

# Round Table Principles of Latin American Contract Law

Monday 25 January 2016

## Invitation

You are cordially invited to participate in the Round Table Discussion about the Principles of Latin American Contract Law. The event will take place at Utrecht University on 25 January 2016.

The publication of the Principles of Latin American Contract Law (PLACL) is one of the newest initiatives of regional contract law harmonization. The project has been led by a group of South American academics, with the purpose to provide a source of inspiration for the reform and modernization of contract law in Latin America. This Round Table aims to introduce the methodology, sources and main features of the Principles.

Special attention will be paid to the nature of the Principles (restatement or innovation) and the difficulties they face, in particular, the challenge to demonstrate that the Principles are not a mere copy or sub-product of the CISG, the PICC or the PECL.

Additionally, the workshop will elaborate on the concept of contract. Article 8 of the PLACL defines contract as an agreement. To some extent this definition is puzzling. For, on the one hand, it is evident that a contract involves an agreement, but there is some considerable distance between this and the statement according to which a contract is an agreement. The question then is in what sense a contract is an agreement in the PLACL. A second question prof. IÑIGO DE LA MAZA will address is the need of cause and object as essential elements of the contract. The question is why the PLACL has considered them this way when other European and international soft law instruments used as sources of the PLACL conspicuously avoided them.

### Venue:

**Registration:** There is no registration fee, but registration is required by sending an e-mail to: Prof. Anne Keirse (a.l.m.keirse@uu.nl)

Participants will receive a copy of the PLACL upon registration.

INVITATION



Universiteit Utrecht



RENFORCE

UTRECHT CENTRE FOR REGULATION AND ENFORCEMENT IN EUROPE

15:00 **Welcome/ Opening**

15:15 **Presentation:** The Principles of Latin American Contract Law: looking for identity

Dr RODRIGO MOMBERG, PhD (Utrecht University), LL.M. in European Private Law (Utrecht University), Licenciado en Ciencias Jurídicas y Sociales (Universidad Austral de Chile).

Career Development Fellow in Comparative Law, Institute of European and Comparative Law, Oxford; Supernumerary Fellow in Law, Brasenose College, Oxford.

15:30 **Presentation:** The concept of contract in the Principles of Latin American Contract Law

Prof. IÑIGO DE LA MAZA, Dr Iur (Universidad Autónoma de Madrid), Master in the Sciences of Law (Stanford University), Licenciado en Ciencias Jurídicas y Sociales (Universidad Diego Portales).

Professor and researcher (Private law and Consumer law) at Universidad Diego Portales.

Director, Revista Chilena de Derecho Privado.

16:00 **Discussion**

17:00 **Closing, drinks**