

NINA OPACIC, ASSISTANT EDITOR

Victoria University of Wellington - Faculty of Law
nina.opacic@live.com

JOHN PREBBLE QC, EDITOR

Professor of Law, Victoria University of Wellington - Faculty of Law, Gastprofessor, Institut für Österreichisches und Internationales Steuerrecht, Wirtschaftsuniversität Wien, Adjunct Professor of Law, University of Notre Dame Australia - School of Law
john.prebble@vuw.ac.nz

[Browse ALL abstracts for this journal](#)

[Links: Subscribe ~ Unsubscribe | Distribution | Network Directors | Submit ~ Revise Your Papers](#)

Announcements

Papers on the United Nations Convention on Contracts for the International Sale of Goods (CISG) - Papers by Petra Butler, Professor of Law, Victoria University of Wellington

Table of Contents

- **CISG and International Arbitration - A Fruitful Marriage?**
[Petra Butler](#), Victoria University of Wellington - Faculty of Law, Victoria University of Wellington
- **Acceptance of an Offer Under the CISG**
[Petra Butler](#), Victoria University of Wellington - Faculty of Law, Victoria University of Wellington
[Bianca Maria Mueller](#), Barrister, Wellington
- **Article 1 CISG – The Gateway to the CISG**
[Petra Butler](#), Victoria University of Wellington - Faculty of Law, Victoria University of Wellington
- **The Perversity of Contract Law Regionalization in a Globalizing World**
[Petra Butler](#), Victoria University of Wellington - Faculty of Law, Victoria University of Wellington
- **The CISG - A Secret Weapon in the Fight for a Fairer World?**
[Petra Butler](#), Victoria University of Wellington - Faculty of Law, Victoria University of Wellington

[^top](#)

LEGAL SCHOLARSHIP NETWORK: LEGAL STUDIES RESEARCH PAPER SERIES

VICTORIA UNIVERSITY OF WELLINGTON LEGAL RESEARCH PAPERS

- **"CISG and International Arbitration - A Fruitful Marriage?"** 
XVII International Trade and Business Law 322, Special Volume for Professor Zeller's 70th Birthday, 322-357, 2014
Victoria University of Wellington Legal Research Paper No. 6/2017

PETRA BUTLER, Victoria University of Wellington - Faculty of Law, Victoria University of Wellington
Email: Petra.Butler@vuw.ac.nz

This article discusses the relationship between international arbitration and the CISG. The premise the article explores is that international arbitral tribunals should be better able to truly interpret the CISG autonomously demanded by art 7 of the CISG. The author used an empirical study, surveying 240 arbitral awards and 800 judgements, to test the premise.

- **"Acceptance of an Offer Under the CISG"** 
Schwenzer, Pereira and Tripodi (eds) CISG and Latin America: Regional and Global Perspectives Eleven International Publishing, the Hague, 2016) at 299

PETRA BUTLER, Victoria University of Wellington - Faculty of Law, Victoria University of Wellington

Email: Petra.Butler@vuw.ac.nz

BIANCA MARIA MUELLER, Barrister, Wellington

Email: post4bianca@gmail.com

The United Nations Convention on Contracts for the International Sale of Goods (CISG) came into force in Brazil comparatively recently in 2014. The CISG will now govern contracts for the international sale of goods with many of Brazil's major trading partners. This chapter considers the requirements for acceptance of an offer under the CISG. First, the core principles relating to acceptance are set out, the next part of the paper considers particular issues in relation to acceptance by electronic means, the time of acceptance and conflicts between an offer and acceptance. The chapter concludes by considering Brazil's position in relation to electronic commerce.

"Article 1 CISG – The Gateway to the CISG"

Schwenzer, Pereira and Tripodi (eds) CISG and Latin America: Regional and Global Perspectives Eleven International Publishing, The Hague, 2016) at 379

Victoria University of Wellington Legal Research Paper No. 8/2017

PETRA BUTLER, Victoria University of Wellington - Faculty of Law, Victoria University of Wellington

Email: Petra.Butler@vuw.ac.nz

Although the CISG is the most significant instrument in the move to provide uniform substantive rules for international contracts. This chapter argues that even with the CISG, choice of law analysis is far from obsolete. Article 1 of the CISG provides two principal questions that determine whether the CISG is applicable. The first part of this chapter contains a detailed analysis of different situations in which CISG may or may not apply in litigation according to Article 1. The second part of the paper is dedicated to considering how Article 1 applies in arbitration proceedings. It is important for parties engaging in cross-border trade to be aware of the operation of Article 1 as a gateway to the CISG.

"The Perversity of Contract Law Regionalization in a Globalizing World"

Globalization versus Regionalization: 4th Annual MAA Schlechtriem CISG Conference, July 2013

Victoria University of Wellington Legal Research Paper No. 9/2017

PETRA BUTLER, Victoria University of Wellington - Faculty of Law, Victoria University of Wellington

Email: Petra.Butler@vuw.ac.nz

This chapter will first set out the academic and professional preoccupation within the European Union with a unified contract law and the reasons for it. It will then examine and compare CESL with CISG, and following on from this examination, will make some critical observations in regard to the regionalization of contract law. In the last part, this chapter will give an overview of the acceptance of the CISG in the TPP countries and will try to predict whether or not the TPP will go the way of the European Union.

"The CISG - A Secret Weapon in the Fight for a Fairer World?"

35 Years CISG and Beyond, Ingeborg Schwenzer (ed). (2016), Chapter 18

Victoria University of Wellington Legal Research Paper No. 10/2017

PETRA BUTLER, Victoria University of Wellington - Faculty of Law, Victoria University of Wellington

Email: Petra.Butler@vuw.ac.nz

"The CISG and Beyond" concerns the question of the CISG's future, and the contributions in this volume aptly discuss the CISG's future within the realm of international commercial law. However, will questions of the interpretation of the CISG and its relationship with the wider international commercial law be the main playground for the CISG in the future? Or, might the CISG be destined to achieve far more - a better future for everyone?

[^top](#)

About this eJournal

Victoria University of Wellington Legal Research Papers Series primarily contains scholarly papers by members of the **Faculty of Law at Victoria University of Wellington**. Some issues collect a number of papers on a similar theme to form a suite of papers on a single topic. Others issues are general or distribute mainly recent work.

The Student/Alumni Series is a subseries of the Victoria University of Wellington Legal Research Paper Series. The subseries started in 2015 and publishes papers by students and alumni of Victoria University of Wellington, comprising primarily work for honours and postgraduate courses. Papers are collected into thematic or general issues.

The Victoria University of Wellington was founded in 1899 to mark the Diamond Jubilee of the reign of Queen Victoria of Great Britain and of the then British Empire. Law teaching started in 1900. The Law Faculty was formally constituted in 1907. The first dean was Richard Maclaurin (1870-1920), an eminent scholar of both law and mathematics. Maclaurin went on to lead the Massachusetts Institute of Technology as President in its formative years. Early professors included Sir John Salmond (1862-1924), still one of the Common Law's leading scholars. His texts on jurisprudence and torts have gone through many editions and remain in print.

Alumni include Sir Robin Cooke (1926-2006), one of the leading judges of the British Commonwealth. As Baron Cooke of Thorndon, he sat on over 100 appeals to the Appellate Committee of the House of Lords, one of very few Commonwealth judges ever appointed to do so.

Since 1996 the Law School has occupied the Old Government Building in central Wellington. Designed by William Clayton and opened in 1876 to house New Zealand's then civil service, the building is a particularly fine example of Italianate neo-Renaissance style. Unusually among large colonial official buildings of the time it is constructed of wood, apart from chimneys and vaults.

The School is close to New Zealand's Parliament, courts, and the headquarters of government departments. Throughout Victoria's history, our law teachers have contributed actively to policy formation and to law reform. As a result, in addition to many scholarly articles and books, the Victoria SSRN pages include a number of official reports.

Victoria graduates approximately 230 LLB and LLB(Hons) students each year, and about 60 LLM students. The faculty has an increasing number of doctoral students. Ordinarily there are ten to twelve students engaged in PhD research.

Victoria University observes the British system of academic ranks. In North American terms, lecturers and senior lecturers are tenured doctrinal scholars, not legal writing teachers. A senior lecturer corresponds approximately to a North American associate professor in rank.

Submissions

To submit your research to SSRN, sign in to the [SSRN User Headquarters](#), click the My Papers link on left menu and then the Start New Submission button at top of page.

Distribution Services

If your organization is interested in increasing readership for its research by starting a Research Paper Series, or sponsoring a Subject Matter eJournal, please email: RPS@SSRN.com

Distributed by

Legal Scholarship Network (LSN), a division of Social Science Electronic Publishing (SSEP) and Social Science Research Network (SSRN)

Directors

LAW SCHOOL RESEARCH PAPERS - LEGAL STUDIES

BERNARD S. BLACK

Northwestern University - Pritzker School of Law, Northwestern University - Kellogg School of Management, European Corporate Governance Institute (ECGI)

Email: bblack@northwestern.edu

RONALD J. GILSON

Stanford Law School, Columbia Law School, European Corporate Governance Institute (ECGI)

Email: rgilson@leland.stanford.edu

Please contact us at the above addresses with your comments, questions or suggestions for LSN-LEG.

Subscription Management

You can change your journal subscriptions by logging into **SSRN User HQ**. If you have questions or problems with this process, please email Support@SSRN.com or call 877-SSRNHelp (877.777.6435 or 585.442.8170). Outside of the United States, call 00+1+585+4428170.

Site Subscription Membership

Many university departments and other institutions have purchased site subscriptions covering all of the eJournals in a particular network. If you want to subscribe to any of the SSRN eJournals, you may be able to do so without charge by first checking to see if your institution currently has a site subscription.

To do this please click on any of the following URLs. Instructions for joining the site are included on these pages.

[Accounting Research Network](#)

[Cognitive Science Network](#)

[Corporate Governance Network](#)

[Economics Research Network](#)

[Entrepreneurship Research & Policy Network](#)

[Financial Economics Network](#)

[Health Economics Network](#)

[Information Systems & eBusiness Network](#)

[Legal Scholarship Network](#)

[Management Research Network](#)

[Political Science Network](#)

[Social Insurance Research Network](#)

[Classics Research Network](#)

[English & American Literature Research Network](#)

[Philosophy Research Network](#)

If your institution or department is not listed as a site, we would be happy to work with you to set one up. Please contact site@ssrn.com for more information.

Individual Membership (for those not covered by a site subscription)

Join a site subscription, request a trial subscription, or purchase a subscription within the SSRN User Headquarters: <https://hq.ssrn.com/Subscriptions.cfm>

Financial Hardship

If you are undergoing financial hardship and believe you cannot pay for an eJournal, please send a detailed explanation to Subscribe@SSRN.com

FORWARDING & REDISTRIBUTION

Subscriptions to the journal are for single users. You may forward a particular eJournal issue, or an excerpt from an issue, to an individual or individuals who might be interested in it. It is a violation of copyright to redistribute this eJournal on a recurring basis to another person or persons, without the permission of Social Science Electronic Publishing, Inc. For information about individual subscriptions and site subscriptions, please contact us at Site@SSRN.com

[^top](#)

Copyright © 2017 Elsevier, Inc. All Rights Reserved