki Kono, Christoph G. Paulus and Harry Rajak**

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Selected Legal Issues Of Ecommerce Law And Electronic Commerce

Ralf Holthöfer



Selected Legal Issues Of Ecommerce Law And Electronic Commerce:

Selected Legal Issues of E-Commerce Toshiyuki Kono, Christoph Paulus, Harry Rajak, 2002-08-28 So rapid have been the developments of e commerce that it is now frequently said that this is the future of any commerce and that it carries the potential for enormous growth at least for the business to business B2B sector This text covers some important legal issues arising in e commerce

European Legal Aspects of E-commerce Martien Schaub, 2004 The year 2000 was when the European Union issued its E commerce Directive This directive regulates and facilitates e commerce in the internal market by laying down a clear and general legal framework favorable for business organizations as well as protecting the interests of consumers This book analyzes the consequences of the legal framework for business organizations involved with e commerce in Europe

Research on Selected China's Legal Issues of E-Business Yimeei Guo, 2014-09-12 This book focuses on various problems arising as a result of China's e business development These include e commerce aspects of the internet industry and e governance aspects of the presiding agencies E privacy and online IPR protection will be of particular interest to readers as these are important international problems that China has been trying its best to deal with for many years Each paper in this book presents valuable guidelines and suggestions to allow readers to form a sound understanding of China's e business development

Legal Aspects of an E-commerce Transaction Andrea Schulz (Ph.D.), 2006 The contributions contained in these conference proceedings illustrate how the existing and future regulatory framework operates for online business transactions Legal Aspects of an E Commerce Transaction examines various national and international laws and treaties as well as European Community law The book looks at self regulatory codes of conduct elaborated by business organizations relating to advertising spam competition and the use of intellectual property rights to the conclusion of online contracts and their performance Additionally post contractual issues dispute resolution and taxation are discussed and their interaction is examined Rules on electronic payment electronic invoicing and the taxation of electronic business transactions are equally addressed

Electronic Commerce 2018 Efraim Turban, Jon Outland, David King, Jae Kyu Lee, Ting-Peng Liang, Deborah C. Turban, 2017-10-12 This new Edition of Electronic Commerce is a complete update of the leading graduate level advanced undergraduate level textbook on the subject Electronic commerce EC describes the manner in which transactions take place over electronic networks mostly the Internet It is the process of electronically buying and selling goods services and information Certain EC applications such as buying and selling stocks and airline tickets online are reaching maturity some even exceeding non Internet trades However EC is not just about buying and selling it also is about electronically communicating collaborating and discovering information It is about e learning e government social networks and much more EC is having an impact on a significant portion of the world affecting businesses professions trade and of course people The most important developments in EC since 2014 are the continuous phenomenal growth of social networks especially Facebook LinkedIn and Instagram and the trend toward conducting EC with mobile devices Other major

developments are the expansion of EC globally especially in China where you can find the world's largest EC company. Much attention is lately being given to smart commerce and the use of AI-based analytics and big data to enhance the field. Finally, some emerging EC business models are changing industries, e.g., the shared economy models of Uber and Airbnb. The 2018 9th edition brings forth the latest trends in e-commerce including smart commerce, social commerce, social collaboration, shared economy, innovations, and mobility.

Searching the Law, 3d Edition Frank Bae, Edward Bander, Francis Doyle, Joel Fishman, Paul Richert, 2021-12-13

E-Commerce and Intelligent Methods Javier Segovia, Piotr S. Szczepaniak, Marian Niedzwiedzinski, 2013-06-05. This book covers significant recent developments in the field of Intelligent Methods applied to e-commerce. The Intelligent Methods considered are mainly Soft Computing Methods that include fuzzy sets, rough sets, neural networks, evolutionary computations, probabilistic and evidential reasoning, multivalued logic, and related fields. There is no doubt about the relevance of e-commerce in our daily environments and in the work carried out at many research centers throughout the world. The application of AI to Commerce is growing as fast as the computers and networks are being integrated in all business and commerce aspects. We felt that it was time to sit down and see how the impact into that field of low-level AI, i.e., soft computing. We found many scattered contributions disseminated in conferences, workshops, journal books, or even technical reports, but nothing like a common framework that could serve as a basis for further research, comparison, or even prototyping for a direct transfer to the industry. We felt then the need to set up a reference point, a book like this. We planned this book as a recompilation of the newest developments of researchers who already made some contribution into the field. The authors were selected based on the originality and quality of their work and its relevance to the field. Authors came from prestigious universities and research centers with different backgrounds.

Electronic Commerce Efraim Turban, David King, Jae Kyu Lee, Ting-Peng Liang, Deborah C. Turban, 2015-01-29. Throughout the book, theoretical foundations necessary for understanding Electronic Commerce (EC) are presented, ranging from consumer behavior to the economic theory of competition. Furthermore, this book presents the most current topics relating to EC as described by a diversified team of experts in a variety of fields, including a senior vice president of an e-commerce related company. The authors provide website resources, numerous exercises, and extensive references to supplement the theoretical presentations. At the end of each chapter, a list of online resources with links to the websites is also provided. Additionally, extensive, vivid examples from large corporations, small businesses, different industries, and services, governments, and nonprofit agencies from all over the world make concepts come alive in Electronic Commerce. These examples, which were collected by both academicians and practitioners, show the reader the capabilities of EC, its cost, and justification, and the innovative ways corporations are using EC in their operations. In this edition, previous editions published by Pearson Prentice Hall, the authors bring forth the latest trends in e-commerce, including social businesses, social networking, social collaboration, innovations, and mobility.

E-Commerce Law in Europe and the USA Gerald Spindler, Fritjof

Börner,2002-03-06 This unique text deals with the most important legal areas for e commerce related business in most of the member states in Europe as well as the USA Topics that are dealt with include contract law consumer protection intellectual property law unfair competition antitrust law liability of providers money transactions privacy and data protection

Chinese Intellectual Property and Technology Laws Rohan Kariyawasam,2011-01-01 The rapid evolution of China from an emerging to a mature intellectual property jurisdiction has far reaching implications for the law policy and practice of IP and their links with competition and technology law Produced in the year China rose to fourth rank globally as user of the international patent system this volume is an invaluable guide for the policymaker the analyst and the practitioner alike setting a thorough exposition of the substantive law and its application within a broader policy context and offering a comprehensive timely overview of an IP system just at the time it begins to assume central significance on the world stage Antony Taubman Director IP Division WTO This edited volume offers an excellent comprehensive overview of China s intellectual property and technology laws The eminent contributors to this volume have played important roles in shaping China s IP system and in tackling the many challenges confronting it By making their views of the system readily accessible to an English audience this volume will undoubtedly add to our understanding of the legal protections and challenges facing innovation industries in China Mark Wu Harvard Law School US The pioneering studies in this book examine the fundamental role of intellectual property and technology laws as China is moving from made in China to created in China This book also helps us to understand about the interplay between China s intellectual property protection system and the potential for transition of China s economy and provides numerous means to deal with the legislative difficulties in China s innovation oriented strategy Wu Handong Zhongnan University of Economics and Law China Written by some of China s leading academic experts and with a foreword by the former Chief Justice of the IP Tribunal of China s Supreme People s Court this book combines for the very first time a review of both Chinese intellectual property and technology laws in a single volume in English The book initially focuses on recent amendments to the laws of copyright trademarks patents before moving on to discuss unfair competition and trade secrets and the protection of intellectual property over electronic networks Other chapters cover the regulation of digital networks and telecommunications IT and E commerce the new antimonopoly law and competition and China s position on the TRIPS agreement Of special note is a chapter written by in house Counsel and the Chairman of the Quality Brands Protection Committee a coalition of well known multinational brands reviewing both brand protection and practical enforcement of intellectual property in China This book will appeal to scholars and postgraduate students in commercial law especially in IP trade competition and technology Chinese studies and business as well as regulators international agencies and law firms Management consultancy and accounting firms banks and investment firms will also find this book invaluable *Cyber Law in Bulgaria* George Dimitrov,Martin Zahariev,2022-08-20 Derived from the renowned multi volume International Encyclopaedia of Laws this practical guide to cyber law the law

affecting information and communication technology ICT in Bulgaria covers every aspect of the subject including intellectual property rights in the ICT sector relevant competition rules drafting and negotiating ICT related contracts electronic transactions privacy issues and computer crime Lawyers who handle transnational matters will appreciate the detailed explanation of specific characteristics of practice and procedure Following a general introduction the book assembles its information and guidance in seven main areas of practice the regulatory framework of the electronic communications market software protection legal protection of databases or chips and other intellectual property matters contracts with regard to software licensing and network services with special attention to case law in this area rules with regard to electronic evidence regulation of electronic signatures electronic banking and electronic commerce specific laws and regulations with respect to the liability of network operators and service providers and related product liability protection of individual persons in the context of the processing of personal data and confidentiality and the application of substantive criminal law in the area of ICT Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable time saving tool for business and legal professionals alike Lawyers representing parties with interests in Bulgaria will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative law in this relatively new and challenging field

Remuneration for the Use of Works Silke von Lewinski, 2016-12-19 Royalty payments are once again becoming a hot button issue for authors and artists as well as other holders of copyright or related rights because they fail to receive adequate compensation for the use of their work on the internet This volume from the 2015 ALAI Congress contributes to the international discussion of this issue by examining the causes of the problem and possible solutions including a set of business models to compensate for internet usage The volume contains mainly English as well as French and Spanish contributions

Corporate Resilience Shahla Seifi, David Crowther, 2023-09-13 Written by experts the chapters collected here address various issues such as climate change and the pandemic suggesting ways in which future crises can be managed successfully and sharing best practice from what we have learned from recent crises

Legal Certainty in a Contemporary Context Mark Fenwick, Stefan Wróblewski, 2016-04-02 This book addresses issues concerning the shifting contemporary meaning of legal certainty The book focuses on exploring the emerging tensions that exist between the demand for legal certainty and the challenges of regulating complex late modern societies The book is divided into two parts the first part focusing on debates around legal certainty at the national level with a primary emphasis on criminal law and the second part focusing on debates at the transnational level with a primary emphasis on the regulation of transnational commercial transactions In the context of legal modernity the principle of legal certainty the idea that the law must be sufficiently clear to provide those subject to legal norms with the means to regulate their own conduct and to protect against the arbitrary use of public power has operated as a foundational rule of law value Even though it has not always been fully realized legal certainty has functioned as a core value and aspiration that has structured normative debates

throughout political modernity both at a national and international level In recent decades however legal certainty has come under increasing pressure from a number of competing demands that are made of contemporary law in particular the demand that the law be more flexible and responsive to a social environment characterized by rapid social and technological change The expectation that the law operates in new transnational contexts and regulates every widening sphere of social life has created a new degree of uncertainty and this change raises difficult questions regarding both the possibility and desirability of legal certainty This book compiles in one edited volume research from a range of substantive areas of civil and criminal law that shares a common interest in understanding the multi layered challenges of defining legal certainty in a late modern society The book will be of interest both to lawyers interested in understanding the transformation of core rule of law values in the context of contemporary social change and to political scientists and social theorists

Legal Issues of Digitalisation, Robotization and Cyber Security in the Light of EU Law Nadežda Šišková, 2024-07-15 Legal Issues of Digitalisation Robotization and Cyber Security in the Light of EU Law By Nadežda Šišková ed The current extremely rapid and dynamic development of modern technologies and the unprecedented degree of their integration into the everyday life of every person are radically changing the previous *modus vivendi* in the society The emergence of the Internet and the continuous development of digital technologies have brought into fore a number of new legal problems and issues that require a timely solution and proper and effective legal regulation by the EU as one of the leading regulators of the digital world The technological developments have opened a new window to the borderless world of the Internet giving a person an opportunity to exercise his/her fundamental rights at a new and unprecedented level This unique book thus presents the key information and solves the related problems concerning the legal regulation of the usage of modern technologies in everyday life The book is conceived in a form of a collective monograph prepared by an international team of renowned researchers from famous European Universities Heidelberg University Palacký University in Olomouc Tallinn University of Technology Comenius University in Bratislava and Shevchenko University in Kyiv and scientific legal societies as well as top level experts from practice This team is representing the countries with the highest level of integration of modern technologies Estonia Germany Czech Republic Slovakia or has a unique experience with provision of cyber security in the extreme conditions The book creates a main output from the research project with the title The EU and the Challenges of Modern Society legal issues of digitalization robotization cyber security and prevention of hybrid threats granted by the EACEA in the category of Jean Monnet network The publication of the book is supported by the financial subsidy in the amount of 3 000 Euro sent by Palacký University to the Publisher Intersentia Topics that the authors focus on The European approach to the right to Internet access Artificial Intelligence and the Challenges for the Theory of Human Rights GDPR and the Right to Personal Data and Privacy in a Modern Society Consumer Protection in the on line World Future challenges in consumer protection Competition Law in a Digital Economy EU Regulation of On line Platforms Pricing Algorithms and Anticompetitive

Agreements EU legal framework of software security vulnerabilities New Cybersecurity Rules for Markets in Crypto Assets in the EU Law The primarily readers users are legal experts in European law legal researchers and scientific societies dealing with EU matters IT specialists personal data specialists scholars and students in European countries and America UK USA EU and candidate countries etc compulsory source for students the Palacky University Czech Republic Heidelberg University Germany Talin Technic University Estonia Comenius University in Bratislava Slovakia Kyiv Shevchenko University Ukraine Benefits the analysis of the most important and thorny legal issues of the process digitalisation robotization and providing of cyber security the proposals de lege ferenda concerning the optimal ways of legal regulation of the mentioned process Great number of key legislative acts were adopted at the level of the EU The conclusions will summarise the key ideas of the authors and the proposals de lege ferenda concerning the whole text The same refers to the preface which will be prepared by the Vice President of the European Commission Vera Jourov responsible for Values and Transparency which will relate to the whole text The World Bank Legal Review, Volume 1: Law and Justice for Development World Bank,2022-05-20

Sustainable poverty reduction and equitable economic development rest on the firm foundation of the rule of law On the domestic front countries must engage in legal reform in order to maximize the benefits of globalization increase efficiency in business transactions improve the way governments deliver essential services and facilitate access to an effective justice system Internationally new rules are needed to face global threats such as money laundering destabilizing capital movements communicable diseases and attacks on the environment The first volume of The World Bank Legal Review Law and Justice for Development is the result of the World Bank s unique experience with legal and judicial innovations and research around the world It will be of interest to policy makers attorneys international development professionals and anyone interested in the role of law and justice in the multi faceted struggle to relieve poverty and improve living standards in developing countries

Contract Law in Electronic Commerce Ralf Holthöfer,2001-01-31 Inhaltsangabe Abstract This paper was written during my studies at Georgia State University Atlanta in Fall 2000 in the context of an exchange program between Georgia State University and Technische Universit t Darmstadt Its subject is the new contract law in electronic commerce The paper starts with an illustration of the situation of legal uncertainty prior to the establishment of a specific contract law in electronic commerce Many laws governing contract formation were drafted before the existence of electronic messaging and did not adequately address the challenges of electronic transactions Furthermore electronic transactions were often hindered by the diversity of state laws This situation was considered to place some severe legal obstacles to the development of electronic commerce In 1997 President Clinton and Vice President Gore unveiled their Framework for Global Electronic Commerce This issue defined the main goals for the future development of both domestic and global electronic commerce The general objective was to establish a Uniform Commercial Code for this ascending sector of commerce in order to facilitate and enforce electronic transactions The legislative efforts to achieve those goals recently resulted in two uniform acts the

Uniform Computer Information Transactions Act UCITA and the Uniform Electronic Transactions Act UETA and the federal Electronic Signatures in Global and National Commerce Act E sign Act The paper deals with these new legislative approaches Aside from the presentation of the scopes of the different acts the paper focuses on their fundamental principles and major provisions Furthermore it discusses the new enactments in the context of a selection of fundamental legal issues raised by electronic commerce This discussion finally shows that although there have been a number of serious endeavors to achieve the above mentioned goals by drafting several electronic commerce statutes the recent enactments relating to contract law in electronic commerce are not able to achieve the goals set out in the Framework for Global Electronic Commerce There still remain significant legal obstacles that prohibit electronic commerce from reaching its full potential

Zusammenfassung Diese Arbeit wurde während meines Studienaufenthaltes an der Georgia State University Atlanta im Herbstsemester 2000 im Rahmen eines Austauschprogramms zwischen der Georgia State University und der Technischen

Internet and Electronic Commerce Law in the European Union John Dickie, 1999-09-23 This book outlines and analyses the legislative activity of the Union in terms of Internet and Electronic Commerce Law *E-business* Brian Stanford-Smith, Paul T. Kidd, 2000 How can the Internet and world wide web improve my long term competitive advantage This book helps answer this question by providing a better understanding of the technologies their potential applications and the ways they can be used to add value for customers support new strategies and improve existing operations It is not just about e commerce but the broader theme of e business which affects products business processes strategies and relationships with customers suppliers distributors and competitors To cover future trends the editors have collected papers from authors operating at the frontiers of the developments so the reader can more appreciate the directions in which these technologies are heading The resulting 165 essays have been collated into ten sections which have been grouped in three parts key issues applications areas and applications tools and technologies A business rarely makes radical changes but is constantly making adjustments to circumstances Businesses must now adapt to the global implications of the Internet and world wide web This book hopes to aid awareness of the implications so that the changes are managed wisely Legal Issues of Mobile Apps Ioannis Iglezakis, 2020-05-12 In less than ten years touchscreen smartphones and their apps have created an unprecedented technological revolution Yet they are rife with serious potential for breaches of privacy and security and a lack of uniform rules makes navigation of the legal landscape extremely difficult Addressing this unstable regulatory environment this concise practical guide for the first time provides a measure of legal certainty It examines case law and legislation in Europe and the United States to highlight the rights and obligations of all actors involved in the marketing of mobile apps bring to light essential principles and recommend some viable solutions Nine experts all versed in the latest developments in international and national laws and regulations affecting digital mobile technology examine such key topics as the following contract law as applied to the sale and use of smartphone apps intellectual property rights in

mobile apps protection of users data protection European Union EU medical device legislation and its safety implications for app users fitness or wellness apps apps collection of personal data apps as hostile code and malware delivery mechanisms competition law issues taxation of mobile apps liability issues for app developers and distributors and implications of the EU's new regulatory framework on online platforms Because it is difficult for a basic user to understand how vulnerable everyday apps can be and because every new information technology platform delivers new risks along with its benefits legal practitioners working in a wide variety of fields will be increasingly called upon to engage with both personal and enterprise security and privacy breach cases arising from the use of mobile apps This deeply informed practical analysis goes a long way toward ensuring appropriate handling of legal issues which arise in the mobile app context Every practitioner government official and software developer will welcome this much needed volume

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