

Specific Performance in Contract Law: National and Other Perspectives (Ius Commune Europaeum)



This book deepens the understanding of the right to specific performance in contract law. It brings together 16 contributions on various aspects of this important action and on its place in the system of contractual remedies. The volume integrates insights from a more classical (dogmatic) approach with comparative, historical, and economic analysis. It includes overviews of the national law of the Netherlands, Belgium, Germany, Scotland, and South Africa, and of the international regimes created by the United Nations Convention on Contracts for the International Sale of Goods (1980), Unidroit Principles, Principles of European Contract Law, and the European Directive 1999/44. In addition, various aspects of specific performance in these and other jurisdictions are considered. These aspects include inter alia judicial procedure, the duty to carry on negotiations, and the enforcement of side-letters.

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