



# Türkiye Barolar Birliği Başkanlığı

Ankara, 04.04.2012

## BARO BAŞKANLIĞI

### DUYURU NO:2012/24

CCBE ile İtalya Barolar Birliği'nin 11 Nisan 2012 tarihinde Roma'da düzenlediği "*Avrupa Ortak Satış Kanunu Önerisi-Avukatların Görüşü*" konulu konferansa ilişkin program ve katılım formu ekte gönderilmiştir.

Bilgilerinize sunarım.

Saygılarımla

  
Avukat V.Ahsen COŞAR  
Türkiye Barolar Birliği  
Başkanı

Eki:2



## **Joint CNF and CCBE Conference on the proposed Common European Sales Law**

**Rome , 11 April 2012**

### ***The proposed Common European Sales Law – the lawyers' view***

The proposal from the European Commission for a Regulation on a Common European Sales Law (CESL) has raised divergent reactions from various parties across Europe. In order to contribute actively to this discussion from the lawyers' point of view, the conference aims to promote a debate and exchange of views among legal practitioners regarding the main legal issues of the CESL. General questions such as 'Do we need a CESL?', 'Can the CESL achieve what it sets out to do?' and 'The relationship with Rome I and the Vienna Convention' will be addressed, as well as some specific provisions of the proposal. The conference will gather representatives from the European Commission and the European Parliament, and also lawyers from different jurisdictions across Europe known for their expertise in this field.

Simultaneous interpretation will be provided in English, French and Italian

**Venue: Consiglio Nazionale Forense (CNF)**

via del Governo Vecchio, 3

I-00186 ROMA

Fax.: +39.06.97.74.88.29

e-mail: [laurasartori@consiglionazionaleforense.it](mailto:laurasartori@consiglionazionaleforense.it)

### ***Programme***

**Moderators:**

*Prof. Guido Alpa, President of the Italian Bar Council (Consiglio Nazionale Forense - CNF)*

*Carlo Vermiglio, Vice-President of the CNF and Chair of the CNF's Foreign Affairs Committee*

**08:30 – Registration**

**09:00 – Opening addresses**

*Marcella Prunbauer-Glaser, President of the Council of Bars and Law Societies of Europe (CCBE)*

*Prof. Guido Alpa, President of the Italian Bar Council (Consiglio Nazionale Forense - CNF)*

**09:30 – Introduction of the CESL**

*Presentation by Dirk Staudenmayer, Head of Unit – Contract law, European Commission*

**10:00 – A perspective from the European Parliament**

*Presentation by Luigi Berlinguer, MEP, Vice-Chair of the Legal Affairs Committee and Co-Rapporteur on the CESL*

**10:30 – Questions**

**10:45 – Coffee break**

**11:15 – PANEL DISCUSSION I**

A General perspective on the CESL – Chair: Friedrich Graf von Westphalen, Chair of the CCBE European Private Law Committee

- Do we need a CESL?
- Legal basis and scope
- The optional nature
- Can the CESL achieve what it sets out to do?

*Panel: Prof. Giuseppe Conte (Italy), Fergus Randolph QC (United Kingdom), Georg Maier-Reimer (Germany)*

**12:45 – Lunch**

**14:15 – PANEL DISCUSSION II**

The CESL and existing provisions – Chair: Friedrich Graf von Westphalen, Chair of the CCBE European Private Law Committee

- Aspects of conflict of laws
- When does the CESL apply?
- The relationship with Rome I and the Vienna Sales Convention

*Panel: Prof. Ubaldo Perfetti (Italy), James Wolffe QC (United Kingdom)*

**PRESENTATIONS: SOME THOUGHTS ON SOME PROVISIONS OF THE CESL**

**15:00 – Making a binding contract and assessing what is in the contract**

*Pedro Portellano (Spain)*

**15:20 – Discussion**

**15:30 – Coffee break**

**16:00 – Requiring and withholding performance, termination and price reduction: the CESL in comparison with the Vienna Sales Convention**

*Enrica Senini (Italy)*

**16:20 – Discussion**

**16:30 – What is the CESL's contribution in terms of damages and interest**  
*Louis-Bernard Buchman (France)*

**16:50 – Discussion**

**17:00 – Conclusions**  
*Prof. Guido Alpa*

**17:30 – End of the conference**

**20:30 – Dinner at the Palazzo Massimo di Pirro, Corso Vittorio Emanuele II, 145 in Rome** (at walking distance from the conference venue)

For background documentation about the Commission's proposal, you may find it useful to consult this page: [http://ec.europa.eu/justice/newsroom/news/20111011\\_en.htm](http://ec.europa.eu/justice/newsroom/news/20111011_en.htm)

***The proposed Common European Sales Law – the lawyers' view***

**Rome, 11 April 2012**

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e-mail: [laurasartori@consigionazionaleforense.it](mailto:laurasartori@consigionazionaleforense.it)

**For information on hotels, please contact the CNF.**

**Registration form**

to be sent back to the CCBE before 2nd April 2012

to the attention of: Véronique Jamart

By fax: +32 (0)2 234 65 11 or by e-mail: [jamart@ccbe.eu](mailto:jamart@ccbe.eu)

Please complete the form in capital letters:

Name: .....

Company: .....

Country: .....

Function: .....

Tel.: .....

Fax: .....

E-mail address: .....

☐ I will attend the meeting

☐ I will NOT attend the meeting

Date and signature: .....

## **USEFUL INFORMATION**

### **Participants**

- Experts from Bars and Law Societies in European Contract Law;
- Members of CCBE delegations and members of its European Private Law Committee;
- Representatives of other relevant organisations/ European institutions / governments / professional bodies.

### **Languages**

Simultaneous interpretation into English, French, and Italian will be provided during the conference.

### **Registration**

Participants should register as soon as possible by returning the registration form attached, by fax (+32/2-234.65.12) or by e-mail, before 2 April 2012, to Véronique Jamart at the CCBE ([jamart@ccbe.eu](mailto:jamart@ccbe.eu)).

The number of participants is limited to 130.

### **Time and place of the conference**

Wednesday 11 April 2012 at the Consiglio Nazionale Forense, via del Governo Vecchio, 3, I-00186 Roma, Fax: +39.06.97.74.88.29, e-mail: [laurasartori@consiglionazionaleforense.it](mailto:laurasartori@consiglionazionaleforense.it)

### **Cost**

Participation in the conference, including lunch, is free to delegates. Participants must pay for their own accommodation and travel expenses.

### **Hotel**

Please contact the Consiglio Nazionale Forense via fax or e-mail for hotel information as soon as possible.