TABLE OF CONTENTS

Foreword	
Marcel Storme	
President, International Association for Procedural Law	ix
GENERAL REPORT	
Abuse of Procedural Rights:	
Comparative Standards of Procedural Fairness Michele Taruffo	
University of Pavia (Italy)	3
APPENDIX: GUIDELINES FOR REGIONAL REPORTS ON ABUSE OF	
Procedural Rights	31
Abuse of Procedural Rights:	
A SUMMARY VIEW OF THE COMMON LAW SYSTEMS	
Geoffrey C. Hazard, Jr.	
University of Pennsylvania (USA)	35
REGIONAL REPORTS	
Abuse of Procedural Rights:	
REGIONAL REPORT FOR THE UNITED STATES	
Geoffrey C. Hazard, Jr.	
University of Pennsylvania (USA)	43
Abuse of Procedural Rights:	
The Position of English Law	
Richard Fentiman	
Queens' College, Cambridge (UK)	53
Abuse of Process in English Civil Litigation	
Neil Andrews	
Clare College, Cambridge (UK)	65

Report on Abuse of Procedural Rights for Australia Bryan Beaumont	
Federal Court of Australia (Australia)	101
Abuse of Procedural Rights:	
REGIONAL REPORT FOR ITALY AND FRANCE Angelo Dondi	
University of Urbino (Italy)	109
Abuse of Procedural Rights:	
Regional Report for Belgium-The Netherlands Piet Taelman	
University of Ghent (Belgium)	125
Abuse of Procedure in Germany and Austria Burkhard Hess	
University of Tübingen (Germany)	151
Abuse of Procedural Rights? Spain and Portugal	
Francisco Ramos Méndez University of Barcelona (Spain)	181
Abuse of Procedural Rights in Latin America Eduardo David Oteiza	
University of Buenos Aires (Argentina)	191
Abuse of Procedural Rights:	
A Japanese Perspective	
Jasuhei Taniguchi Teikyo University, Tokyo (Japan)	215
Short Note on Abuse of Procedure in Community Law Federico Mancini	
Court of Justice of the European Community (Luxembourg)	233
FINAL REPORT: THE TWO APPROACHES TO THE ABUSE OF PROCEDURAL RIGHTS	
Jacques Normand University of Reims (France)	237

of Procedural Rights	245
AMERICAN PERSPECTIVES	
Jurisdiction in Civil Action at the End of the Twentieth Century: Forum Conveniens and Forum Non Conveniens Robert C. Casad	
University of Kansas (USA)	251
Culture and Disputing Oscar G. Chase	
New York University (USA)	271
RETOOLING AMERICAN DISCOVERY FOR THE 21ST CENTURY: Towards A New World Order? Richard L. Marcus	
Hastings College of the Law, University of California (USA)	281
The Vicissitudes of the American Class Action – with a Comparative Eye	
Linda Silberman New York University (USA)	331
TYCW TOTA CHIVETSILY (COLL)	221
FORUM NON CONVENIENS – WHO NEEDS IT? Friedrich K. Juenger	
University of California at Davis (USA)	351

APPENDIX: OBSERVATIONS ON SANCTIONS AGAINST THE ABUSE