

Jens-Uwe Franck

Marktordnung durch Haftung

Legitimation, Reichweite und Steuerung der Haftung auf Schadensersatz zur Durchsetzung marktordnenden Rechts

[Market Order Through Liability. Legitimation, Scope and Calibration of Damage Liability in Enforcing Market Regulation.]

Published in German.

Using damage liability to enforce market regulation has become increasingly commonplace in Germany and Europe, especially when it comes to securities regulation and competition law. Jens-Uwe Franck analyses the fundamental issues of this development and, using the standard model of optimal sanctions, identifies the systematic risks of over- and under-deterrence accompanying this method of private enforcement. These insights and a range of examples provide a basis for discussing the potential of damage liability to minimise risks of regulatory failure.

Jens-Uwe Franck ist Inhaber des Lehrstuhls für Bürgerliches Recht, Handels- und Kartellrecht an der Universität Mannheim.



2016. XXXVIII, 710 pages. JusPriv 201

ISBN 978-3-16-153802-5

cloth 134,00 €

ISBN 978-3-16-154093-6

eBook PDF 134,00 €

Order now:

https://www.mohrsiebeck.com/en/book/marktordnung-durch-haftung-9783161538025?no_cache=1

order@mohrsiebeck.com

Phone: +49 (0)7071-923-17

Fax: +49 (0)7071-51104