The Authors	3
List of Abbreviations	11
Preface	13
General Introduction	15
§1. GENERAL BACKGROUND OF THE COUNTRY	15
§2. LEGAL FAMILY AND THE SLOVAK LAW	16
§3. PRIMACY OF LEGISLATION IN THE SLOVAK LEGAL SYSTE	EM 17
§4. THE POSITION OF THE JUDICIARY	17
§5. DISTINCTION BETWEEN PUBLIC LAW AND PRIVATE LAW (ADMINISTRATIVE CONTRACTS)	18
§6. DISTINCTION BETWEEN CIVIL LAW AND COMMERCIAL LAW (COMMERCIAL CONTRACTS)	19
Introduction to the Law of Contracts	21
§1. DEFINITION OF THE LAW OF CONTRACTS	21
§2. HISTORICAL BACKGROUND OF THE LAW OF CONTRACT	22
§3. CLASSIFICATION OF CONTRACTS	23
§4. Contracts and Torts	24
85 CONTRACT AND OHASI-CONTRACT	24

§6. CONTRACTS AND THE LAW OF PROPERTY	25
§7. Contract and Trust	25
§8. GOOD FAITH AND FAIR DEALING	26
§9. STYLE OF DRAFTING	26
§10. Sources of the Law of Contract	27
Part I. General Principles of the Law of Contract	29
Chapter 1. Formation	29
§1. AGREEMENT AND QUID PRO QUO (RECIPROCITY) I. Offer and Acceptance II. Intention to Create Legal Relations III. Consideration (Gratuitous Promises; Natural Obligations) A. Consideration B. Gratuitous Promises C. 'Natural Obligations' IV. Modifications of the Contract	29 29 30 32 32 32 33 33
§2. FORMAL AND EVIDENCE REQUIREMENTS I. Formal Requirements II. Contract under Seal III. 'Solemn' Contracts IV. Evidence Requirement V. Function of the Notary and Notarial Instruments VI. Burden of Proof	36 36 37 37 37 38 38
§3. LIABILITY AND NECOCIATIONS I. Pre-contractual Liability II. Breakdown of Negotiations	39 39 40
Chapter 2. Conditions of Substantive Validity	41
Chapter 3. The Content of a Contract	50
§1. GENERAL EXPLANATION	50
§2. Interpretation	59
§3. CONDITIONAL CONTRACTS	60

Table of Contents Chapter 4. Privity of Contract 62 §1. THE RULE OF PRIVITY OF CONTRACT 62 I. Third Parties and the Contract 62 II. Contract for the Benefit of a Third Party 62 III. Contract to the Debit of a Third Party 63 §2. TRANSFER OF CONTRACTUAL RIGHTS AND/OR OBLIGATIONS 63 I. The Term and Kinds of Changes in Obligations 63 §3. THE SPECIAL CASE OF A SUB-CONTRACT, E.G. THE (NOMINATED) SUBCONTRACTOR IN BUILDING CONTRACTS 69 §4. ACTIO PAULIANA 69 Chapter 5. Termination of a Contract 71 §1. Debt Fulfilment: Performance and Breach 71 §2. IMPOSSIBILITY AND HARDSHIP: UNFORESEEN IMPOSSIBILITY 74 §3. WITHDRAWAL FROM THE CONTRACT 75 §4. SETTING OFF (UNILATERAL AND BY AGREEMENT) 75 §5. AGREEMENT ON A NEW OBLIGATION (NOVATION) 76 §6. Waiver of a Right 77 §7. REMISSION OF DEBT 77 §8. SETTLEMENT 78 §9. BY LAPSE OF TIME 78 §10. DEATH OF THE DEBTOR OR THE CREDITOR 78 §11. PRECLUSION OF RIGHTS 79

§12. DEBTOR'S DELAY UNDER 'FIXED' CONTRACT

Chapter 1. Consumer Contract: General Provisions

§13. MERGER OF DEBTS

Part II. Specific Contracts

79

79

81

82

§1. GENERAL RULES FOR CONSUMER CONTRACTS I. Distance Contracts II. Contracts Negotiated Away from Business Premises	82 84 86
Chapter 2. Sales	88
§1. 'CIVIL' SALE I. Exchange (Barter) Contract II. Sale of Goods in Shops	88 91 91
§2. 'COMMERCIAL' SALE I. Sale (Transfer) of the Enterprise II. Sale of a Leased Thing	92 99 102
Chapter 3. Donation	104
Chapter 4. Contract for Work	105
§1. 'CIVIL' CONTRACT FOR WORK	105
§2. 'COMMERCIAL' CONTRACT FOR WORK	107
Chapter 5. Loans	113
§1. LOAN FOR CONSUMPTION	113
Chapter 3. Donation Chapter 4. Contract for Work §1. 'CIVIL' CONTRACT FOR WORK §2. 'COMMERCIAL' CONTRACT FOR WORK Chapter 5. Loans §1. LOAN FOR CONSUMPTION §2. LOAN FOR USE Chapter 6. Lease Contracts §1. GENERAL PROVISIONS §2. LEASE OF FLATS §3. LEASE OF NON-RESIDENTIAL (BUSINESS) PREMISE (SPACE)	113
Chapter 6. Lease Contracts	115
§1. GENERAL PROVISIONS	115
§2. Lease of Flats	115
§3. Lease of Non-residential (Business) Premise (Space)	116
§4. Lease of an Enterprise	116
§5. Lease of a Means of Transport	116
Chapter 7. Mandate	118
§1. 'CIVIL' MANDATE	118
§2. 'Commercial' Mandate	120

Chapter 8. Bailment (Contract on Custody, Deposit)	123
§1. 'CIVIL' BAILMENT	123
§2. 'COMMERCIAL' BAILMENT	124
§3. Storage	126
§4. COMMERCIAL CONTRACT ON BANK DEPOSIT OF A THING	127
Chapter 9. Accommodation for a Short Term	129
Chapter 10. Transportation	131
§1. 'CIVIL' TRANSPORTATION I. Transportation of Persons (Passengers) II. Carriage of Goods §2. 'COMMERCIAL' TRANSPORTATION OF GOODS	131 131 132
§2. 'COMMERCIAL' TRANSPORTATION OF GOODS	134
Chapter 11. Agency Contracts (Brokerage)	136
§1. 'CIVIL' AGENCY	136
§2. COMMERCIAL AGENCY	136
§3. Business on Commission (Commissionary Agency)	139
§4. 'COMMERCIAL' PROCUREMENT	141
Chapter 12. Bank Businesses	143
§1. (BANK) DEPOSITS	143
§2. Deposit Account	143
§3. Credit	144
§4. Current Account	145
§5. Traveller's Cheque	145
Chapter 13. Insurance	147
Chapter 14. Civil Partnership	151

Chapter 15. Silent Partnership	153
Chapter 16. Private Annuity	155
Chapter 17. Wagering (Betting) and Gaming	156
Chapter 18. Public Competition	157
Chapter 19. Public Promises	158
Chapter 20. Package Tours (Travel Contract)	159
Chapter 21. Contract for Operation of a Means of Transport	161
Chapter 22. Contract for Inspection Activities	162
Chapter 23. Quasi-Contracts	164
§1. OBLIGATIONS ARISING FROM UNJUSTIFIED ENRICHMENT	164
I. General Outline	164
II. The Obligations Arising from Unjustified Enrichment	164
III. Legal Consequences of Unjustified Emichment	168
§2. AGENCY WITHOUT MANDATE (NEGOTIORUM GESTIO)	169
Selected Bibliography	171
Index	173