

국제물품매매계약에서 위험의 이전에 관한 연구

김동윤^a

대전대학교
물류통상학과
조교수

신학승^b

동원대학교
무역학과
조교수

The Formation of Electronic Trade Contract and Electronic Commerce Agreement

Dong-Yoon Kim, Hak-Sung Shin

Department of Logistics and Commerce, Daejeon University, South Korea
Department of International Trade, Dong-eui University, South Korea

Received 05 October 2023, Revised 25 October 2023, Accepted 01 November 2024

Abstract

In this study, in order to seek the direction of a unified law on the international regulation of risk transfer, by comparing risk transfer regulations from the UK Sale of Goods Act to the international rules on the interpretation of formal transaction terms and conditions, today's international unified standards for each of them are established. We will focus our research on comparison and verification. The timing of transfer of risk in contracts for the international sale of goods is separately stipulated in the Commercial Sales section of the Commercial Act, and the Uniform Commercial Code of the United States and the Vienna Convention on the timing of transfer of risk in contracts for the international sale of goods stipulate that the risk is transferred at the time of delivery based on actual possession. Or, considering the INCOTERMS, etc., it can be said to be acceptable.

Keywords: International Contract, Transfer of Risk, CISG1980, Incoterms[®]2020

^a First author(주저자), E-mail: vitamin@dju.kr

^b Corresponding author(교신저자), E-mail: itdshs@naver.com