

# The Economics of Ethiopian Public- Private Partnership (PPP) Law

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**Key Terms:** *Public-Private Partnership (PPP), Value for Money (VFM), Risk Allocation, Project Company, Contracting Authority, PPP Proclamation No. 1076/2018, PPP (Amendment) Proclamation No. 1283/2023, PPP Board, PPP Directorate General, Ministry of Finance, Economic Equilibrium*

January 2025



# The Economics Of Private Law

**Michael Faure, Andre Van der Walt**



## **The Economics Of Private Law:**

**The Economics of Private Law** Richard A. Posner, 2001-01-01 This is a well edited collection of important papers which will find a home in university libraries throughout the world the volume stands testimony to the significance of Richard Posner as the leading thinker of the L and E School K Lawler Economic Issues the pioneering work of Judge Richard Posner has brought to light the broad relevance of economics to virtually all areas of law During the last three decades Judge Posner has provided seminal contributions to the development of an overarching economic theory of law with applications including traditional legal subjects such as torts and contracts as well as non standard topics such as his study of primitive law and ancient customs This selection of Posner s essays reveals the importance of economic efficiency as a driving force in the formation of private law the rigorous and insightful introduction by Francesco Parisi discusses Posner s unparalleled influence on the evolution of law and economics and the understanding of the economic foundations of private law

**Economic Foundations of Private Law** Richard A. Posner, Francesco Parisi, 2002 The articles are arranged by theme with topics including the methodological foundations of law and economics the efficiency of the common law hypothesis the economics of property law and the Coase theorem the economics of contracts and the economics of tort law *The*

*Economics of Public Law* Richard A. Posner, 2001

**The Foundations of European Private Law** Roger

Brownsword, Hans-W. Micklitz, Leone Niglia, Stephen Weatherill, 2011-09-19 There remains an urgent need for a deeper discussion of the theoretical political and federal dimensions of the European codification project While much valuable work has already been undertaken the chapters in this volume take as their starting point the proposition that further reflection and critical thought will enhance the quality and efficacy of the on going work of the various codification bodies The volume contains chapters by representatives of the Common Frame of Reference the Study Group and the Acquis Group as well as by those who have not been involved in particular projects but who have previously commented more distantly on their work for instance those belonging to the Trento Group and the Social Justice Group The chapters between them represent the most comprehensive attempt so far to survey the state of the codification project its theoretical political and federal foundations and the future prospects for enforcement and compliance **Aspects of the economics of private law** William Dutton

Bishop, 1986 *Rights and Private Law* Donal Nolan, Andrew Robertson, 2011-12-02 In recent years a strand of thinking has developed in private law scholarship which has come to be known as rights or rights based analysis Rights analysis seeks to develop an understanding of private law obligations that is driven primarily or exclusively by the recognition of the rights we have against each other rather than by other influences on private law such as the pursuit of community welfare goals Notions of rights are also assuming greater importance in private law in other respects Human rights instruments are having an increasing influence on private law doctrines And in the law of unjust enrichment an important debate has recently begun on the relationship between restitution of rights and restitution of value This collection is a significant contribution to debate

about the role of rights in private law It includes essays by leading private law scholars addressing fundamental questions about the role of rights in private law as a whole and within particular areas of private law The collection includes contributions by advocates and critics of rights based approaches and provides a thorough and balanced analysis of the relationship between rights and private law

**The Regulatory Function of European Private Law** Fabrizio

Cafaggi,Horatia Muir Watt,2009-01-01 In twelve topical papers written by renowned experts in distinct areas of the law the reader will find out how private law and private international law instruments can serve public policy goals such as the protection of the environment product safety or services of general economic interest and how these instruments interact with regulation in the proper sense A must for those who want to explore the borderline if it exists between public and private law in the EU Jules Stuyck Leuven University Belgium In the context of the current debate on the desirability and process of forming European private law EPL this book considers one fundamental question addressing its descriptive and normative dimension does and should EPL pursue regulatory objectives beyond market integration The editors argue that because national categories are of little help in grasping the characteristics of a multi level regulatory system it is necessary to link three perspectives private law regulation and conflict of laws This book explores this interaction in four distinct fields product liability environmental protection public utilities and e commerce The results show that EPL is highly regulatory and that the implications of this change have not been adequately considered by institutions and by scholars The Regulatory Function of European Private Law will be of great interest to academics of law as well as to private and public lawyers and European policymakers

**Pluralism and European Private Law** Leone Niglia,2013-01-29

European private law has hitherto tended to be conceptualised firmly around ideas of unity and harmony Yet the discourse within other areas of European law notably constitutional law scholarship visibly adopts pluralist perspectives This book seeks to bridge the gap between public and private law by looking at European private law from various pluralist positions and by investigating old and new ways in which to understand legal pluralism in general It fills a gap in the wide literature on legal pluralism as the first book entirely dedicated to offering an insight into legal pluralism from the vantage point of the private law domain The book addresses critically issues such as what pluralism really means in private law and what conceptions of pluralism it embodies including discussion about the outer boundaries of any of the pluralist understandings Contributions address comparative critical historical theoretical and normative aspects The book provides an opportunity to engage innovatively with problematic conceptual issues which inform the work of European private law scholars including the debate on the Common Frame of Reference Poject of the European Commision

**Making European Private Law** Fabrizio

Cafaggi,Horatia Muir Watt,2010-01-01 This is a remarkably ambitious work of scholarship What can Europe bring to private law and what can it take away And how do we shape the institutional design of the governance model s that comprise Europe A stellar collection of contributors provides important fresh insights into the evolving and varied patterns according to which

private law is generated in Europe Stephen Weatherill Somerville College Oxford UK The debate concerning the desirability and modes of harmonisation of European Private Law EPL has until now been mainly concerned with substantive rules The link between rules and institutions suggests that governance of both the process of harmonisation and its outcome is necessary This book covers various perspectives on the challenge of designing governance for EPL the implications of a multi level system in terms of competences the interplay between market integration and regulation the legitimacy of private law making the importance of self regulation the usefulness of conflict of law rules the role of intergovernmental institutions and the aftermath of enlargement In addressing these the book s achievements are to successfully link two areas of scholarship that have so far remained separate EPL and new modes of governance and to address institutional reforms The contributions offer different proposals to improve governance the creation of a European Law institute the improvement of judicial cooperation among national courts the use of committees for implementation of EPL Suggesting practical institutional reforms that can improve the process of Europeanisation of private law this book will be of great interest to scholars of law politics political science sociology and economics It will also appeal to policymakers and members of both European institutions and national institutions dealing with European matters The New European Private Law:Vol. 3:Essays on the Future of Private Law in Europe Martijn Hesselink,2002-10-16 In The New European Private Law Martijn W Hesselink presents a revised and supplemented collection of essays written over the last five years on European private law He argues that the creation of a common private law in Europe is not merely a matter of rediscovering the old *ius commune* or of neutrally establishing the present common core which may be codified in a European Civil Code Rather it is a matter of making choices some of which may be highly controversial In this book he discusses some of the most important choices which will have to be made with regard to culture principles politics models rights concepts and structure in the new European private law **The Foundations of European Transnational Private Law** Anna Beckers,Hans-W. Micklitz,Rodrigo Vallejo,Pia Letto-Vanamo,2024-05-30 Since Anu Bradford s groundbreaking book on the Brussels Effect there is a vastly evolving literature on the EU as a global regulatory actor as well as the global reach of EU law This edited collection connects to this debate Yet it shifts the focus from the currently predominant public law focus to investigating European and EU private law and to connecting to literature and research on transnational law To that end it proceeds first conceptually by introducing and giving shape to the notion of a European Transnational Private Law through four conceptual contributions by the editors Secondly it focuses on several sectors finance taxation investment consumer law labour law and topics climate litigation global value chains non discrimination to trace sector specifically the role of EU private law in relation to transnational legal ordering **New Private Law Theory** Stefan Grundmann,Hans-W. Micklitz,Moritz Renner,2021-03-18 New Private Law Theory is pluralist comparative application oriented transnational and reflects critical approaches **The Cambridge Handbook of Private Law and Artificial Intelligence** Ernest Lim,Phillip

Morgan, 2024-03-28 AI appears to disrupt key private law doctrines and threatens to undermine some of the principal rights protected by private law. The social changes prompted by AI may also generate significant new challenges for private law. It is thus likely that AI will lead to new developments in private law. This Cambridge Handbook is the first dedicated treatment of the interface between AI and private law and the challenges that AI poses for private law. This Handbook brings together a global team of private law experts and computer scientists to deal with this problem and to examine the interface between private law and AI which includes issues such as whether existing private law can address the challenges of AI and whether and how private law needs to be reformed to reduce the risks of AI while retaining its benefits. The Goals of Private Law

Andrew Robertson, Hang Wu Tang, 2009-11-16 This collection contributes to a fundamentally important set of debates about the nature of private law. The essays consider whether private law should be seen as having goals and if so whether those goals are particular to private as opposed to public law. They consider the legitimacy of the pursuit of community welfare goals in private law and the place of instrumentalist thinking in private law scholarship. They explore the relationship between the pursuit of policy goals and the other influences that shape private law such as the formal values of certainty, consistency and coherence and the need to do justice to the parties to particular disputes. The collection analyses the role that particular policy goals do and should play in particular private law doctrines and contributes to debate about the relationship between community welfare goals and considerations of interpersonal morality arising from the interactions between individuals. The contributors are drawn from across the common law world and offer a diverse range of perspectives on the controversies under consideration. *Convergence and Divergence of Private Law in Asia* Gary Low, 2022-02-24

There have been an increasing need for greater integration of many Asian economies either within the confines of ASEAN or on a more geo-economically strategic scale including major Asian jurisdictions like China, Japan and Korea. A number of key personalities within the regional legal fraternity have advanced views that such integration ought to occur through the harmonization of legal rules, arguing that in doing so uncertainty and other transaction costs would be reduced and commercial confidence within the region concomitantly increased. This edited volume brings together eminent and promising scholars and practitioners to investigate what convergence and divergence means in their respective fields and for Asia. Interwoven in the details of each tale of convergence is whether and how convergence ought to take place and in so choosing what are the attendant consequences for that choice. **Private Law in the 21st Century** Kit Barker, Karen

Fairweather, Ross Grantham, 2017-01-26 This book brings together a wide range of contributors from across the common law world to identify and debate the principal moral and systemic challenges facing private law in the remaining part of the twenty-first century. The various contributions identify serious problems relating to complexity and overload, threats to research and education, the law's unintelligibility, the unsatisfactory nature of the law reform process and a general lack of public engagement. They consider the respective future roles of statutes, codes and judge-made law in the form of both

common law and equitable rules They consider how best to organise the private law system internally and how to co ordinate it externally with other public and economic systems human rights regulation insurance markets and social security frameworks They address the challenges for private law presented by new forms of technology and by modern demands for the protection of new and intangible forms of moral interest such as interests in privacy vindication and personal choice They also engage with the critical contemporary debates about access to and the privatisation of civil justice The work is designed as a source of inspiration and reference for private lawyers as well as legislators policy makers and students

**EU Law and Private International Law** Jan-Jaap Kuipers, 2011-11-25 The Rome I Regulation on the Law Applicable to Contractual Obligations has unified the conflict of laws rules of the Member States The influence of the European Union upon Private International Law goes beyond positive harmonisation however There is a certain tension between European law and PIL European law is concerned with whether the imposition of a rule constitutes a restriction to the internal market whereas PIL does not seek to neutralise the disadvantages that result from differences between national laws but instead tries to locate the geographical centre of the legal relationship The present book attempts to identify the methodological disharmony between the two legal disciplines in the regulation of cross border contracts and proposes suggestions to enhance their mutual understanding

*The Collected Economic Essays of Richard A. Posner: The economics of public law* Richard A. Posner, 2001-01-01 Judge Richard A Posner s work on the economics of public law is a critical component of the interaction between the new law and economics movement and public choice theory It exemplifies the parallel influence that these two important intellectual movements have had on the current understanding of legal institutions Together with an insightful introduction by Francesco Parisi this volume brings together his most important contributions on areas such as the economics of constitutional law and legislation the economics of criminal law the economics of labour law and employment discrimination the economics of antitrust

**EU Private Law and the CISG** Zvonimir Slakoper, Ivan Tot, 2021-09-30 EU Private Law and the CISG examines selected EU directives in the field of private law and their effects on the national private law systems of several EU Member States and discusses certain specific concepts of the United Nations Convention on Contracts for the International Sale of Goods CISG in light of the CISG s recent fortieth anniversary The most prominent influence of EU law on national private law systems is in the area of the law of obligations thus the book focuses on several EU private law directives that cover the issues belonging to contract and tort law as interpreted in the case law of the Court of Justice of the EU EU private law concepts need to be interpreted autonomously and uniformly rather than through the lens of national private law systems The same is true for the CISG which has not only been one of the most successful instruments of the international trade law unification but had also influenced both the EU private law and domestic laws In Part I focused on the EU private law and its effects for national laws chapters examine the recent Digital Content and Services Directive and its likely impact on the contract law of the UK and Ireland the role aggressive commercial practices play in EU banking

and credit legislation the applicability of the EU private international law rules to collective redress the unfair contract terms regime of the Late Payment Directive and its transposition into Croatian law the implementation of the Commercial Agency Directive in Denmark Estonia and Germany and disgorgement of profits as remedy provided in the Trade Secrets Directive In Part II dealing with selected CISG issues chapters discuss the autonomous interpretation of CISG s concept of sale by auction and its notion of intellectual property as well as the CISG s principle of freedom of form and the possibility for reservations with the effect of its exclusion The book will be of interest to legal scholars in the field of EU private law and international trade law as well as to the students practitioners members of law reform bodies and civil servants in Europe and beyond

Globalization and Private Law Michael Faure, Andre Van der Walt, 2010-01-01 This timely book explores the relationship between private law and globalization It examines the consequences of the fact that law making now takes place in a globalized world which increasingly leads to questions of accountability and legitimacy of the law making process Within this work European and South African scholars deal with the relationship between private law and globalization in fourteen innovative chapters addressing inter alia globalization democracy and accountability harmonization versus decentralization public law issues corporate governance procedural issues as well as human rights and the environment This well documented and original study will be a valuable resource for academics and legal practitioners as well as students Specialists in private law transnational law international law and legal theory should also not be without this important book



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