



The French Contract Law Reform: a Source of Inspiration? (Ius Commune Europaeum)

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The French projet d'ordonnance, which reformed contract law, the general regime of obligations, and the proof of obligations appeared in February 2015. One year later, the final version of the ordonnance was published. It thoroughly reforms French contract law and the law of obligations and will enter into force in October 2016. This book results from the Contract Law Workshop of the 20th Ius Commune conference held in November 2015. Since the conference, all authors have incorporated comments on the final version of the ordonnance. Whereas author Van Loock briefly sketches the antecedents and the outcome of the reform, the other authors each tackle specific topics of the reform that surprised and/or excited the legal community. Pannebakker tackles the precontractual phase and assesses the attractiveness of the reform for international commercial transactions. Peeraer gives a critical overview of the doctrine of nullity in the ordonnance. Leone explores the potential impact of the 'significant imbalance' test in the new ordonnance on employment contracts. In their contributions, Lutzi and Oosterhuis discuss the much-debated provision that introduces the theory of imprevision. The contributions by Jansen and Verkempinck are both focused on remedies: the newly introduced price reduction remedy and damages. Storme criticizes the new rules on set-off in the ordonnance, and Mahe addresses the question why the final version of the ordonnance omitted the issue of interpersonal effects of fundamental rights on contractual freedom. (Series: Ius Commune Europaeum, Vol. 153) [Subject: French Law, Contract Law]

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