Contract Law

ECTS : 2

Enseignant responsable : Riccardo FORNASARI (https://dauphine.psl.eu/recherche/cvtheque/fornasari-riccardo)

Langue du cours : Français

Volume horaire : 18

Description du contenu de l'enseignement :

This module examines the foundational principles and contemporary challenges of the common law of contract (with a particular focus on English law). Students will examine key doctrines and rules such as consideration, promissory estoppel, privity of contract, and unfair terms. Contract law will be studied from a law and political economy perspective, highlighting how the law co-constitutes economic and social relations and taking into account issues concerning the global economy and sustainability. Participation and critical thinking are highly encouraged. Students will read relevant cases, articles authored by renowned scholars, and policy reports.

Compétences à acquérir :

By the end of the course, students will :

1. Understand the essential elements of a valid contract and the balance between party autonomy and regulation.
2. Analyze the role of consideration and promissory estoppel in enforcing promises.
3. Evaluate the fairness and enforceability of contractual clauses, including price determination and unfair terms.
4. Assess the doctrine of privity and its exceptions in domestic and international contexts.
5. Examine the effects of frustration and remedies for breach of contract.
6. Critically discuss the intersection of contract law with monopoly power, employment, and social rights.
7. Develop skills in interpreting case law and statutory frameworks governing contracts.

Mode de contrôle des connaissances :

- 50% group assignment
- 50% final exam

Coefficient : 1.00

Bibliographie, lectures recommandées :

- J. Cartwright, Contract Law. An Introduction to the English Law of Contract for the Civil Lawyer, 4th ed., 2023
- Ewan McKendrick, Contract Law: Texts, Cases and Materials, 11th edition, 2024, OUP.
- Mindy Chen-Wishart, Contract Law, 7th edition, 2022, OUP

Useful Links and websites :Most English decisions can be found on: http://www.bailii.org/ You can find Supreme Court's decisions here: https://www.supremecourt.uk/casesAmerican UCC: https://www.law.cornell.edu/ucc/2