

<<国际商法>>

图书基本信息

书名：<<国际商法>>

13位ISBN编号：9787309063028

10位ISBN编号：7309063023

出版时间：2011-12

出版时间：复旦大学出版社

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页数：410

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### 内容概要

本书以国际货物买卖为主线，选取与其相关的商事活动环节和领域，渐次展开对国际商事法律制度的研究和叙述，形成了国际商法的一个法律规范体系。

本书十分注重选用权威精准的法律英语语言，特别强调理论与实践相结合，充分体现了国际化、复合型人才对国际商法知识与技能的要求，既阐述了国际商法基本理论，又特别侧重实务知识与操作技能的训练，在每个章节安排了案例分析。

本书既可以作为高等院校法学类、财经类专业国际商法双语课程的教材，以及MBA或EMBA教学用书、各类国际商务与法律培训的理想读物，也可以作为对外经济与贸易专业实务工作者的参考资料。

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## 章节摘录

版权页：插图：According to UNCITRAL Model Law on International Commercial Arbitration: "The term commercial should be given a wide interpretation so as to cover matters arising from all relationships of a commercial nature, whether contractual or not. Relationships of a commercial nature include, but are not limited to, the following transactions: any trade transaction for the supply or exchange of goods or services; distribution agreement; commercial representation or agency; factoring; leasing; construction of works; consulting; engineering; licensing; investment; financing; banking; insurance; exploitation agreement or concession; joint venture and other forms of industrial and business cooperation; carriage of goods or passengers by air, sea, rail or road. "In China, the word "commercial" is also given a wide interpretation. According to the statement originally made by China on 22 January 1987 upon accession to the 1958 Convention on the Recognition and Enforcement of Foreign Arbitral Awards Convention, China will apply the Convention only to differences arising out of legal relationships, whether contractual or not, that are considered commercial under the national law. Article 2 of the Notice of the Supreme People's Court on the Disposal of the Relevant Issues about the Foreign-related Arbitration and Foreign Arbitral Matters by the People's Court points out that the so-called "commercial legal relationships whether contractual or not" refer to economic relationships of rights and obligations arisen from contracts, torts or relative legal regulations, for example, sale of goods, property leasing, project contracting, undertaking of processing, transfer of technology, joint venture, cooperative venture, exploration and exploitation of natural resources, insurance, credit loan, labor, agency, consultant service and guest and cargo transportation by sea, air, railway and road, and product liability, environment pollution, accident at sea and title dispute, but not including disputes between foreign investors and the host government.

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### 编辑推荐

《国际商法(英文版)》编辑推荐：本系列教材是在编委会精心策划、总结过去教材建设经验的基础上，借鉴国内外同类经验做法，经过反复研究论证推出，具有“新、特、实、强”等特点。设计思路新颖，强调学以致用，突出“以学生为中心”的思想；力求创新写作体例和研究分析方法；观点内容着力体现前瞻性、动态性，并做到深度和广度适宜；课程体系体现涉外经济类专业特点，采用中文和英语相结合的办法，凸现双语教学特色；注重实践性、实用性、可操作性。编写教师阵容庞大，教学经验丰富，研究能力强。

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