

Max-Planck-Institut  
für ausländisches und internationales Privatrecht/  
Max Planck Institute  
for Comparative and International Private Law

**Rabels Zeitschrift**  
für ausländisches und internationales Privatrecht/  
**The Rabel Journal**  
of Comparative and International Private Law

Published in Cooperation with

Ulrich Drobnig, Bernhard Großfeld, Klaus J. Hopt, Hein Kötz,  
Ernst-Joachim Mestmäcker, Wernhard Möschel, Hans Stoll

by

Jürgen Basedow, Holger Fleischer, Reinhard Zimmermann  
Directors at the Institute

Publisher: Max-Planck-Institut  
für ausländisches und internationales Privatrecht  
Mittelweg 187  
D-20148 Hamburg

Telephone +49-(0)40/41900-263 - Telefax +49-(0)40/419-288  
E-Mail: [heinrich@mpipriv.de](mailto:heinrich@mpipriv.de)

Secretary:  
*Irene Heinrich*

*Cited: RabelsZ*

**Guidelines for Authors**

## **I. Text**

### *1. General Information*

Only original, previously unpublished articles not simultaneously appearing elsewhere will be accepted for publication.

Articles should in general not exceed ca. 20-25 pages, including footnotes (3,000 characters including footnotes and spaces). Articles may be written in German, English or French.

Contributions must be formatted as WORD documents and submitted to the editorial department as an e-mail attachment ([heinrich@mpipriv.de](mailto:heinrich@mpipriv.de)).

### *2. Form*

Formatting should be kept simple, i.e. the complete text, *including headings and footnotes* should be written in one type size only (12 pt). Please do not use functions such as underline or bold; substantive emphasis should be achieved through the use of *italics* only. The text should be in accordance with these formatting guidelines in order to avoid time-consuming formatting in the editorial department (please see section 3 below).

The full form of abbreviations should be stated upon their first use in the text or in footnotes. Footnotes are to be indicated by successive, raised numbers in the text. Multiple footnotes at the same location are not allowed. Cross-references within the text are best made to textual headings or to locations before/at/after a footnote. Reference to literature (cf. *infra* II 2) or to other material in a footnote should be as follows: (supra n. ...).

Paragraphs must be clearly indicated. For longer paragraphs, a *heading* (to be written in italics) should be placed at the beginning of the text. Long quotes or less important textual passages should be denoted by use of block indentation so that smaller typeface may be used as appropriate by the editor.

### 3. Table of Contents

Every article must have a table of contents which should be placed at the beginning, before the text and after the name and title of the author.

The following hierarchy is preferred: I., 1., a), (1), (a).

In addition, level A. (before I.) may be used for very long contributions.

## II. Footnotes

### 1. Abbreviated Citations

In order to avoid unnecessary cross-references in footnotes, works (literature, documents, etc.) which are frequently cited (generally *more than four times*) are to be placed together in a special footnote (marked with an “\*”) at the beginning of the footnotes. Thereafter, these works are to be cited by name of the author and page number only (if it is necessary to distinguish between several works by the same author, abbreviation of the title may be included).

In exceptional cases, unfamiliar abbreviations may also be defined in the \* note.

### 3. Method of Citation

In the interest of a precise, uniform and internationally understandable method of citation, it is requested that the following rules be carefully observed:

a) *Literature* is to be cited in accordance with German custom:

(1) Books are to conform with the following examples:

*Patrick S. Atiyah*, *An Introduction to the Law of Contract*<sup>5</sup> (1995); for co-authors: *Konrad Zweigert/Hein Kötz*, *Einführung in die Rechtsvergleichung*<sup>3</sup> (1996) 384 ff.; *Jukka Mähönen/Matti J. Sillanpää*, Finland, in: *Prospekt- und Kapitalmarktinformationshaftung*, ed. by *Klaus J. Hopt/Hans-Christoph Voigt* (2005) 573-594; for commentaries: *Commentary on the UN Convention on the International Sale of Goods (CISG)*<sup>2</sup>, ed. by *Peter Schlechtriem/Ingeborg Schwenzer* (2005) (cited: *Slechtriem/Schwenzer (-Schmidt-Kessel)* Art. 8 para. 48).

(2) Articles are to conform with the following examples:

*Rolf Stürner*, *The Principles of Transnational Civil Procedure, An Introduction to Their Basic Concepts*: *RabelsZ* 69 (2005) 201-254; *Paul A. Freund*, *Chief Justice Stone and the Conflict of Laws*: *Harv. L. Rev.* 9 (1945/46) 1210-1236; *Wilhelm Wengler*, *Der Mythos von der lex fori*, in: *Ius privatum gentium*, FS Rheinstei n I (1969) 299-323.

Abbreviations for periodicals are published in *Rabels Zeitschrift, Gesamtregister ... und Zeitschriftverzeichnis* (1966) 115-211 and (1985) 185-282. Further „Guidelines for Authors“ (in German) have been included in the latter volume (283-295).

(3) For literature, the exact, complete original *title* must be furnished. Titles which are not in the Latin alphabet should be transliterated as precisely as possible. Titles in languages other than Western European Languages must be followed by a translation: *Taniguchi, Nyūmon mimpō* [Introduction to the Civil Code] (Tokyo 1985). Additional *bibliographical details*, such as the place of publication, are necessary when the origin is not clear from the title or the context of the work. Likewise, the author's first name is to be inserted where confusion can be anticipated.

Web site addresses for reference purposes are to be used only as an exception; they should only be utilized if a document is found exclusively in the internet.

#### b) *Legal Materials and Documents*

Here, the method of citation follows the country of origin or the preference of the relevant organization:

Erstes Gesetz zur Reform des Ehe- und Familienrechts vom 19.6.1976, BGBl. I 1421; State Immunity Act 1978 (c. 33); National Environmental Policy Act of 1969, 42 U.S.C. § 4332 (1970); Loi no. 75-617 du 11 juillet 1975, J.O. of 12.7.1975, 7171; Commission of the European Communities, General Direction for Financial Institutions and Tax Questions, Direction for Financial Institutions XV/A/2, Draft of Guidelines to coordinate ..., CE Doc, XV/271/77-DE; United Nations, General Assembly, Progressive Development of the Law of International Trade, Report of the Secretary-General, UN-Doc. A/6396 (23.9.1966).

In the text, designations and abbreviations customarily used at the place of origin or a literal translation should be employed (do not cite to laws under a corresponding English or German title). Unless a law is universally well-known, all abbreviations or designations should be clarified upon their first use and the source should be provided.

#### c) *Court Decisions*

Court decisions are to be cited according to the manner of citation in the country of origin:

BGH 26.11.1975, BGHZ 65, 291 = IPRspr. 1975 Nr. 170; Cass. civ. 22.12.1909, D. 1910.1.63 (for other Continental decisions as well, always provide the date of decision); *Rondel v. Worsley*, [1969] 1 A.C. 191 (H.L.); *Feinberg v. Auto Banking Corp.*, 353 F.Supp. 508 (E.D.Pa. 1973); ECJ 21.3.1972 - Case 82/71 (*Italian Prosecutor ./ SAIL*), E.C.R. 1972, 119.