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Atiyah, P.S. et al. (2010) 'Chapter 13', in Atiyah's Sale of goods. 12th ed. Harlow: Longman/Pearson.

Bar, C. von et al. (2010) Principles, definitions and model rules of European private law: draft common frame of reference (DCFR). New York: Oxford University Press.

Barr, C. von, Clive, E. and Schulte-Nölke, H. (no date a) Principles, Definitions and Model Rules of European Private Law, Draft Common Frame of Reference (DCFR),. Available at: http://ec.europa.eu/justice/policies/civil/docs/dcfr_outline_edition_en.pdf.

Barr, C. von, Clive, E. and Schulte-Nölke, H. (no date b) Principles, Definitions and Model Rules of European Private Law, Draft Common Frame of Reference (DCFR),. Available at: http://ec.europa.eu/justice/policies/civil/docs/dcfr_outline_edition_en.pdf.

Birnie, P.W., Boyle, A.E. and Redgwell, C. (2009) 'Chapter 14', in International law and the environment. 3rd ed. Oxford: Oxford University Press.

Blanpain, R. and Baker, J. (2010) Comparative labour law and industrial relations in industrialized market economies. 10th, rev. ed edn. Alphen aan den Rijn: Kluwer Law International.

Bovis, Christopher (2003) 'Financing Services of General Interest, Public Procurement and State Aid: The Delineation between Market Forces and Protection', Columbia Journal of European Law, 10(3). Available at: https://heinonline.org/HOL/Page?handle=hein.journals/coljeul10&div=27&g_sent=1&collection=journals.

Bradgate, R. and Department for Business, Innovation and Skills (2010) Consumer Rights in Digital Products. Available at: https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/31837/10-1125-consumer-rights-in-digital-products.pdf.

Bradgate, R. and White, F. (2005) Commercial law. Oxford: Oxford University Press.

Buttigieg, E. (2009) Competition law: safeguarding the consumer interest : a comparative analysis of US antitrust law and EC competition law. Alphen aan den Rijn: Kluwer Law International.

'Case C-280/00 Altmark Trans GmbH and Regierungspräsidium Magdeburg v Nahverkehrsgesellschaft Altmark GmbH, and Oberbundesanwalt beim

Bundesverwaltungsgericht.' (no date) European Court Reports. Available at:
<http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:62000CJ0280>.

'Case C-320/91 Criminal proceedings against Paul Corbeau' (1993) European Court Reports . Available at:
<http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1418725444427&uri=CELEX:61991CJ0320>.

'Case T-289/03 British United Provident Association Ltd (BUPA), BUPA Insurance Ltd and BUPA Ireland Ltd v Commission of the European Communities.' (2008) European Court Reports. Available at:
<http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1418733789430&uri=CELEX:62003TJ0289>.

Charter of Fundamental Rights of the European Union Article 36 (2012). Available at:
<http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:12012P/TXT>.

Chris, W. (2012a) 'General clauses and competing Ethics of European Consumer Law in the UK', The Cambridge Law Journal, Vol. 71, No. 2 (July 2012), pp. 412-440, 71(2), pp. 412-440. Available at:
<https://journals.cambridge.org/action/displayAbstract?fromPage=online&aid=8614537&fileId=S0008197312000542>.

Chris, W. (2012b) 'General clauses and competing Ethics of European Consumer Law in the UK', The Cambridge Law Journal, Vol. 71, No. 2 (July 2012), pp. 412-440, 71(2), pp. 412-440. Available at:
<https://journals.cambridge.org/action/displayAbstract?fromPage=online&aid=8614537&fileId=S0008197312000542>.

'Communication from the Commission on the application of the European Union State aid rules to compensation granted for the provision of services of general economic interest Text with EEA relevance' (2012) Official journal. Available at:
http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv:OJ.C_.2012.008.01.0004.01.EN.G.

Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions - White Paper on services of general interest (2004). Available at:
<http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1418725206109&uri=CELEX:52004DC0374>.

COMMUNICATION FROM THE COMMISSION TO THE EUROPEAN PARLIAMENT, THE COUNCIL, THE EUROPEAN ECONOMIC AND SOCIAL COMMITTEE AND THE COMMITTEE OF THE REGIONS A Quality Framework for Services of General Interest in Europe (2011). Available at:
<http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1418725293900&uri=CELEX:52011DC0900>.

Competition Appeal Tribunal (no date) 'BetterCare Group Limited v Director General of Fair Trading'. Available at:
<http://www.catribunal.org.uk/238-570/1006-2-1-01-BetterCare-Group-Limited.html>.

Consumer rights bill (no date a). Available at:
<http://www.publications.parliament.uk/pa/bills/lbill/2014-2015/0029/15029.pdf>.

Consumer rights bill (no date b). Available at:
<http://www.publications.parliament.uk/pa/bills/lbill/2014-2015/0029/15029.pdf>.

Consumer rights bill (no date c). Available at:
<http://www.publications.parliament.uk/pa/bills/lbill/2014-2015/0029/15029.pdf>.

Consumer rights bill (no date d). Available at:
<http://www.publications.parliament.uk/pa/bills/lbill/2014-2015/0029/15029.pdf>.

Consumer rights bill (no date e). Available at:
<http://www.publications.parliament.uk/pa/bills/lbill/2014-2015/0029/15029.pdf>.

Craig, J.D.R. and Lynk, M. (2006) Globalization and the future of labour law. Cambridge: Cambridge University Press.

Craig, J.D.R., Lynk, M., and dawsonera (2006) Globalization and the future of labour law [electronic resource]. Cambridge: Cambridge University Press. Available at:
<http://www.vlebooks.com/vleweb/product/openreader?id=essexacuk&acclId=7572256&isbn=9780511314643>.

Cseres, K.J. (2005) Competition law and consumer protection. The Hague, the Netherlands: Kluwer Law International.

Department for Business, Innovation and Skills (2010) Consolidation and Simplification of Consumer Law. Available at:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/31838/10-1255-consolidation-simplification-uk-consumer-law.pdf.

Deva, S. and Bilchitz, D. (2013) Human rights obligations of business: beyond the corporate responsibility to respect? Cambridge: Cambridge University Press.

Dhooge, Lucien J. (2009) 'Accessorial Liability of Transnational Corporations Pursuant to the Alien Tort Statute: The South African Apartheid Litigation and the Lessons of Central Bank', *Transnational Law & Contemporary Problems*, 18. Available at:
https://heinonline.org/HOL/Page?handle=hein.journals/tlcp18&div=17&g_sent=1&collection=journals.

Dima Jamali and Ramez Mirshak (2007) 'Corporate Social Responsibility (CSR): Theory and Practice in a Developing Country Context', *Journal of Business Ethics*, 72(3), pp. 243-262. Available at: <https://www.jstor.org/stable/25075377>.

'Doc 6' (no date).

'DOC 7' (no date).

Elias, O. (2010a) 'Chapter 11 - Environmental Impact Assessment', in *Research handbook on international environmental law*. Cheltenham: Edward Elgar. Available at:
<https://www.dawsonera.com/guard/protected/dawson.jsp?name=https://idp0.essex.ac.uk/s>

hibboleth&dest=<http://www.dawsonera.com/depp/reader/protected/external/AbstractView/S9781849807265>.

Elias, O. (2010b) 'Chapter 11 - Environmental Impact Assessment', in Research handbook on international environmental law. Cheltenham: Edward Elgar.

Equator Principles (no date). Available at: <http://www.equator-principles.com>.

Goode, R.M. (2007) Transnational commercial law: primary materials. Oxford: Oxford University Press.

Goode, R.M. and McKendrick, E. (2009) Goode on commercial law. 4th ed. London: LexisNexis.

Green paper on services of general interest (no date). Available at: <http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1418725358364&uri=CELEX:52003DC0270>.

Grundman, S. (2009) 'The Fault Principle as the chameleon of Contract Law: A Market Function Approach', JSTOR: Michigan Law Review, Vol. 107, No. 8 (Jun., 2009), pp. 1583-1599, pp. 1583-1599. Available at: <https://www.jstor.org/stable/40380345>.

Harper Ho, V. (2010) '"Enlightened Shareholder Value": Corporate Governance Beyond the Shareholder-Stakeholder Divide', Journal of corporation law, 36, pp. 59-112.

Hesselink, M. (2012) 'The Case for a Common European Sales Law in an Age of Rising Nationalism', European review of contract law, 8(3), pp. 241-266. Available at: <https://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=57HD-D9T1-DY0B-44CX&csi=374863&oc=00240&perma=true&elb=t>.

International Commission of Jurists (2008) Report of the ICJ Expert Legal Panel on Corporate Complicity in International Crimes | ICJ. Available at: <http://www.icj.org/report-of-the-international-commission-of-jurists-expert-legal-panel-on-corporate-complicity-in-international-crimes/>.

Jochnik, Chris (2010) 'Business and Human Rights Revitalized: A New UN Framework Meets Texaco in the Amazon', Suffolk Transnational Law Review, 33. Available at: https://heinonline.org/HOL/Page?handle=hein.journals/sujtnlr33&div=24&g_sent=1&collection=journals.

Joseph, S. (2004) Corporations and transnational human rights litigation. Oxford: Hart Pub.

Joseph, S. and EBSCOhost ebook collection (2004a) Corporations and transnational human rights litigation [electronic resource]. Oxford [Eng.]: Hart Pub. Available at: <https://search.ebscohost.com/login.aspx?direct=true&db=nlebk&AN=216237>.

Joseph, S. and EBSCOhost ebook collection (2004b) Corporations and transnational human rights litigation [electronic resource]. Oxford [Eng.]: Hart Pub. Available at: <https://search.ebscohost.com/login.aspx?direct=true&db=nlebk&AN=216237>.

Joseph, S., Intersentia, and Hart (2004) Corporations and transnational human rights litigation [electronic resource]. Oxford: Hart Pub. Available at:
<https://portal.igpublish.com/iglibrary/search/HARTB0000229.html>.

Ku, Julian G. (2010) 'Curious Case of Corporate Liability under the Alien Tort Statute: A Flawed System of Judicial Lawmaking, The', Virginia Journal of International Law, 51. Available at:
https://heinonline.org/HOL/Page?handle=hein.journals/vajint51&div=13&g_sent=1&collection=journals.

Law Commission (2005) 'Unfair Terms in Contracts LC no. 292'. Available at:
http://lawcommission.justice.gov.uk/docs/lc292_Unfair_Terms_In_Contracts.pdf.

Law Commission (2011) An Optional Common European Sales Law: Advantages and Problems. Available at:
http://lawcommission.justice.gov.uk/docs/Common_European_Sales_Law_Advice.pdf.

Law Commission (2012) 'Unfair Terms in Consumer Contracts: a new approach? Issues Paper'. Available at:
http://lawcommission.justice.gov.uk/docs/unfair_terms_in_consumer_contracts_issues.pdf.

Law Commission (2013) 'Unfair Terms in Consumer Contracts: Advice to the Department for Business, Innovation and Skills'. Available at:
http://lawcommission.justice.gov.uk/docs/unfair_terms_in_consumer_contracts_advice.pdf.

Michalowski, Sabine (2012) 'No Complicity Liability for Funding Gross Human Rights Violations', Berkeley Journal of International Law, 30. Available at:
https://heinonline.org/HOL/Page?handle=hein.journals/berkjintlw30&div=16&g_sent=1&collection=journals.

Micklitz, H.-W. and Cafaggi, F. (2010) European private law after the common frame of reference. Cheltenham: Edward Elgar.

Monti, G. (2007) EC competition law. Cambridge: Cambridge University Press.

Monti, G. and Dawson, E. (2007) EC competition law [electronic resource]. Cambridge: Cambridge University Press. Available at:
<http://www.vlebooks.com/vleweb/product/openreader?id=essexacuk&acclId=7572256&isbn=9780511556807>.

Natalia Fiedziuk (2011) 'Services of general economic interest and the Treaty of Lisbon: opening doors to a whole new approach or maintaining the "status quo"', European Law Review, 36(2). Available at:
<http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=IC0748BF264D511E091969D5E9C2DA2CA&crumb-action=reset&entityID=https%3A%2F%2Fidp0.essex.ac.uk%2Fshibboleth+>.

Neergaard, U. (2009) 'Services of General Economic Interest: The Nature of the Beast', in The changing legal framework for services of general interest in Europe: between

competition and solidarity. The Hague: T.M.C. Asser Press, pp. 17–50.

Odudu, O. (2006) *The boundaries of EC competition law: the scope of Article 81*. New York: Oxford University Press.

OECD (2011) 'OECD Guidelines for Multinational Enterprises'. OECD. Available at: <http://www.oecd.org/daf/inv/mne/48004323.pdf>.

OECD Watch (2010) *OECD Watch - 10 Years On : Assessing the contribution of the OECD Guidelines for Multinational Enterprises to Responsible Business Conduct*. Available at: http://oecdwatch.org/publications-en/Publication_3550/?searchterm=Assessing%20the%20contribution%20of%20the%20OECD%20Guidelines%20for%20Multinational%20Enterprise%20to%20Responsible%20Business%20Conduct.

Perry-Kessaris, A. (2010a) 'Chapter 17 - Corporate Liability for Environmental Harm', in *Research handbook on international environmental law*. Cheltenham: Edward Elgar. Available at: <https://www.dawsonera.com/guard/protected/dawson.jsp?name=https://idp0.essex.ac.uk/shibboleth&dest=http://www.dawsonera.com/depp/reader/protected/external/AbstractView/S9781849807265>.

Perry-Kessaris, A. (2010b) 'Chapter 17 Corporate Liability for Environmental Harm', in *Research handbook on international environmental law*. Cheltenham: Edward Elgar.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a Common European Sales Law COM 2011/0635 final (no date a). Available at: <http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:52011PC0635>.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a Common European Sales Law COM 2011/0635 final (no date b). Available at: <http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:52011PC0635>.

Prosser, T. (2005) 'Competition Law and Public Services: From Single Market to Citizenship Rights', *European Public law*, 11(4), pp. 543–563. Available at: <https://www.kluwerlawonline.com/document.php?id=EURO2005043>.

Protocol (No 26) on services of general interest - Consolidated version of the Treaty on European Union (no date). Available at: <http://eur-lex.europa.eu/legal-content/EN/ALL/?uri=CELEX:12008M/PRO/26>.

Qara Zaghan Gold Project Contract, between Afghan Krystal Natural Resources Company and the Ministry of Mines of the Islamic Republic of Afghanistan (no date). Available at: <http://mom.gov.af/Content/files/QaraZaghan-Contract-2.pdf>.

Ramasasthy, Anita (2002) 'Corporate Complicity: From Nuremberg to Rangoon - An Examination of Forced Labor Cases and Their Impact on the Liability of Multinational Corporations', *Berkeley Journal of International Law*, 20. Available at: https://heinonline.org/HOL/Page?handle=hein.journals/berkjintlw20&div=10&g_sent=1&collection=journals.

Ramsay, I. (2012a) *Consumer law and policy: text and materials on regulating consumer*

markets. Third edition. Oxford: Hart.

Ramsay, I. (2012b) 'Pages 567-579', in Consumer law and policy: text and materials on regulating consumer markets. Third edition. Oxford: Hart.

Ramsey, Michael D. (2009) 'International Law Limits on Investor Liability in Human Rights Litigation', Harvard International Law Journal, 50. Available at: https://heinonline.org/HOL/Page?handle=hein.journals/hilj50&div=11&g_sent=1&collection=journals.

Robin Barton (2012) 'Social services of general interest: the case for greater harmonisation of the competition and public procurement rules', European Law Review, 37(5). Available at: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=I90DC48C1136011E2886FA474C1AE060E&crumb-action=reset&entityID=https://idp0.essex.ac.uk/shibboleth>.

Rott, P. and Willett, C. (2010) 'Consumers and Services of General Interest', in Handbook of research on international consumer law. Cheltenham: Edward Elgar.

Ruggie, J. (2011) 'Guiding Report of the Special Representative of the Secretary-General on the Issue of Human Rights and Transnational Corporations and Other Business Enterprises, Principles on Business and Human Rights: Implementing the United Nations "Protect, Respect and Remedy" Framework'. Available at: http://www.ohchr.org/documents/issues/business/a-hrc-17-31_aev.pdf.

Sale of Goods Act 1979 (no date a). Available at: <http://www.legislation.gov.uk/ukpga/1979/54/contents>.

Sale of Goods Act 1979 (no date b). Available at: <http://www.legislation.gov.uk/ukpga/1979/54/contents>.

Sands, P. et al. (2012) 'Chapter 4, 6, 14-15 and 20', in Principles of international environmental law. 3rd ed. Cambridge: Cambridge University Press.

Sauter, W. (2012) 'The Altmark package mark II: new rules for state aid and the compensation of services of general economic interest', European Competition Law Review, 33(7). Available at: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=I36408750ACCC11E194DAA925A208E96E&crumb-action=reset&entityID=https%3A%2F%2Fidp0.essex.ac.uk%2Fshibboleth+>.

Schweitzer, H. (2011a) 'Services of General Economic Interest: European Law's Impact on the Role of Markets and of Member States', in Market integration and public services in the European Union. Oxford: Oxford University Press.

Schweitzer, H. (2011b) 'Services of General Economic Interest: European Law's Impact on the Role of Markets and of Member States', in Market integration and public services in the European Union. Oxford: Oxford University Press. Available at: <https://dx.doi.org/10.1093/acprof:oso/9780199607730.001.0001>.

SERAC v Nigeria (on the exploitation of oil reserves in Ogoniland), ACHPR, 27 May 2002,

Communication 155/96 (no date). Available at:
<http://www1.umn.edu/humanrts/africa/comcases/155-96.html>.

Servais, J.-M. (2011) International labour law. 3rd revised ed. Alphen aan den Rijn: Kluwer Law International.

Stephens, B. (2000) 'Corporate Accountability: International Human Rights Litigation Against Corporations in US Courts', in Liability of multinational corporations under international law. The Hague: Kluwer.

Szyszczak, E. (2004) 'Financing Services of General Economic Interest', Modern Law Review, 67(6), pp. 982–992. Available at:
https://doi.org/10.1111/j.1468-2230.2004.520_1.x.

'The Unfair Terms in Consumer Contracts Regulations 1999/2083' (1999). Available at:
<http://www.legislation.gov.uk/ukxi/1999/2083/contents/made>.

Townley, C. (2009) Article 81 EC and public policy. Oxford: Hart.

Townley, C., Intersentia, and Hart (2009) Article 81 EC and public policy [electronic resource]. Oxford: Hart Pub. Available at:
<https://portal.igpublish.com/iglibrary/search/HARTB0000552.html>.

'Treaty on the Functioning of the European Union (TFEU) Article 14; 106-108' (no date). Available at: <http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX:12012E/TXT>.

'U.N. Framework on Business & Human Rights, U.N. Doc. A/HRC/8/5' (no date). Available at:
<http://unbisnet.un.org:8080/ipac20/ipac.jsp?session=14G898142K1J6.12342&profile=bib&uri=link=3100006~!1205157~!3100001~!3100040&aspect=alpha&menu=search&ri=2&source=~!horizon&term=A%2FHRC%2F8%2F5&index=ZUNSYMA>.

'U.N. Guiding Principles on Business & Human Rights, U.N. Doc. A/HRC/17/31' (no date). Available at:
<http://unbisnet.un.org:8080/ipac20/ipac.jsp?session=14G898142K1J6.12342&profile=bib&uri=link=3100006~!1275044~!3100001~!3100040&aspect=alpha&menu=search&ri=4&source=~!horizon&term=A%2FHRC%2F17%2F31&index=ZUNSYMA>.

UNCITRAL (1980a) Convention on International Sale of Goods (CISG). Available at:
http://www.uncitral.org/uncitral/en/uncitral_texts/sale_goods.html.

UNCITRAL (1980b) Convention on International Sale of Goods (CISG). Available at:
http://www.uncitral.org/uncitral/en/uncitral_texts/sale_goods.html.

'Unfair Contract Terms Act 1977' (1977). Available at:
<http://www.legislation.gov.uk/ukpga/1977/50>.

United Nations Global Compact - Participants and stakeholders (no date). Available at:
http://www.unglobalcompact.org/ParticipantsAndStakeholders/un_agencies/index.html.

University of Amsterdam (no date) Digital content contracts for consumers. Available at:

http://ec.europa.eu/justice/consumer-marketing/files/legal_report_final_30_august_2011.pdf.

Vogenauer, S. et al. (2006) The harmonisation of European contract law: implications for European private laws, business and legal practice [electronic resource]. Oxford: Hart.

Available at:

<https://ebookcentral.proquest.com/lib/universityofessex-ebooks/detail.action?docID=1772719>.

Vogenauer, S. and Weatherill, S. (2006) The harmonisation of European contract law: implications for European private laws, business and legal practice. Oxford: Hart.

Whish, R. and Bailey, D. (2012) Competition law. 7th ed. Oxford: Oxford University Press.

Whish, R., Bailey, D., and Dawson, R. (2012) Competition law [electronic resource]. 7th ed. Oxford: Oxford University Press. Available at:

<https://ebookcentral.proquest.com/lib/universityofessex-ebooks/detail.action?docID=1591394>.

Wilhelmsson, T. and Willett, C. (2010) 'Unfair Terms and Standard Form Contracts', in Handbook of research on international consumer law. Cheltenham: Edward Elgar, pp. 158-191.

Willett, C. (2011) 'Chapter 16 - Social Justice in the Office of Fair Trading versus Commutative Justice in the', in The many concepts of social justice in European private law. Cheltenham: Edward Elgar.

Willett, C. and Farah, Y. (no date) 'Direct Protection of the Consumer's Performance Interest'.

Willett, C. and Morgan-Taylor, M. (2013) 'Consumer protection', in M.P. Furmston, J. Chuah, and C. Willett (eds) Commercial law. Second edition. Harlow, United Kingdom: Pearson Education Limited, pp. 422-432.

Zerk, J.A. (2006) Multinationals and corporate social responsibility: limitations and opportunities in international law. Cambridge, UK: Cambridge University Press.

Zerk, J.A. and Dawson, R. (2006) Multinationals and corporate social responsibility: limitations and opportunities in international law [electronic resource]. Cambridge: Cambridge University Press. Available at:

<http://www.vlebooks.com/vleweb/product/openreader?id=essexacuk&acclId=7572256&isbn=9780511322921>.