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CISG

United Nations Conventions

For Sales of Goods



CISG



- Adoption: UN Conventions in Vienna, April 11, 1980 where members of the country are entitled to accede to the CISG with reservations.
- Objectives : to adopt uniform rules governing contracts for international sale of goods, to adopt uniform rules that account for different social, economic and legal systems, to contribute to the removal of legal barriers in international trade and to promote development of international trade





CISG



- Purposes: govern the formation of international sales contract
- govern the rights and obligations of the parties of such contracts
- benefits:
 - meningkatkan sistem perdagangan internasional
 - mampu menyesuaikan isi kontrak sehingga konsisten dengan sistem hukum yang berlaku (dimana kontrak dilakukan)
 - mengurangi "forum shopping"
 - mengurangi biaya legal cost
 - mengurangi masalah sistem hukum asing dalam peradilan
 - mengurangi komplikasi masalah konflik hukum internasional



CISG



- Ratification: by country (signatory)
- Accession: remain open for signatory and ratification later
- Successions: country changes in the format of its government and then became signatories
- **Application** : where countries are signatories to CISG, and where contracting parties specifically exclude its application, CISG may be applied to interpret contracts for the sale of goods between parties with business places in different countries.
- **Provisions** : CSIG provisions primarily delineate the elements must be present to prove formation of a contract for the sale of goods & supply implied terms if the parties have otherwise failed to state obligations in full.
- **Exclusions**: parties decided to opt out, shall be in writing in partial or completely to any particular contract.

