Over the last decades, private international law has become the target of intense codification efforts. Inspired by the stimulating initiatives taken by some European countries, by the Brussels Convention and the Rome Convention, numerous countries in other regions of the world started to enact comprehensive legislation in the field. Among them are Taiwan and mainland China. Both adopted statutes on private international law in 2010. In light of the rising significance of the mutual economic and societal relations between the jurisdictions involved and of the legal innovations laid down in the new instruments, the Max Planck Institute for Comparative and International Private Law convened scholars to present the conflict rules adopted in Europe, in mainland China and in Taiwan across a whole range of private law subjects. This book collects the papers of the conference and presents them to the public, together with English translations of the acts of Taiwan and mainland China.

Survey of contents

Part 1: Jurisdiction, Choice of Law, and the Recognition of Foreign Judgments in Recent Legislation

- Jin Huang: New Perspectives on Private International Law in the People's Republic of China
- Rong-Chwan Chen: Jurisdiction, Choice of Law and the Recognition of Foreign Judgments in Taiwan
- Stefania Bariatti: Jurisdiction, Choice of Law and the Recognition of Foreign Judgments in Recent EU Legislation


- Rong-Chwan Chen: General Provisions in the Taiwanese Private International Law Enactment 2010
- Jürgen Basedow: The Application of Foreign Law – Comparative Remarks on the Practical Side of Private International Law

Part 3: Property Law

- Huanfang Du: The Choice of Law for Property Rights in Mainland China: Progress and Imperfection
- Yao-Ming Hsu: Property Law in Taiwan
- Louis d'Avout: Property Law in Europe

Part 4: Contractual Obligations

- Qisheng He: Recent Developments of New Chinese Private International Law With Regard to Contracts
- David J. W. Wang: The Revision of Taiwan's Choice-of-law Rules in Contracts
- Pedro A. De Miguel Asensio: The Law Applicable to Contractual Obligations. The Rome I Regulation in Comparative Perspective

Part 5: Non-Contractual Obligations

- Guoyong Zou: The Latest Developments in China's Conflicts Law for Non-contractual Obligations
- Peter Amt Nielsen: Non-Contractual Obligations in the European Union: The Rome II Regulation

Part 6: Personal Status (Family Law/Succession Law)

- Yujun Guo: Personal Status in Chinese Private International Law Reform
- Hua-Kai Tsai: Recent Developments in Taiwan's Private International Law on Family Matters
Regarding Family and Succession Law

Part 7: Company Law

Part 8: International Arbitration
*Song Lu:* China – A Developing Country in the Field of International Arbitration – *Carlos Esplugues Mota:* International Commercial Arbitration in the EU and the PRC: A Tale of Two Continents or 28 + 3 Legal Systems

*Knut Benjamin Pißler* ist Professor für chinesisches Recht an der Universität Göttingen, Lehrbeauftragter an den Universitäten Göttingen und Köln sowie wissenschaftlicher Referent am Max-Planck-Institut für ausländisches und internationales Privatrecht in Hamburg.

*Jürgen Basedow* is Director of the Max Planck Institute for Comparative and International Private Law and Professor of Law, University of Hamburg.

Order now:
order@mohrsiebeck.com
Phone: +49 (0)7071-923-17
Fax: +49 (0)7071-51104