

GUIDELINES FOR PREREQUISITE EXAM/NAVODILA ZA DIFERENCIALNI IZPIT

Contract Law / Pogodbeno pravo

PROFESSORS/NOSILCI:

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Vsebina:

- **Uvod v primerjalno gospodarsko pogodbeno pravo:** opredelitev in pomen primerjalnega prava, temeljni pojmi gospodarskega pogodbenega prava.
- **Sistemi gospodarskega pogodbenega prava:** kontinentalni pravni sistem (Civil Law), angloameriški pravni sistem (Common Law).
- **Splošni del gospodarskega pogodbenega prava:** monizem in dualizem pogodbenega prava, delitev pogodb po lastnostih subjekta, čiste gospodarske pogodbe (b2b), druge pogodbe gospodarskih subjektov (b2c, b2s).
- **Sklepanje gospodarskih pogodb:** temeljni elementi pogodbe, specifični pogoji v gospodarskih pogodbah, primerjava formalnosti in pogojev za veljavnost pogodb.
- **Izpolnjevanje in neizpolnjevanje pogodb:** pravice in obveznosti pogodbenih strank,

Content:

- **Introduction to Comparative Commercial Contract Law:** definition and significance of comparative law, fundamental concepts of commercial contract law.
- **Systems of Commercial Contract Law:** continental legal system (Civil Law), Anglo-American legal system (Common Law).
- **General Part of Commercial Contract Law:** monism and dualism of contract law, classification of contracts based on subject characteristics, pure commercial contracts (b2b), other contracts of economic entities (b2c, b2s).
- **Formation of Commercial Contracts:** fundamental elements of a contract, specific conditions in commercial contracts, comparison of formalities and conditions for the validity of contracts.
- **Performance and Non-performance of Contracts:** rights and obligations of

kršitve pogodb in pravna sredstva, odgovornost in odškodninski zahtevki.

contractual parties, breaches of contracts and legal remedies, liability and claims for damages.

Temeljna literatura in viri / Readings:

Obvezna/Required

- DiMatteo, L. A., & Hogg, M. (Eds.). (2023). *Comparative commercial contract law*. Cambridge University Press.
- UNIDROIT. (2016). *UNIDROIT principles of international commercial contracts*. UNIDROIT.
- Zweigert, K., & Kötz, H. (2022). *An introduction to comparative law* (3rd ed.). Oxford University Press.

Načini ocenjevanja: Ustni izpit.

Assessment: Oral exam.

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Signature/podpis: Prof. dr. Andreja Primec