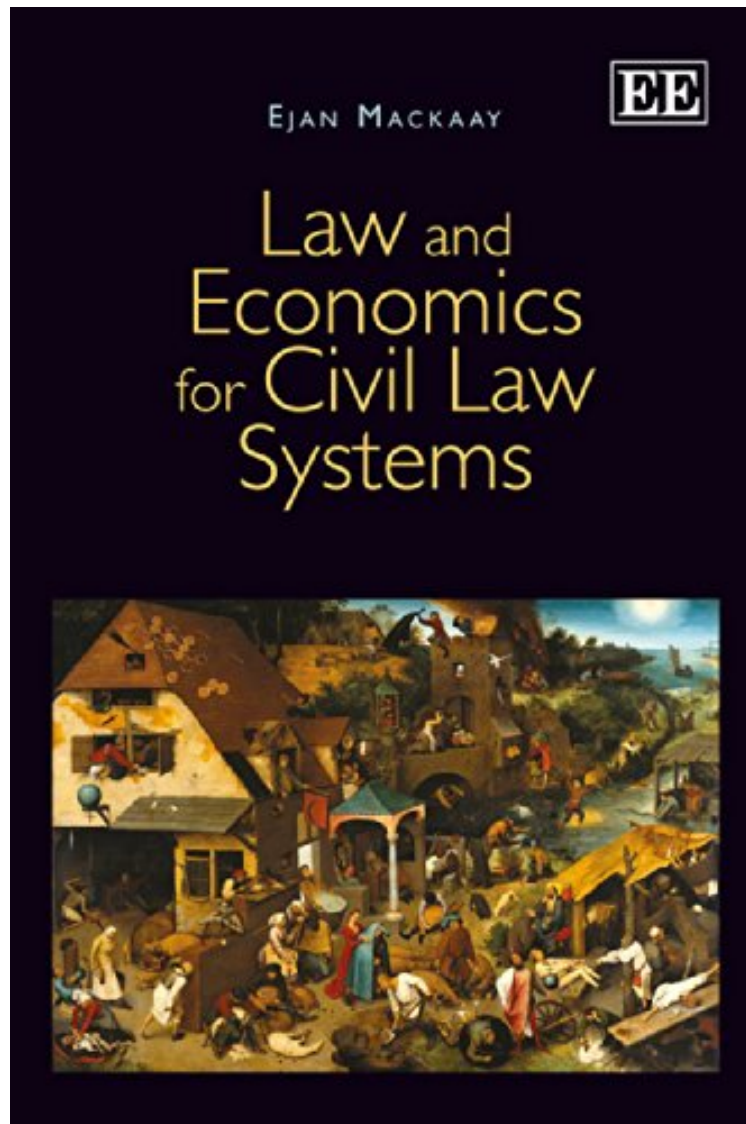


Law and Economics for Civil Law Systems

Ejan MacKaay

*ebooks | Download PDF | *ePub | DOC | audiobook*



DOWNLOAD



READ ONLINE

#2801799 in Books 2014-08-29 Original language: English 9.25 x 6.25 x 1.25l, #File Name: 1783477644560 pages | File size: 38.Mb

Ejan MacKaay : Law and Economics for Civil Law Systems before purchasing it in order to gage whether or not it would be worth my time, and all praised Law and Economics for Civil Law Systems:

3 of 3 people found the following review helpful. Comparing civil and common law systems....By Phillip Taylor MBE[[VIDEOID:mo27OILVS6ZBEQC]]FROM AN ECONOMIC STANDPOINTAn appreciation by Phillip Taylor MBE and Elizabeth Taylor of Richmond Green ChambersLawyers dealing with matters in countries with civil law systems will doubtless be interested in this scholarly examination of law and economics within such systems as, for example, the Civil Code, with which the learned author is obviously the most familiar -- indeed expert -- in his

capacity as Emeritus Professor of Law at the Université de Montréal in Québec. Unlike the rest of Canada, Québec, for historical reasons, is a civil law jurisdiction. Mackaay's book offers an overview as well as analysis of the concepts pertaining to law and economics as applied to civil law systems and is illustrated throughout by cases and examples from legal systems in both North America and Europe. With Canada being a common law jurisdiction -- the province of Québec being the exception -- Mackaay, as one commentator has observed, is 'able to bridge the gap between common and civil law traditions'. As the author states as well as implies, law and economics, in recent decades, have been recognized to be inextricably linked, 'giving rise each year to a significant number of conferences, papers and books and teaching programmes throughout the world... and gaining acceptance as a significant tool for legal scholarship.' The book is therefore divided into two parts; the first -- Foundations -- provides the economic tools required. The second part -- Legal Institutions -- examines the core institutions of civil law including property and real (estate) rights, intellectual property, civil liability and contractual obligations. Certainly the book contains the fruits of the author's impressively extensive research activities in this field. There are extensively footnoted with references and lengthy bibliographies at the end of each chapter. The detailed twenty-page index at the back aids navigation. Besides tables of abbreviations, cases and treaties, there is an extensive table of legislation relevant to the contents of the book, which includes Canada, France, Germany, Italy, the Netherlands, the UK and the United States, as well as the relevant European Union directives. Usefully for researchers and scholars, each chapter has a massive bibliography and there's a twenty-page index at the back. 'The economic analysis of law offers interesting insights to common lawyers as well as civil lawyers,' remarks the author in his concluding statements, adding that 'law and economics joins hands with comparative law.' So whether you are a lawyer or economist, this book which examines civil law and common law systems should ideally be added to your professional library.

'This formidable book offers an insightful unifying perspective on the research carried out in law and economics over the last decades. From his unique Canadian standpoint, Ejan Mackaay is able to bridge over the common and the civil law traditions, illustrating the theory with cases and examples taken from both North American and European legal systems. The rigor of the analysis is accompanied by illuminating discussions, covering both historical developments and up-to-date policy debates.' - Luigi Alberto Franzoni, University of Bologna, Italy
In this book, Professor Mackaay provides a wonderfully lucid and insightful elucidation of law and economics concepts as applied to civil law systems. Professor Mackaay's new book will substantially advance the study of economic analysis of law in civil law jurisdictions, as well as substantially enhancing opportunities for comparative law and economics research by scholars in common law jurisdictions.' - Michael Trebilcock, University of Toronto, Canada
This unique volume presents the core ideas of law and economics for audiences primarily familiar with civil law systems. Ejan Mackaay offers a comprehensive look at the essential points of economic reasoning, the Coase Theorem, and legal institutions such as intellectual property, extra-contractual civil liability and contracts. The book's structure mirrors the way law is taught in civil law countries, with structured presentations, references to civil code articles paired with non-technical explanations, and limited reliance on graphs. This English-language version builds on the success of the author's 2008 French-language textbook on law and economics from a civil law perspective. This pioneering volume fills a critical gap in the literature of law and economics, and will be an invaluable resource for lawyers and law students working in civil law systems.
Contents: Preface Introduction Part I: Foundations 1. Individual Decision-making 2. Risk and Insurance 3. Human Interaction 4. The Market Order 5. The Political Order 6. Black Markets Part II: Legal Institutions 7. The Coase Theorem 8. Property and Real Rights 9. Intellectual Property Rights 10. Extra-contractual Civil Liability 11. Contract Conclusion Index

A comprehensive overview of the fundamental principles of law and economics, designed to complement the manner in which law is taught in civil law countries, makes *Law and Economics for Civil Law Systems* a choice pick for serious-minded students, and superbly bridges two separate academic disciplines. --- *The Midwest Book About the Author* Ejan Mackaay, Emeritus Professor of Law, Université de Montréal and Fellow, CIRANO, Canada