

MICHIGAN LEGAL STUDIES



THE CONFLICT OF LAWS

A Comparative Study

PUBLISHED UNDER THE AUSPICES OF THE UNIVERSITY OF MICHIGAN LAW SCHOOL (WHICH, HOWEVER, ASSUMES NO RESPONSIBILITY FOR THE VIEWS EXPRESSED) WITH THE AID OF FUNDS DERIVED FROM GIFTS TO THE UNIVERSITY OF MICHIGAN BY WILLIAM W. COOK.

THE CONFLICT OF LAWS

A Comparative Study

by

ERNST RABEL

VOLUME TWO

Foreign Corporations: Torts: Contracts in General

SECOND EDITION

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EDITORIAL NOTE: The second volume of Ernst Rabel's comparative treatise on the conflict of laws was originally published in 1947. This new edition completes the plan to revise the first two volumes, as arranged with the approval of the author before his death on September 7, 1955. Pursuant to this plan, the present edition has been made possible through the continued support of the work by the University of Michigan Law School and the generous co-operation of the Max-Planck-Institut für ausländisches und internationales Privatrecht in Hamburg, in making available the competent services of a member of the staff of the Institut, Dr. Ulrich Drobniĝ, who utilized the special facilities at the Legal Research Building in Ann Arbor from July, 1955, to June, 1956.

In accordance with the advice of the author, whom Dr. Drobniĝ fortunately was able to consult before undertaking the revision of the two volumes, the collection and inclusion of new material in the author's text has been strictly limited to the addition of new citations and illustrations. Consequently, alterations of the text proper, as distinguished from the footnotes, have been avoided as far as possible. The additional material covers publications up to July 1, 1956, but with the continued co-operation of the Institut after Dr. Drobniĝ's return to Germany, account has been taken of later developments up to January 1, 1959. The efficient assistance of Mrs. Alice DeLana (née Mohler) in the revision of the manuscript is acknowledged. The editor wishes to express special appreciation of Dr. Drobniĝ's contribution in bringing the work more nearly to date. It is to be hoped that, when further revisions of this monumental survey of the laws of conflict of laws become necessary, equally competent hands, supported with equal generosity, may be found to undertake the task.