

BIBLIOGRAPHY OF WRITINGS RELATED TO THE WORK OF UNCITRAL

Compiled monthly (February 2011)

I. GENERAL

[No publications recorded under this heading.]

II. INTERNATIONAL SALE OF GOODS

Damiani, G. Game theory in contemporary international commercial law : the CISG and its potential ratification by Brazil and the United Kingdom. In Yearbook on international arbitration: volume I. M. Roth and M. Geistlinger, eds. Antwerp, Belgium, EAP, 2010. p. 257-265.

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Translation of title: Methods of debt satisfaction: United Nations Sales Convention (1980) compared with the German Civil Code.

III. INTERNATIONAL COMMERCIAL ARBITRATION AND CONCILIATION

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Journal feature dedicated to arbitration in Australia. Selected contents: Understanding Australia's new domestic arbitration regime: a comparison of the Australian State Commercial Arbitration Acts and the new Model Commercial Arbitration Bill / S. McComish, S. Luttrell and C. A. Miles, p. 7-32 -- Emerging trends in judicial approach to international arbitration in Australia: the winds of change / P. Megens and B. Cubitt, p. 33-42 -- More than an empty gesture: the reversal of Eisenwerk / N. Rudge and C. A. Miles, p. 43-53 -- Enforcement of foreign awards in Australia / M. Skinner and J. Simpkins, p. 54-58 -- Party instigated arbitrator challenges: a practical guide / D. Mallett and N. Allen, p. 59-83 -- Incorporating an arbitration clause "by reference": reconciling Model Law Article VII and Australian common law in light of recent developments / R. James and M. Schoenberg, p. 84-98 -- Tankers, taxes and "urgent" relief: AED Oil Ltd v Puffin FPSO Ltd / L. Jenkins and G. Dimopoulos, p. 99-104 -- Mediation under the NSW Commercial Arbitration Act 2010 s.27D / A. L. Limbury, p. 105-107.

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Contents: UNCITRAL Model Law in Canada / G. W. Ghikas -- New arbitration law in Africa / A. Feneon -- Influence of the UNCITRAL Model Law in Hong Kong and in China / G. Kwong -- UNCITRAL Model Law vs. customized local law: the Florida experience / C. R. Reetz -- Reform of Belgian arbitration law and the UNCITRAL Model Law / J. Billiet -- UNCITRAL Model Law in Ukraine: whether update is needed / Y. Chernykh -- The amendment to the UNCITRAL Model Law on interim measures: a compromise on ex parte measures / C. Malinvaud -- Principle of kompetenz kompetenz according to the UNCITRAL Model Law on International Commercial Arbitration / G. Zeiler and K. Hruskovicova -- Court review of arbitration awards for excess de pouvoir / D. Pulkowski - - Achievements and limits of the UNCITRAL Model Law's annulment regime / H. G. Gharavi -- Addition of parties: a vacuum left by the model law in need of internationally approved rules / M. G. Teles.

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Castello, James E. Plus ça change, plus c'est la même chose : eight revisions not adopted in the 2010 UNCITRAL Rules. *ASA bulletin* (Alphen aan den Rijn, The Netherlands) 28:4:855-868, 2010.

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Goss, R. C. Can state laws prevent international arbitration of insurance disputes under the New York Convention? *Dispute resolution journal* (New York) 65:4:14, November 2010-January 2011.

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IV. INTERNATIONAL TRANSPORT

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Translation of title: The limitation of liability in the draft UNCITRAL convention on the transport of goods by sea.

Ibrahim, N. M. Egyptian Court of Cassation, No. 595/63, February 28, 2006 : Annulment of arbitration clause in a bill of lading carrier-consignee relationship in application of the constraints adopted by the Egyptian Maritime Trade Act 8 of 1990 after the 1978 Hamburg Rules: a commentary. *International journal of Arab arbitration = مجلة التحكيم* (Beirut) 3:577-588, July 2009.

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Contents: Ch. 1. The emergence and application of the Rotterdam Rules / D. R. Thomas -- Ch. 2. From treaty to trial: The implementation of the Rotterdam Rules / M. Harakis -
- Ch. 3. Interpreting international transport conventions / S. Rainey -- Ch. 4. Freedom of contract within the province of the international conventions / A. Tettenborn -- Ch. 5. Multimodal transport under the Rotterdam Rules / R. de Wit -- Ch. 6. Duties of carriers: care and seaworthiness / A. Nicholas -- Ch. 7. Limitation of liability / M. Huybrechts -- Ch. 8. Exclusion of liability / J. Clark and J. Thomson -- Ch. 9. Duty to deliver cargo and consequences of misdelivery / S. Baughen -- Ch. 10. The Division of the burden of proof / N. Margetson -- Ch. 11. Duties of shippers / F. Stevens -- Ch. 12. Deck cargo / S. Hodges and D. Glass -- Ch. 13. Transport documents / F. Reynolds -- Ch. 14. Electronic

documents under the Rotterdam Rules / D. Martin-Clark -- Ch. 15. Himalaya clauses: the impact of the Rotterdam Rules / J. Chua -- Ch. 16. Jurisdiction clauses and arbitration agreements / Y. Baatz.

V. INTERNATIONAL PAYMENTS (includes former INDEPENDENT GUARANTEES AND STAND-BY LETTERS OF CREDIT)

[No publications recorded under this heading.]

VI. ELECTRONIC COMMERCE

Martin-Clark, D. Electronic documents under the Rotterdam Rules. In *The carriage of goods by sea under the Rotterdam Rules*. D. R. Thomas, ed. London, Lloyd's List, 2010. p. 283-294.

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VII. SECURITY INTERESTS (includes former RECEIVABLES FINANCING)

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VIII. PROCUREMENT

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IX. INSOLVENCY

[No publications recorded under this heading.]

X. INTERNATIONAL CONSTRUCTION CONTRACTS

[No publications recorded under this heading.]

XI. INTERNATIONAL COUNTERTRADE

[No publications recorded under this heading.]

XII. PRIVATELY FINANCED INFRASTRUCTURE PROJECTS

[No publications recorded under this heading.]

XIII. ONLINE DISPUTE RESOLUTION

[No publications recorded under this heading.]