

LAWD20001: Comparative Law

[View Online](#)

@article{Banakas, Stathis, title={Liability for Incorrect Financial Information: Theory and Practice in a General Clause System and in a Protected Interests System}, volume={7}, url={http://www.kluwerlawonline.com.bris.idm.oclc.org/abstract.php?area=Journals&iid=252529}, number={3}, journal={European Review of Private Law}, publisher={Kluwer Law International}, author={Banakas, Stathis}, pages={261-286} }

@inbook{Bell, title={Comparative Administrative Law}, url={https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230}, booktitle={The Oxford Handbook of Comparative Law}, author={Bell, J.}, pages={1259-1286} }

@article{Borghetti_2012, title={The Culture of Tort Law in France}, volume={3}, DOI={10.1515/jetl-2012-0158}, number={2}, journal={Journal of European Tort Law}, author={Borghetti, Jean-Sébastien}, year={2012}, month=jan }

@article{Borghetti_2015, title={Non-Pecuniary Damages in France}, DOI={10.1093/cjcl/cxv012}, journal={The Chinese Journal of Comparative Law}, author={Borghetti, Jean-Sébastien}, year={2015}, month=oct }

@inbook{Boyron_2011a, address={Oxford}, title={France}, url={https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=1778909}, booktitle={How constitutions change: a comparative study}, publisher={Hart Pub}, author={Boyron, S.}, year={2011}, pages={115-142} }

@inbook{Boyron_2011b, address={Oxford}, title={Germany}, url={https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=1778909}, booktitle={How constitutions change: a comparative study}, publisher={Hart Pub}, author={Boyron, S.}, year={2011}, pages={143-167} }

@inbook{Boyron_2011c, address={Oxford}, title={The United Kingdom}, url={https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=1778909}, booktitle={How constitutions change: a comparative study}, publisher={Hart Pub}, author={Boyron, S.}, year={2011}, pages={329-355} }

@article{Brun_Quézel-Ambrunaz_2013, title={French Tort Law Facing Reform}, volume={4}, DOI={10.1515/jetl-2013-0004}, number={1}, journal={Journal of European Tort Law}, author={Brun, Philippe and Quézel-Ambrunaz, Christophe}, year={2013}, month=jan }

@article{Castellucci, Ignazio, title={Legal Hybridity in Hong Kong and Macau}, volume={57},

url={ <https://www.erudit.org/en/journals/mlj/2012-v57-n4-mlj0351/1013028ar/>},
 DOI={ <https://doi.org/10.7202/1013028ar>CopiedAn error has occurred}, number={4},
 journal={ McGill Law Journal / Revue de droit de McGill}, author={Castellucci, Ignazio},
 pages={ 665-720 } }

@article{Collins, Hugh, title={ Why Europe Needs a Civil Code}, volume={21},
 url={ <http://www.kluwerlawonline.com.bris.idm.oclc.org/abstract.php?area=Journals&iid=ERPL2013052>}, number={4}, journal={ European Review of Private Law },
 publisher={ Kluwer Law International}, author={ Collins, Hugh}, pages={ 907-922 } }

@article{Cotterrell, R., title={ What Is Transnational Law },
 url={ <http://heinonline.org/HOL/Page?public=false&handle=hein.journals/lisociq37&id=1>}, journal={ Law & Social Inquiry}, author={ Cotterrell, R. } }

@article{Dainow_1966, title={ The Civil Law and the Common Law: Some Points of Comparison}, volume={15}, DOI={10.2307/838275}, number={3}, journal={ The American Journal of Comparative Law }, author={ Dainow, Joseph}, year={1966} }

@book{De Cruz_2007a, address={ London}, edition={3rd ed}, title={ Comparative law in a changing world}, publisher={ Routledge-Cavendish}, author={ De Cruz, Peter}, year={2007} }

@book{De Cruz_2007b, address={ London}, edition={3rd ed}, title={ Comparative law in a changing world}, publisher={ Routledge-Cavendish}, author={ De Cruz, Peter}, year={2007} }

@book{De Cruz_2007c, address={ London}, edition={3rd ed}, title={ Comparative law in a changing world}, publisher={ Routledge-Cavendish}, author={ De Cruz, Peter}, year={2007} }

@article{DE MOOR_1986, title={ Contract and agreement in English and French law}, volume={6}, DOI={10.1093/ojls/6.2.275}, number={2}, journal={ Oxford Journal of Legal Studies}, author={ DE MOOR, ANNE}, year={1986}, pages={275-287} }

@article{Dean_2011, title={ Legal transplants and jury trial in Japan}, volume={31}, DOI={10.1111/j.1748-121X.2011.00197.x}, number={4}, journal={ Legal Studies}, author={ Dean, Meryll}, year={2011}, month=dec, pages={570-590} }

@book{Edward Elgar Publishing_2012a, address={ Cheltenham, UK}, edition={Second edition}, title={ Elgar encyclopedia of comparative law },
 url={ <https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=1034697>},
 publisher={ Edward Elgar}, author={ Edward Elgar Publishing}, editor={ Smits, J. M. },
 year={2012} }

@book{Edward Elgar Publishing_2012b, address={ Cheltenham, UK}, edition={Second edition}, title={ Elgar encyclopedia of comparative law }, publisher={ Edward Elgar}, author={ Edward Elgar Publishing}, editor={ Smits, J. M. }, year={2012} }

@book{Edward Elgar Publishing_2012c, address={ Cheltenham, UK}, edition={Second edition}, title={ Elgar encyclopedia of comparative law }, publisher={ Edward Elgar}, author={ Edward Elgar Publishing}, editor={ Smits, J. M. }, year={2012} }

@book{Edward Elgar Publishing_2012d, address={Cheltenham, UK}, edition={Second edition}, title={Elgar encyclopedia of comparative law}, publisher={Edward Elgar}, author={Edward Elgar Publishing}, editor={Smits, J. M.}, year={2012} }

@book{Edward Elgar Publishing_2012e, address={Cheltenham, UK}, edition={Second edition}, title={Elgar encyclopedia of comparative law}, publisher={Edward Elgar}, author={Edward Elgar Publishing}, editor={Smits, J. M.}, year={2012} }

@book{Edward Elgar Publishing_2012f, address={Cheltenham, UK}, edition={Second edition}, title={Elgar encyclopedia of comparative law}, publisher={Edward Elgar}, author={Edward Elgar Publishing}, editor={Smits, J. M.}, year={2012} }

@article{Fedtke_2012, title={The Culture of German Tort Law}, volume={3}, DOI={10.1515/jetl-2012-0183}, number={2}, journal={Journal of European Tort Law}, author={Fedtke, Jörg}, year={2012}, month=jan }

@book{Frankenberg_2016, address={Cheltenham, UK}, title={Comparative law as critique}, url={https://www.elgaronline.com/view/9781785363931/9781785363931.xml}, publisher={Edward Elgar Publishing}, author={Frankenberg, Gu

nter}, year={2016} }

@article{Gerard McMeel, title={The proposal for a Common European Sales Law: next stop a European Contract Code?}, volume={27}, url={https://bris.idm.oclc.org/login?url=http://www.lexisnexis.com/uk/legal}, number={1}, journal={Journal of International Banking & Financial Law}, author={Gerard McMeel} }

@inbook{Ginsberg, title={Written constitutions and the administrative state: on the constitutional character of administrative law}, url={https://doi.org/10.4337/9781784718671.00011}, booktitle={Comparative Administrative Law}, author={Ginsberg, T.}, pages={60-70} }

@book{Ginsburg_Dixon_2011, address={Cheltenham}, title={Comparative Constitutional Law}, url={https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=714157}, journal={The rise of specialized constitutional courts}, publisher={Edward Elgar Pub}, author={Ginsburg, Tom and Dixon, Rosalind}, year={2011} }

@book{Glenn_2014a, address={Oxford, United Kingdom}, edition={Fifth edition}, title={Legal traditions of the world: sustainable diversity in law}, publisher={Oxford University Press}, author={Glenn, H. Patrick}, year={2014} }

@book{Glenn_2014b, address={Oxford, United Kingdom}, edition={Fifth edition}, title={Legal traditions of the world: sustainable diversity in law}, publisher={Oxford University Press}, author={Glenn, H. Patrick}, year={2014} }

@book{Glenn_2014c, address={Oxford, United Kingdom}, edition={Fifth edition}, title={Legal traditions of the world: sustainable diversity in law}, publisher={Oxford University Press}, author={Glenn, H. Patrick}, year={2014} }

@inbook{Glenn, title={Comparative Legal Families and Comparative Legal Traditions},

url={<https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230>}, DOI={10.1093/oxfordhb/9780198810230.013.13},
booktitle={The Oxford Handbook of Comparative Law}, author={Glenn, H. Patrick} }

@inbook{Gray_2019, address={Cambridge}, title={The Incomplete Legal Transplant – Good Faith and the Common Law}, booktitle={Legal Transplants in East Asia and Oceania}, publisher={Cambridge University Press}, author={Gray, A.}, editor={Breda, Vito}, year={2019}, pages={111-131} }

@inbook{Graziadei, title={Comparative Law, Transplants and Receptions}, url={<https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230>}, DOI={10.1093/oxfordhb/9780198810230.013.14},
booktitle={The Oxford Handbook of Comparative Law}, author={Graziadei, Michele} }

@article{Griss, I., title={How Judges Think: Judicial Reasoning in Tort Cases from a Comparative Perspective}, url={<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/jetl4&id=259>}, journal={Journal of European Tort Law}, author={Griss, I.} }

@inbook{Halberstam, title={The promise of comparative administrative law: a constitutional perspective on independent agencies}, url={<https://doi.org/10.4337/9781784718671.00017>}, booktitle={Comparative Administrative Law}, author={Halberstam, D.}, pages={139-158} }

@inbook{Harding_2019, address={Cambridge}, title={The Legal Transplant Debate: Getting Beyond the Impasse?}, booktitle={Legal Transplants in East Asia and Oceania}, publisher={Cambridge University Press}, author={Harding, A.}, editor={Breda, Vito}, year={2019}, pages={13-33} }

@article{Hunter-Henin_2011, title={Constitutional developments and human rights in France: One step forward, two steps back}, volume={60}, DOI={10.1017/S0020589310000709}, number={1}, journal={International and Comparative Law Quarterly}, author={Hunter-Henin, Myriam}, year={2011}, month=jan, pages={167-188} }

@article{Jansen, Corjo J.H., title={A European Civil Code and National Private Law: Lessons from History}, volume={24}, url={<http://www.kluwerlawonline.com.bris.idm.oclc.org/abstract.php?area=Journals&id=ERPL2016030>}, number={3}, journal={European Review of Private Law}, publisher={Kluwer Law International}, author={Jansen, Corjo J.H.}, pages={473-488} }

@article{John Gillespie_2002, title={Transplanted Company Law: An Ideological and Cultural Analysis of Market-Entry in Vietnam}, volume={51}, url={https://www.jstor.org/stable/3663071?seq=1#metadata_info_tab_contents}, number={3}, journal={The International and Comparative Law Quarterly}, publisher={Cambridge University Press}, author={John Gillespie}, year={2002} }

@article{Kingsbury, B.; Krisch, N.; Stewart, R. B., title={The Emergence of Global Administrative Law}, url={<http://heinonline.org/HOL/Page?public=false&handle=hein.journals/lcp68&id=607>}, journal={Law and Contemporary Problems}, author={Kingsbury, B.; Krisch, N.; Stewart, R. B.} }

@inbook{Koetz, title={Comparative contract law},
url={https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230}, DOI={10.1093/oxfordhb/9780198810230.013.29},
booktitle={The Oxford Handbook of Comparative Law}, author={Koetz, H.} }

@article{Legrand_1996a, title={European Legal Systems are not Converging},
volume={45}, DOI={10.1017/S0020589300058656}, number={1},
journal={International and Comparative Law Quarterly}, author={Legrand, Pierre},
year={1996}, month=jan, pages={52-81} }

@article{Legrand_1996b, title={How to compare now}, volume={16},
DOI={10.1111/j.1748-121X.1996.tb00005.x}, number={2}, journal={Legal Studies},
author={Legrand, Pierre}, year={1996}, month=july, pages={232-242} }

@article{Legrand_1997, title={The Impossibility of 'Legal Transplants'}, volume={4},
DOI={10.1177/1023263X9700400202}, number={2}, journal={Maastricht Journal of
European and Comparative Law}, author={Legrand, Pierre}, year={1997}, month=june,
pages={111-124} }

@article{Magnus_2015, title={Damages for Non-pecuniary Loss in German Contract and
Tort Law}, DOI={10.1093/cjcl/cxv011}, journal={The Chinese Journal of Comparative
Law}, author={Magnus, Ulrich}, year={2015}, month=aug }

@article{MARIANA PARGENDLER_2012, title={The Rise and Decline of Legal Families},
volume={60},
url={https://www-jstor-org.bris.idm.oclc.org/stable/41721695?Search=yes&resultItem
Click=true&searchText=Rise&searchText=and&searchText=Decline&
searchText=of&searchText=Legal&searchText=Families&searchUri=%2Ffa
ction%2FdoBasicSearch%3FQuery%3DRise%2Band%2BDecline%2Bof%2BLegal%2BFamili
es%26amp%3Bfilter%3Djid%253A10.2307%252Fj100060&ab_segments=0%2Fdefault-
2%2Fcontrol&refreqid=search%3Ab6697aa70b91a6cbd106bfd679b3bd8&seq=
1#metadata_info_tab_contents}, number={4}, journal={The American Journal of
Comparative Law}, publisher={Oxford University Press}, author={MARIANA
PARGENDLER}, year={2012} }

@book{Menski_2006, address={New York}, edition={2nd ed}, title={Comparative law in
a global context: the legal systems of Asia and Africa},
url={https://www.cambridge.org/core/books/comparative-law-in-a-global-context/4705C7C
2B21A97742DA59ED690FD9534}, publisher={Cambridge University Press},
author={Menski, Werner}, year={2006} }

@article{Micklitz_2015, title={On the Intellectual History of Freedom of Contract and
Regulation}, DOI={10.2139/ssrn.2587696}, journal={SSRN Electronic Journal},
author={Micklitz, HanssW.}, year={2015} }

@inbook{Muir Watt, title={Globalisation and comparative law},
url={https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230}, DOI={10.1093/oxfordhb/9780198810230.013.18},
booktitle={The Oxford Handbook of Comparative Law}, author={Muir Watt, Horatia} }

@article{Nils Jansen and Reinhard Zimmermann_2010, title={'A European civil code in all
but name': Discussing the nature and purposes of the draft common frame of reference},

volume={69},
 url={https://www.jstor.org/stable/40731210?seq=1#metadata_info_tab_contents},
 number={1}, journal={The Cambridge Law Journal}, publisher={Cambridge University Press}, author={Nils Jansen and Reinhard Zimmermann}, year={2010} }

@article{Oliphant, K., title={Cultures of Tort Law in Europe},
 url={http://heinonline.org/HOL/Page?public=false&handle=hein.journals/jetl3&id=1}, journal={Journal of European Tort Law,}, author={Oliphant, K.} }

@article{Pillet, G., title={The Reform of French Contract Law and of the General Rules on Obligations: The Civil Code Faces the Challenges of the Market},
 url={http://heinonline.org/HOL/Page?public=false&handle=hein.journals/ibuslj2016&id=241}, journal={International Business Law Journal,}, author={Pillet, G.} }

@article{RALF MICHAELS_2009, title={Comparative Law by Numbers? Legal Origins Thesis, Doing Business Reports, and the Silence of Traditional Comparative Law},
 volume={57},
 url={https://www-jstor-org.bris.idm.oclc.org/stable/25652669?Search=yes&resultItemClick=true&searchText=Comparative&searchText=Law&searchText=by&searchText=Numbers&searchUri=%2Faction%2FdoBasicSearch%3FQuery%3DComparative%2BLaw%2Bby%2BNumbers%2B&ab_segments=0%2Fdefault-2%2Fcontrol&refreqid=search%3Ac05a3ae003fc902494e259b48514c412&seq=1#metadata_info_tab_contents}, number={4}, journal={The American Journal of Comparative Law}, publisher={Oxford University Press}, author={RALF MICHAELS}, year={2009} }

@article{ROBIN EVANS-JONES.*_1998, title={Receptions of law, mixed legal systems and the myth of the genius of Scots private law},
 url={http://signon.thomsonreuters.com/federation/UKF?entityID=https%3A%2F%2Fidp.bris.ac.uk%2Fshibboleth&returnto=https%3A%2F%2Fwestlawuk.thomsonreuters.co.uk%2FBrowse%2FHome%2FWestlawUK%3FskipAnonymous%3Dtrue}, journal={Law Quarterly Review}, author={ROBIN EVANS-JONES.*}, year={1998}, pages={228-249} }

@book{Robinson_Fergus_Gordon_1985, address={Abingdon, Oxon}, title={An introduction to European legal history}, publisher={Professional Books}, author={Robinson, O. F. and Fergus, T. D. and Gordon, William M.}, year={1985} }

@inbook{Rose-Ackerman, title={Introduction},
 url={https://doi.org/10.4337/9781784718671.00006}, booktitle={Comparative Administrative Law}, author={Rose-Ackerman, Susan}, pages={1-20} }

@article{Rowan_2017, title={The new French law of contract}, volume={66},
 DOI={10.1017/S0020589317000252}, number={4}, journal={International and Comparative Law Quarterly}, author={Rowan, Solène}, year={2017}, month=oct,
 pages={805-831} }

@article{Shah, P., title={Globalisation and the Challenge of Asian Legal Transplants in Europe},
 url={http://heinonline.org/HOL/Page?public=false&handle=hein.journals/sjls2005&id=354}, journal={Singapore Journal of Legal Studies,}, author={Shah, P.} }

@article{Sharkey_2016, title={Tort Liability for Pure Economic Loss: A Perspective from

the United States and Some Comparative European Insights}, volume={7},
DOI={10.1515/jetl-2016-0012}, number={3}, journal={Journal of European Tort Law},
author={Sharkey, Catherine M}, year={2016}, month=jan }

@article{Siems_2018, title={Malicious legal transplants}, volume={38},
DOI={10.1017/lst.2017.4}, number={1}, journal={Legal Studies}, author={Siems,
Mathias}, year={2018}, month=mar, pages={103-119} }

@book{Smits_2017, address={Cheltenham, UK}, edition={Second edition},
title={Contract law: a comparative introduction},
url={https://ebookcentral.proquest.com/lib/bristol/detail.action?docID=5267325},
publisher={Edward Elgar}, author={Smits, J. M.}, year={2017} }

@article{Stanton_2013, title={Comparative Law in the House of Lords and Supreme
Court}, volume={42}, DOI={10.1350/clwr.2013.42.3.0256}, number={3},
journal={Common Law World Review}, author={Stanton, Keith}, year={2013},
month=sept, pages={269-296} }

@book{Steiner_2018, address={Oxford, United Kingdom}, edition={Second edition},
title={French law: a comparative approach}, publisher={Oxford University Press},
author={Steiner, Eva}, year={2018} }

@inbook{Stone Sweet_2012, address={Oxford, U.K.}, edition={1st ed},
title={Constitutional Courts},
url={https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780199578610.001.000
1/oxfordhb-9780199578610}, booktitle={The Oxford handbook of comparative
constitutional law}, publisher={Oxford University Press}, author={Stone Sweet, A.},
year={2012}, pages={816-830} }

@article{Thatcher_2002, title={Delegation to Independent Regulatory Agencies:
Pressures, Functions and Contextual Mediation}, volume={25},
DOI={10.1080/713601588}, number={1}, journal={West European Politics},
author={Thatcher, Mark}, year={2002}, month=jan, pages={125-147} }

@book{Tushnet_2018, address={Cheltenham, UK}, edition={Second edition},
title={Advanced introduction to comparative constitutional law}, publisher={Edward
Elgar}, author={Tushnet, Mark V.}, year={2018} }

@article{Valcke, C., title={On Comparing French and English Contract Law: Insights from
Social Contract Theory},
url={http://heinonline.org/HOL/Page?public=false&handle=hein.journals/jrnatila4&
p;id=75}, journal={Journal of Comparative Law}, author={Valcke, C.} }

@article{Valcke, Catherine, title={Convergence and Divergence of the English, French,
and German Conceptions of Contract}, volume={16},
url={http://www.kluwerlawonline.com.bris.idm.oclc.org/abstract.php?area=Journals&i
d=ERPL2008003}, number={1}, journal={European Review of Private Law},
publisher={Kluwer Law International}, author={Valcke, Catherine}, pages={29-62} }

@book{Vaquer i Aloy_2015, address={Alphen aan den Rijn, The Netherlands},
edition={Second edition}, title={Contract law in Spain}, publisher={Kluwer Law
International}, author={Vaquer i Aloy, Antoni}, year={2015} }

@inbook{Wagner, title={Comparative Tort Law},
url={<https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230>}, DOI={10.1093/oxfordhb/9780198810230.013.32},
booktitle={The Oxford Handbook of Comparative Law}, author={Wagner, G.} }

@article{Watson_1976, title={Legal transplants and law reform}, volume={92},
journal={Law Quarterly Review}, author={Watson, A.}, year={1976} }

@article{Whittaker_2019, title={Unfair Terms in Commercial Contracts and the Two Laws of Competition: French Law and English Law Contrasted}, volume={39},
DOI={10.1093/ojls/gqz003}, number={2}, journal={Oxford Journal of Legal Studies},
author={Whittaker, Simon}, year={2019}, month=june, pages={404-434} }

@inbook{Zimmermann, title={Comparative Law and the Europeanization of Private Law},
url={<https://www.oxfordhandbooks.com/view/10.1093/oxfordhb/9780198810230.001.0001/oxfordhb-9780198810230>}, DOI={10.1093/oxfordhb/9780198810230.013.17},
booktitle={The Oxford Handbook of Comparative Law}, author={Zimmermann, Reinhard} }

@book{Reimann_Zimmermann_2019, address={Oxford, United Kingdom},
edition={Second edition}, title={The Oxford handbook of comparative law},
publisher={Oxford University Press}, year={2019} }

@misc{Proposal for a Regulation of the European Parliament and of the Council on a
Common European Sales Law,
url={<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A52011PC0635>} }

@misc{Selection of QPC decisions,
url={<https://www.conseil-constitutionnel.fr/en/selection-of-qpc-decisions>} }

@misc{Ordonnance n° 2016-131 du 10 février 2016 portant réforme du droit des
contrats, du régime général et de la preuve des obligations,
url={<https://www.legifrance.gouv.fr/affichTexte.do?cidTexte=JORFTEXT000032004939&categorieLien=id>} }

@misc{The law of contract, the general regime of obligations, and proof of obligations,
url={http://www.textes.justice.gouv.fr/art_pix/THE-LAW-OF-CONTRACT-2-5-16.pdf} }

@misc{Projet de Réforme de la Responsabilité Civile,
url={http://www.justice.gouv.fr/publication/Projet_de_reforme_de_la_responsabilite_civile_13032017.pdf} }

@misc{Projet de Réforme: du droit de la responsabilité civile,
url={http://www.justice.gouv.fr/publication/dp_responsabilite.civile_20170310.pdf} }