
국제물품매매계약에 관한 UN 협약(CISG)상 위험의 이전에 관한 고찰

- CISG 제3편 제4장(제66조 내지 제70조)의 규정해석과 판결례를 중심으로 -

A Legal Study on the Passing of Risk under CISG

심 중 석(Chong-seok Shim)*

Abstract

Chapter IV of Part III of the CISG deals with the passing to the buyer of the risk of loss of or damage to goods. The first article of the article 66 states the consequences for the buyer after such risk passes to the buyer. The following three articles 67-69 set out rules for when the risk passes to the buyer. The final article of the article 70 states the allocation of the risk of loss or damage if the seller commits a fundamental breach. As a general rule, a seller ****