

Society
of European Contract Law
SECOLA

Standard Contract Terms in
Europe:

A Basis for and a Challenge to European
Contract Law



Invitation to a Conference

Prague, 17 and 18 June 2005

Friday, 17 June 2005

9:00 Opening Address: Minister of Foreign Affairs Dr. Cyril Svoboda
Introduction to the Topic

I. Standard Contract Terms and the Evolution of European Contract Law

9.20 1. Contract Law Activities in the EC, the Common Frame of
Reference Process, and the Standard Contract Terms Directive
as a Starting Point
(Dr. Röttinger, EU Commission) * with Discussion

10.15 2. Party Autonomy and Social Justice in Member States and
EC Regulation - A Survey on Theory and Practice
(Dr. Träger, Barrister)

10.45 Coffee

11.00 3. An Economic Analysis of the Standard Contract Terms
Directive
(Dr. Hatzis, Athens)

11.30 4. Discussion

12.15 Lunch Break

13.00 SECOLA General Assembly

II. Regulating the Problems of Standard Contract Terms on the EC Level - General Problems and Institutions

13.40 1. Cassis de Dijon and the Control of Standard Contract Terms
(Prof. Micklitz, Bamberg) * with Discussion

14.20 2. Interpretation of Standard Contract Terms
(Prof. De Boeck, Brussels/Prof. van Hoecke, Brussels)
* with Discussion

15.00 Coffee

15.20 3. Standard Contract Terms and Information Rules
(Prof. Armbrüster, Berlin)
* with Invited Comment (Dr. Loos, Amsterdam)
* with Discussion

16.20 4. The Rules applying when Standard Contracts are avoided
(Prof. Maugeri, Catania) * with Discussion

17.00 Coffee

17.20 5. Standard Contract Terms - The Role of the Courts and Moral
Suasion by Independent Authorities
(Prof. Alpa, Rome) * with Discussion

18.00 6. Standard Contract Terms - Harmonisation and Self-
Regulation
(Prof. Cafaggi, Florence) * with Discussion

18.40 7. The Regulation of Unfair Terms and the Commission's
Encouragement to Develop European Standard Contract
Terms
(Dr. Whittaker, Oxford) * with Discussion

20.30 Conference Dinner

Saturday, 18 June 2005

III. Regulating the Problems of Standard Contract Terms on the EC Level - Specific Contracts and Terms

8.30 1. Standard Contract Terms and Financial Contracts
(Prof. Volante, Ferrara) * with Discussion

9.00 2. Standard Contract Terms and Rules on Procedure
(Prof. Podimata, Thessaloniki) * with Discussion

9.30 3. Standard Contract Terms and Unilateral Promises
(Dr. Cauffman, Leuven) * with Discussion

10.00 Coffee

IV. Implementation and Interpretation of the Directive in the Member States

10.20 1. Comparative Law Introduction
(Prof. Amato, Brescia / Prof. Patti, Rome)

10.50 2. Panel on the Implementation of the Directive in the Member
States, concentrating on four issues:
(1) Scope of Application;
(2) Integration or Incorporation of Standard Contract Terms
into the Contract;
(3) Interpretation of the General Standard of Fairness;
(4) The Effects of the List of Unfair Terms
Prof. Alessi (Palermo), Prof. Bosch Capdevila / Prof. Giménez
Costa (Tarragona), Dr. Christodoulou (Athens), Prof.
Deipenbrock (Berlin), Prof. Horgan (Cork), Dr. Lete (Santiago
de Compostela), Prof. Pinto Oliveira (Minho), Prof. Tichy (Prague),
Prof. Troiano (Foggia), Dr. Twigg-Flesner (Hull), Dr.
Vigneron (Kent)

13.00 3. Standard Contract Terms and the Enlargement Process
... and Concluding Remarks
(Prof. Reich, Riga)

13.30 End of the Conference

Conference location:

Friday: Cernin Palace (Foreign Ministry)
Loretanske namesti 2
CZ-Prague 1

Saturday: Charles University, Law Faculty
1. Floor, Room 120
namesti Curieovych 7
CZ-Prague 1

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