

CONTENTS

European and International Uniform Law

<i>Ansgar Staudinger</i> , From international conventions to the Treaty of Amsterdam and beyond: What has changed in judicial cooperation in civil matters?	257
<i>Matthias Lehmann</i> , The State of Development of Uniform Law in the Fields of European and International Civil and Commercial Law	266
<i>Annette Kur</i> , A “tour d’horizon” on the state of the development of uniform law in the field of intellectual property law	271
<i>Andrea Schulz</i> , The state of development of uniform law in the field of European and international family and child law	278
<i>Peter Hay</i> , The Development of the Public Policy Barrier to Judgment Recognition Within the European Community	289

Private International Law and International Civil Procedure

OGH (AT) 23 October 2007 – Brussels I Regulation Article 1(1) – Legal title under private law created by an administrative court – Declaration of enforceability – Legal nature of a claim for reimbursement of costs	294
BGH (DE) 17 October 2007 – Brussels I Regulation Article 5(2) – The concept of “matters relating to maintenance” – Autonomous interpretation – Compensation of tax disadvantages – Limited real in-come splitting according to German tax law	294
BG (CH) 31 August 2007 – Lugano Convention Article 24 – “Decreto ingiuntivo” – Declaration of enforceability – Provisional, including protective measures	295
BG (CH) 6 July 2007 – Lugano Convention Article 21 – Lis alibi pendens – Priority – Moment of pendency – Abuse of law	296
OGH (AT) 21 May 2007 – Lugano Convention Article 16 – Jurisdiction – Declaration of validity of resolutions by an organ of an association – Rights and duties of the members of an association	297
OLG Düsseldorf (DE) 21 May 2007 Brussels I Regulation Article 33(2), Article 1(2) (d) – Contract for the supply of services – Arbitration clause – Recognition of a foreign judgment – Arbitration	297
ECJ 29 November 2007 – <i>Kerstin Sundelind Lopez v Miguel Enrique Lopez Lizazo</i> – Brussels II bis Regulation Articles 3, 6 and 7 – Jurisdiction – Recognition and enforcement of judgments in matrimonial matters and matters of parental responsibility – Jurisdiction in divorce proceedings – Respondent not a national or a resident of a Member State – National rules providing for exorbitant jurisdiction	299
Cour d’appel de Luxembourg, 1ère chambre civile (LU) 6 June 2007 – Brussels II Regulation Article 2(1) (a), (2) and (6) – Jurisdiction over matrimonial matters – Last habitual residence of the spouses – Habitual residence of the plaintiff – Action for divorce	301

International and European Commercial and Company Law

<i>Wolfgang Tiede / Julie Kapanadze</i> , Transport as a Key Factor for Development – Objectives and Implementation of Selected EC and Georgian Transport Regulations	302
---	-----

International and European Intellectual Property Law

OGH (AT) 22 May 2007 – Brussels I Regulation Articles 27(1) and 79(1); Regulation (EC) No. 6/2002 on Community designs Article 1(3) – Community design – Parallel proceedings – No identity of parties – No binding effect – Jurisdiction	313
Hanseatisches Oberlandesgericht Hamburg (DE) 15 August 2007 – Community Trademark Regulation Article 9(1) (a); Regulation (EC) No 1383/2003 – Importation of goods infringing a trade mark – Delivery agent – No obligation to inspect the goods – Actual notice – Right of prohibition	314

European Consumer Law

Giudice di Pace Chivasso (IT) 27 August 2007 – Regulation (EC) No 261/2004 Articles 5, 7, 8 and 9 – Council Directive 90/314/EEC Article 5 – Cancellation of a flight – Extraordinary circumstances – Damage arising out of a ruined holiday	314
--	-----

New Publications

Table of Abbreviations
Conference Calendar
Masthead

314
II
III
IV