

# Anglo-American Contract Models

Institutt for privatrett / Nordisk institutt for sjørett  
Det juridiske fakultet, Universitetet i Oslo

## ANGLO-AMERICAN CONTRACT MODELS NEWSLETTER – SPRING 2006

### SUBMITTED THESIS

During the Spring semester *Lars Ole Sikkeland* submitted his thesis on the Material Adverse Changes clause. Lars Ole, who carried out his work on the basis of a scholarship by the law firm DLA Nordic, obtained an A for his thesis. He is now working as an associate in the law firm Hjort. Lars Ole will present his thesis on October 25<sup>th</sup> (see below, under “Seminars”).

### LINKS TO THESES

On the project's site ([http://www.jus.uio.no/ifp/anglo\\_project/index.html](http://www.jus.uio.no/ifp/anglo_project/index.html)) we have created links to the following thesis that were so far submitted in the framework of the project (the full text is in Norwegian; draft abstracts in English are available for some thesis and will soon be available for all):

- [Subject to Contract clause](#), by *Christine Halvorsen Thaulow*
- [No Waiver clause](#), by *Fredrik Skribeland*
- [Conditions, Representations, Warranties and Covenants](#), by *Tor Sandsbraaten*, with [abstract](#) in English
- Material Adverse Changes, by *Lars Ole Sikkeland*  
(*Will soon be available at the project's site*)

Links are available also to the theses that were written on specific marine insurance subjects:

- [Mortgagee's interest insurance](#), by *Silje Gundersen*
- [Norwegian Marine Insurance Plan](#), by *Ingrid Lind Groh*
- [Various reinsurance clauses](#), by *Kaja de Vibe*

## CURRENT WORK ON THESES

We have currently two research assistants working on the following theses. Both of them discussed parts of their respective theses at a workshop last May (see below, under “Workshops”)

- Subject to contract clause and best efforts, reasonable efforts obligations, by *Bodil Kristine Høstmælingen*. Bodil’s work is financed by a scholarship granted by DLA Nordic.
- Entire Agreement clause, by *Henrik Wærsted Bjørnstad*. Henrik’s work is financed by a scholarship granted by the Norwegian Research Council.

## FUTURE THESES

We are planning to research on following topics in the next semesters:

- No Reliance clause
- Hold harmless clauses, indemnification
- Liquidated damages, penalties
- Sole remedy clauses
- Retention of title, Hold in trust clauses

A full overview of the topics for research can be found at:

[http://www.jus.uio.no/ifp/anglo\\_project/essays.html](http://www.jus.uio.no/ifp/anglo_project/essays.html)

## NEW US LAW ADVISOR

We are delighted to have a new US law advisor to our project: [Ed Canuel](#), who is presently at the US Embassy in Oslo. Ed participated already in our workshop in May, and replaces Naomi Barnes, who went back to the United States after having completed her post-graduate studies at the Centre for Energy, Petroleum and Mineral Law and Policy in Dundee.

Ed will contribute to the project with his insight on the interpretation and use of boilerplate clauses in US law, and will thus supplement with the US perspective the team of advisors on English law that our project has the privilege and pleasure of engaging: [Ed Peel](#), from Keble College, Oxford University, and [Jim Percival](#), from British Nuclear Fuels plc.

## WORKSHOPS

On *May 16<sup>th</sup>* we held a workshop with our English and US law advisors and a group of practicing lawyers from the project's [users group](#). We discussed the theses Bodil and Henrik are working on, respectively on Subject to Contract and Entire Agreement clauses. More information will be found on the [programme](#).

On *June 2<sup>nd</sup>* we held a workshop, organised together with the University of Bergen, on Legal Transplants. Professor Gianmaria Ajani, from the University of Torino, and Professor Alan Watson, from the University of Georgia were special guests and spoke about various aspects of legal transplants and comparative law, both from an historical point of view and in respect of countries in transition to new economic systems.

## SEMINARS

On *March 24<sup>th</sup>* Tor Sandsbraaten presented his thesis on Representation, Warranties, Conditions, Covenants to a group of practicing lawyers from the project's user group and other interested scholars. Also Tor, whose work was financed by a scholarship granted by DLA Nordic, earned an A for his thesis. He is now working at the Parliamentary Ombudsman.

**Next seminar will be on *October 25<sup>th</sup>*, at 12.00.** Lars Ole will present his thesis on Material Adverse Changes clauses. We will send more information and reading material in advance.

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**Anglo-American Contract Models**  
Institutt for privatrett / Nordisk institutt for sjørett  
Karl Johans gt. 47, N - 0162 Oslo

Web: [http://www.jus.uio.no/ifp/anglo\\_project](http://www.jus.uio.no/ifp/anglo_project)  
E-post: [anglo-project@jus.uio.no](mailto:anglo-project@jus.uio.no)  
Tlf. 22 85 97 86