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approach is particularly revealing. This book contains the 17 national reports and the general report on the subject of Rules for declining to exercise

jurisdiction:

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Pendens'. The
Reports were
held in
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list of nations
for which a
report has been
prepared is as
follows:

Argentina,
Brazil, Canada,
Quebec, Finland,
France, Germany,

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Great Britain,
Greece, Israel,
Italy, Japan,
The Netherlands,
New Zealand,
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Switzerland, and
USA. This book by
bringing
together all the
reports on
'Declining
Jurisdiction'
provides a

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Declining insight
into this topic,
and, dealing as
it does with a
key aspect of
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law, fits very
well into the
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group of leading
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provides a
detailed and

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insightful
account of what
is emerging as
the most crucial
current issue in
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international
law; that is,
how the Internet
affects and is
affected by the
four fundamental
questions: When
should a lawsuit

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be entertained
by the courts?
Which state's
law should be
applied? When
should a court
that can
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lawsuit decline
to do so? And
will a judgment
rendered in one
country be
recognized and

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enforced in
another? He
identifies and
investigates
twelve
characteristics
of Internet
communication
that are
relevant to
these questions,
and then
proceeds with a
detailed

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discussing of
what is required
of modern
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international
law rules.
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Svantesson's
approach focuses
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issues that have
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consequences in

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the Internet
context,
including the
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contracts; and •
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intellectual

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property issues.
A wide survey of
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encompasses
insightful and
timely analyses
of relevant laws
adopted in a
variety of
countries
including
Australia,

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England, Hong
Kong, the United
States, Germany,
Sweden, and
China as well as
in a range of
international
instruments.

There is also a
chapter on
advances in geo-
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its special

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value for legal practice. The book concludes with two model international conventions, one on cross-border defamation and one on cross-border contracts; as well as a set of practical check-lists to guide

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legal practitioners
faced with cross-
border matters
within the
discussed
fields.

Professor

Svantesson's

book brings
together a

wealth of
research

findings in the

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overlapping
disciplines of
law and
technology that
will be of
particular
utility to
practitioners
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working in this
new and rapidly
changing field.
His thoughtful
analysis of the

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interplay of the
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law will also be
of great value,
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anticipate the
future. Private
International
Law and the

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Internet

provides a remarkable stimulus to continue working towards globally acceptable rules on jurisdiction, applicable law, and recognition and enforcement of judgments for communication via the

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have made
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disputes common,
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and a frequent
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practical issue
is which country
or countries
have
jurisdiction to

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resolve the
dispute.
Existing
literature on
private
international
law tends to
emphasize choice
of law rather
than
jurisdiction.
Cases tend to
show that the
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significance of
Jurisdiction has
yet to be
appreciated.

This
groundbreaking
book fills in
these gaps and
offers a
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analysis of the
principles and
the theoretical
foundations

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applied to
resolve private
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jurisdictional
disputes and of
the manner in
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principles are
applied in
practice by:
Describing the
context in which
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disputes are
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Explaining and
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are applied
Identifying the

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interests which
motivate
principles and
the courts'
application of
the principles
Recommending
reforms to the
principles by
demonstrating
that the
existing
principles of
jurisdiction are

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flawed, and ought to be reformed by taking into account the law's objectives, defined by relevance to state and private interests.

This collection

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explores the ways in which key European and International legal institutions define the boundaries of jurisdictional competence.

This book provides an in-depth analysis

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of the common
law doctrine of
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has evolved in
the four major
common law
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'Intellectual
property and
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law' was one of

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the subjects
discussed at the
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2010). This

volume contains

the General

Report and 20

National Reports

covering Canada,

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US, Japan,
Korea, India and
a number of
European

countries

(Austria,
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UK, Spain etc).

The General
Report was
prepared on the
basis of
National
Reports. The

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national
reporters not
only describe
the existing
legal framework,
but also provide
answers for up
to 12

hypothetical
cases concerning
international
jurisdiction,
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and recognition

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and enforcement
of foreign
judgments in
multi-state IP
disputes. Based
on their answers
the main
differences
between legal
systems as well
as the
shortcomings of
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enforcement of

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IP rights are outlined in the General Report. The Reports in this volume analyse relevant court decisions as well as recent legislative proposals (such as the ALI, CLIP, Transparency,

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Waseda and
Korean
Principles).
This book is
therefore a
significant
contribution to
the existing
debate in the
field and will
be a valuable
source of
reference in
shaping future

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developments in
the cross-border
enforcement of
IP rights in a
global context.

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This book
explores the
theory and
practice of
judicial
jurisdiction
within the field
of private

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international
law. It offers a
revised look at
values

justifying the
power of courts
to hear and
decide cross-
border disputes,
and demonstrates
that a re-concep-
tualisation of
jurisdiction is
needed. Rather

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than deriving
from territorial
power of states,
jurisdiction in
civil and
commercial cross-
border matters
ought to be
driven by party
autonomy. This
autonomy can be
limited by
certain
considerations

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of equality and
critical state
sovereign
interests. The
book applies
this normative
view to the
existing rules
of jurisdiction
in the European
Union and the
Russian
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These regimes

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are chosen due to their unique positions towards values in private international law and contrasting societal norms that generate and accommodate these values. Notwithstanding disparate

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Declining and
political ideas,
these regimes
reveal a
surprising level
of consistency
when it comes to
enforcement of
party autonomy.
There is,
nevertheless,
room for
improvement. The
book

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demonstrates to scholars, policy makers and lawmakers that jurisdiction should be re-centred around the interests of private actors, and proposes ways to improve the current rules.

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The second thematic volume in the series Studies in Private International Law - Asia looks into direct jurisdiction, that is, the situations in which the courts of 15 key Asian states (Mainland

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Japan, South
Korea, Malaysia,
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Thailand,
Vietnam,
Cambodia,
Myanmar, the
Philippines,
Indonesia, Sri
Lanka, and
India) are
prepared to hear

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a case involving
cross-border
elements. For
instance, where
parties are
habitually
resident abroad
and a dispute
has only some,
little or no
connection with
an Asian state,
will the courts
of that state

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accept
jurisdiction and
hear the case
and (if so) on
what conditions?

More
specifically,
the book's
chapters explore
the
circumstances in
which different
Asian states
assume or

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decline
jurisdiction not
just in
commercial
matters, but
also in other
types of action
(such as family,
consumer and
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disputes). The
Introduction
defines
terminology and

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identifies similarities in the approaches to direct jurisdiction taken by the 15 Asian states in civil and commercial litigation. Taking its cue from this, the Conclusion assesses whether

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there should be
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convention or
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instrument
articulating
principles of
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jurisdiction for
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Conclusion also
discusses
possible
trajectories

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that Asian
states may be
taking in
respect of
direct
jurisdiction in
light of the
COVID-19
pandemic and the
political
tensions
currently
besetting the
world. The book

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suggests that
enacting
suitable rules
of direct
jurisdiction
requires an
Asian state to
strike a
delicate balance
between
affording
certainty and
protecting its
nationals. At

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Declining direct
jurisdiction
involves
sometimes
difficult policy
considerations
and is not just
about drawing up
lists of
jurisdictional
grounds and
exceptions to
them.

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This collection
of essays by his
friends and
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honours Sir

Peter North's
remarkable
career and

outstanding
contribution to
private

international
law. It takes as
its theme the

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reform and
development of
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law, reflecting
the three
different levels
at which the
development and
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law takes place.

Robin Morse

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discusses the creeping codification of private international law. Trevor Hartley draws attention to an area of private international law, that relating to matrimonial property, which

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is entirely
judge-made.
Joost Blom shows
how quickly the
judges, in this
case in the
Supreme Court of
Canada, can
develop private
international
law once they
set their mind
to it. Sir
Lawrence Collins

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discusses the
concept of
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international
law. Writers too
have had their
part to play in
the development
of private
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law; this is the
subject of the
contribution by

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Ole Lando. Kurt Siehr looks at the impact of international instruments on national private international law and the problems that this throws up. A number of contributors discuss various aspects of the

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ever-growing
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Wales. Paul
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questions of
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law globally as well as offering a technical analysis of the contract provision of the Brussels I Regulation. Hans Ulrich Jessurun d'Oliveira examines the uneasy relationship between the

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Jonathan Harris

discusses the

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law. Not
surprisingly
there is much

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discussing in
this book of the
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project that has
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nearly ten
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Matters. David
McClellan

discusses the
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project and, if
it does fail, a
possible way
forward. Ron
Brand suggests a
more modest goal
at the Hague
Conference,
namely a choice

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of court plus
recognition
convention.

Whatever the
fate of the
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work undertaken
at the Hague can
still be used in
the future. It
can inform the
discussion of
what we should

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do in
intellectual
property cases
in private
international
law, which is
the subject of
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contribution.

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