

Rodota

Stephan Hobe, Katharina Kunzmann, Thomas Reuter

Rodota, Joe ,

Vertrag und Geschäftsgrundlage im deutschen und italienischen Recht Christian Reiter, 2002 English summary: Based on parallels in the recent history of Germany and Italy, the author describes the general idea of law in 19th century liberalism, in National Socialism and fascism and finally in the modern world and traces its effects on the law of contract. He focuses on the law of frustration of contract. The first theories attempting to solve the problem were developed by German legal experts and shortly thereafter adopted in Italy, where they were partially codified in the Civil Code. The author discusses both jurisprudence and case law and considers recent developments in German and Italian law. German description: Ausgehend von den historischen Parallelen in der jüngeren Geschichte Deutschlands und Italiens behandelt Christian Reiter die Entwicklung des Vertragsrechts in beiden Ländern und insbesondere die Lehre von der Geschäftsgrundlage. Er beschreibt das vom jeweiligen historischen Kontext abhängige Rechtsverständnis im Liberalismus des 19. Jahrhunderts, im Nationalsozialismus und Faschismus und schliesslich in der modernen Zeit sowie dessen Auswirkungen auf die Lehre vom Vertrag. Dabei zeigt sich ein steter Widerstreit zwischen subjektiv begründeten Ansichten, welche die Rechtfertigung des Vertrages allein im Parteiwillen sehen, und im Objektiven wurzelnden Gegenpositionen, die eine Vertragskontrolle aus überparteilichen Gründen befürworten. Die Auswirkungen der verschiedenen Positionen werden an der Entwicklung der Lehre von der Geschäftsgrundlage deutlich, die in Deutschland konzipiert, in Italien rezipiert, in Zusammenhang mit dem Rechtsinstitut der causa gebracht und teilweise kodifiziert wurde. An ihr lassen sich die jeweils vorherrschenden Ansichten der Zeit ablesen. Besondere Beachtung findet der Einfluss der verschiedenen Theorien zur Geschäftsgrundlage auf die praktischen Entscheidungen der aktuellen Rechtsprechung. Vor dem Hintergrund des Vergleiches mit der italienischen Rechtsordnung geht Christian Reiter dabei auch auf die nunmehr durch das Schuldrechtsmodernisierungsgesetz ins BGB eingeführte gesetzliche Regelung der Geschäftsgrundlage ein.

Rail-Trails West Rails-to-Trails Conservancy, 2009-06-02 In this edition in the popular series, the Rails-to-Trails Conservancy presents the best of the West. With 70 rural, suburban, and urban trails threading through 1,050 miles, Rail-Trails West covers 60 trails in California, eight in Arizona, and two in Nevada. Many rail-trails offer escapes from city life, like the Mount Lowe Railway Trail, high above the buzzing Los Angeles basin on a rail line vacationers once took to a

mountaintop resort. Others offer the pure sensory thrill of sweeping terrain, like Arizona's 7-mile Prescott Peavine Trail. Still more juxtapose the natural world with the railroad's industrial past, like Nevada's Historic Railroad Hiking Trail, which passes through five massive tunnels to reach Hoover Dam. Every trip has a detailed map, directions to the trailhead, and information about parking, restroom facilities, and other amenities. Many of the level rail-trails are suitable for walking, jogging, bicycling, inline skating, wheelchairs, and horses.

Bürgerliche Geschichte des Königreichs Neapel Pietro Giannone, 1768

Digital Constitutionalism Edoardo Celeste, 2022-10-13 Investigating the impact of digital technology on contemporary constitutionalism, this book offers an overview of the transformations that are currently occurring at constitutional level, highlighting their link with ongoing societal changes. It reconstructs the multiple ways in which constitutional law is reacting to these challenges and explores the role of one original response to this phenomenon: the emergence of Internet bills of rights. Over the past few years, a significant number of Internet bills of rights have emerged around the world. These documents represent non-legally binding declarations promoted mostly by individuals and civil society groups that articulate rights and principles for the digital society. This book argues that these initiatives reflect a change in the constitutional ecosystem. The transformations prompted by the digital revolution in our society ferment under a vault of constitutional norms shaped for 'analogue' communities. Constitutional law struggles to address all the challenges of the digital environment. In this context, Internet bills of rights, by emerging outside traditional institutional processes, represent a unique response to suggest new constitutional solutions for the digital age. Explaining how constitutional law is reacting to the advent of the digital revolution and analysing the constitutional function of Internet Bills of Rights in this context, this book offers a global comparative investigation of the latest transformations that digital technology is generating in the constitutional ecosystem and highlights the plural and multilevel process that is contributing to shape constitutional norms for the Internet age.

Die Haftung Dritter in Deutschland und Italien Carlotta Rinaldo, 2016-12-19 Ausgangspunkt der Arbeit ist das Problem der Qualifizierung des grauen Haftungsbereichs an der Grenze zwischen Delikt und (Quasi-)Vertrag, dort wo keine eindeutige Vertragsbeziehung zu erkennen ist, aber gleichzeitig eine Relation vor dem schädigenden Ereignis besteht, welche die Konstellation näher zum vertraglichen Haftungsbereich bringt. Gesucht wird ein roter Faden in Deutschland und in Italien für die Bewältigung von handelsrechtlichen Haftungsfällen. In diesen Rechtsordnungen ist ein gewisser Trend zur Konvergenz trotz der bedeutsamen Unterschiede im Haftungssystem zu erkennen, so dass eine rechtsvergleichende Analyse besonders interessant ist. Paradigmatisch werden die Haftung der Partner in einer Gesellschaft freier Berufe und die Dritthaftung der Ratingagenturen analysiert. Die Vielfältigkeit dieser Beispiele ermöglicht es, die Trennlinie zwischen den Haftungsbereichen zu zeichnen und die Besonderheiten der Haftung im handelsrechtlichen Bereich zum Ausdruck zu

bringen.

Eigentumsrecht in Nationalsozialismus und Fascismo Thorsten Keiser, 2005 English summary: Property theories are usually based on the conflict between the individual and society. Governments in the 19th century resolved this conflict principally by acting in favor of the freedom of the individual to enforce his property rights. Lawyers working during the eras of fascism and National Socialism tried to work out alternative property concepts and to adapt the law to the political goals of the regimes. Thorsten Keiser analyzes the lawyers' attempts to reshape property law to resolve the conflict between the social function of the law and the need to take advantage of the economic potential of private property. He then examines the fundamental differences between the various German and Italian concepts of property. German description: Thorsten Keiser beschäftigt sich in vergleichender Perspektive mit der Suche deutscher und italienischer Juristen nach einer regimekonformen Eigentumsgestaltung während der Diktaturen. Diese sollte eine Vermittlung zwischen autoritär definierter sozialer Bindung und der Nutzung wirtschaftsfördernder Potentiale privatnützigen Eigentums darstellen. Der Autor zeigt, wie sich trotz einer gemeinsamen, durch politischen Antiliberalismus und methodischen Antiformalismus konstituierten Ausgangsbasis, in Nationalsozialismus und Fascismo unterschiedliche Ansätze herausbilden konnten: einerseits eine radikal antipositivistische Richtung unter dem Einfluss Carl Schmitts in Deutschland, andererseits eine strukturelle Rückkehr zum hergebrachten Muster der liberalen Kodifikation in Italien, die lediglich durch funktionale Korrekturen abgefangen werden sollte. Erklärt wird dieses Ergebnis mit in Deutschland und Italien unterschiedlichen Ausformungen einer antibürgerliche Impulse umfassenden Kritik am sogenannten juristischen Formalismus, die wiederum auf verschiedene Gewichtungen von Staat und Volksgemeinschaft als integrative, mit mythischen Tiefenschichten korrespondierende Bezugspunkte der nationalsozialistischen bzw. faschistischen Rechtsordnung zurückzuführen sind. Diese Dissertation wurde mit dem Werner-Punder-Preis der Vereinigung der Freunde der Johann-Wolfgang-Goethe-Universität ausgezeichnet.

The Antiquary, 1888

Bürgerliche Geschichte des Königreichs Neapel Giannone, 1768

The EU Data Protection Directive United States. Congress. House. Committee on Energy and Commerce. Subcommittee on Commerce, Trade, and Consumer Protection, 2001

Rechtliche Rahmenbedingungen einer zukünftigen kohärenten Struktur der europäischen Raumfahrt Stephan Hobe, Katharina Kunzmann, Thomas Reuter, 2006

Uebersetzung der Allgemeinen Welthistorie die in Engeland durch eine Gesellschaft von Gelehrten ausgefertigt worden, 1787

Fortsetzung der Allgemeinen Welthistorie durch eine Gesellschaft von Gelehrten in Teutschland und Engeland ausgefertigt, 1787

Geschichte des Kirchlichen Trennung zwischen dem Orient und Occident von den Ersten Anfängen bis zur Jungsten Gegenwart Aloys Pichler,1864

Die Charta der Grundrechte der Europäischen Union Deutscher Bundestag,2013-12-19 In diesem Buch veröffentlicht der Deutsche Bundestag wichtige einschlägige Dokumente, die im Zusammenhang mit der Charta der EU und ihrer Entstehungsgeschichte stehen. Damit setzt der Bundestag seine Tradition der Transparenz während des Chartaentstehungsprozesses fort und veröffentlicht Materialien, die zukünftig für die Auslegung der Charta wesentlich sein werden. Die Charta der Grundrechte der Eu, kurz: Grundrechtecharta, ist am 7. Dezember 2000 auf dem Gipfel der Staats- und Regierungschefs in Nizza feierlich verkündet worden. Sie wird zukünftig nicht nur innerhalb der EU nachhaltig Wirkung entfalten, sondern auch - als die derzeit modernste Fassung eines Menschenrechtsdokuments - international eine breite Ausstrahlung auf die bestehenden Grund- und Menschenrechtsregime haben. Mit der Charta dokumentiert die Europäische Union, dass sie nicht nur eine Wirtschafts-, sondern auch und vor allem eine Wertegemeinschaft ist. Damit schafft sie eine klare Orientierung über das europäische Modell, fördert damit innerhalb der Union die Identitätsstiftung der Bürger mit dem europäischen Projekt und stärkt darüber hinaus den Rechtsschutz der Bürger gegenüber den europäischen Organen. Nach außen gibt die Charta Auskunft über das Menschenrechtsverständnis der Union, was bei politischen und wirtschaftlichen Verhandlungen ebenso wichtig ist, wie für kommende Beitrittserklärungen mit Kandidatenländern.

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Teutscher Auszug der merkwürdigsten Begebenheiten ... von der Gnadenreichen Bildnuß Mariae vom guten Rath ... ,1759

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