

PLAN SOMMAIRE :

Economics and the Social Problem of Torts

Maximization of efficiency. Pareto and Kaldor-Hicks criteria. Pigou and externalities. Hand's formula. Coase theorem. Calabresi: The costs of accidents. The economics of strict liability and negligence. Causation and efficiency. The economics of third party insurance.

The economics of consumer law: Asymmetrical information. Product safety and product liability. Punitive damages.

The economics of Class Actions: Opt-in, opt-out, res judicata

Quantification of personal damages and the value of health and life Behavioral sciences, economics, and the Law: Human decision systems. Bias and heuristics.

Nudges. Behavioral sciences, neurosciences and automated instruments of decision (Artificial Intelligence, Machine Learning, Big Data).

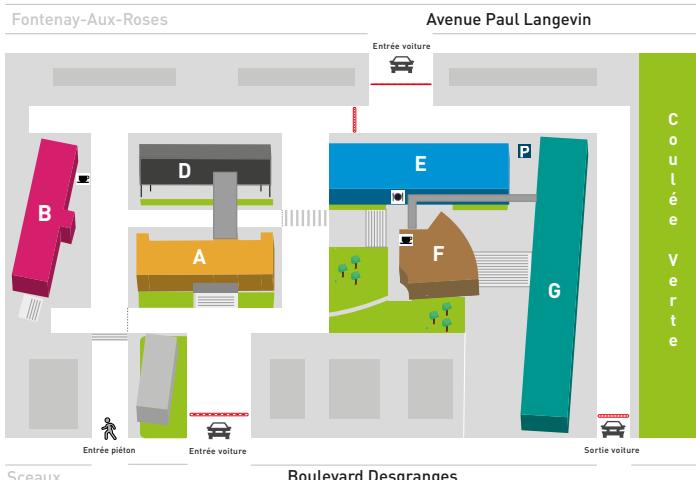
PUBLIC : Enseignants-Chercheurs ; Doctorants et Etudiants à partir de M1 en Droit, Economie et/ou Gestion ; Professionnels ; Magistrats ; Juristes ; Avocats

MODALITÉS : Le séminaire sera en anglais et les travaux en anglais ou en français.

Des certificats d'assistance seront fournis aux participants.

Possibilité de participer à une partie ou à la totalité des cours.

PLAN D'ACCÈS À LA SALLE GÉORGES VEDEL ET JEAN IMBERT BÂTIMENT G



INSCRIPTION : <https://forms.gle/Jw5ZuQviRHdTWSmG8>
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LAW, ECONOMICS AND BEHAVIOR OF TORTS

ANALYSE ÉCONOMIQUE DU DROIT APPLIQUÉE À LA RESPONSABILITÉ CIVILE

Professeur invité : **Hugo ACCIARRI**, Professeur Universidad Nacional del Sur, Argentine

Direction scientifique : **Maria José AZAR-BAUD**, Maître de conférences à l'Université Paris-Sud

COURS INTENSIF :

Faculté Jean Monnet (Droit - Économie - Gestion) - Salle Georges Vedel et Salle Jean Imbert.

Les 7, 8, 9 et 10 octobre 2019 de 17h à 20h,
et le 11 octobre 2019 de 13h à 16h.

Table ronde : Lundi 7 octobre de 17 à 20h (Salle Georges Vedel)

«Law, Economics and behavior of torts from a comparative perspective; Dispute resolution; Climate change, Artificial Intelligence»

Interviendront également :

Sophie BIENENSTOCK, Maître de conférences à l'Université Panthéon-Sorbonne,
François FACCHINI, Professeur à l'Université Panthéon-Sorbonne,

Pierre KOPP, Professeur à l'Université Panthéon-Sorbonne,
Grégory MAÎTRE, Maître de conférences à l'Université Paris-Sud / Paris-Saclay,
Véronique MAGNIER, Professeur à l'Université Paris-Sud / Paris-Saclay.

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ANALYSE ÉCONOMIQUE DU DROIT APPLIQUÉE A LA RESPONSABILITÉ CIVILE

SYLLABUS

Monday

(October 7, 5-8 PM)

Welcome Speech: Boris BERNABÉ, Faculty Dean

Introduction: Véronique MAGNIER

Panel: Law, Economics and behavior of torts from a comparative perspective; Dispute resolution; Climate change, Artificial Intelligence

H. ACCIARRI, Pierre KOPP, François FACCHINI, Sophie BIENENSTOCK

Moderator: Maria José AZAR-BAUD

Welcome cocktail

Tuesday

(October 8, 5-8 PM)

Lecture by H. ACCIARRI

Moderator: Maria José AZAR-BAUD

Origins and development of Law & Economics. Economics. The tools of mainstream economics. Models: its structure. Behavioral assumptions of Neoclassical Economics. Rationality and rational choice. Maximization. Uncertainty.

Maximization and efficiency. Private and social dimensions. Pareto Criterion: improvement, superiority and optimality. Kaldor-Hicks efficiency. Posner: wealth maximization.

The economics of tort law. Pigou: externalities. Hand's formula: «United States v. Carroll Towing Co». Coase: The Problem of Social Cost and its outcomes on tort law. Transaction costs.

Calabresi: The Costs of Accidents. Goals and sub-goals of accident law. Primary, secondary and tertiary costs. Mechanisms to avoid them. The «cheapest cost avoider». Liability rules and property rights.

Cases

Wednesday

(October 9, 5-8 PM)

Lecture by H. ACCIARRI

Moderator: Maria José AZAR-BAUD

Strict liability and negligence. Causality problems. Unilateral and bilateral accidents. Precaution and activity levels.

An approach to the law and economics of punitive damages. Different cases and functions. Civil law and common law. Probability and magnitude. Quantification on the basis of Hand's formula. Goals and destinations.

Cases



LAW, ECONOMICS AND BEHAVIOR OF TORTS

ANALYSE ÉCONOMIQUE DU DROIT APPLIQUÉE A LA RESPONSABILITÉ CIVILE

Thursday

(October 10, 5-8 PM)

Lecture by H. ACCIARRI

Moderator: Maria José AZAR-BAUD

Behavioral Science and Tort Law. Decision systems. Nudges. Biases and heuristics. Incidence of behavioral science, neurosciences and automated procedures (Artificial Intelligence, Big Data) as legal tools.

Economics of consumer law. Asymmetric information: different approaches. Pros & cons of a specific statute of consumer protection. Information duties, legal warranties, abusive clauses. Product safety and product liability. Law and economics of class actions

Economic theory of class actions. Different systems and particulars. Res judicata. Damages. Agency problems. Settlements.

Cases

Friday

(October 9, 2-5 PM)

Lecture by H. ACCIARRI

Moderator: Maria José AZAR-BAUD and Grégory MAÎTRE.

Quantification of personal damages. Value of life, human capital and pain and suffering. Equivalence of insurance and pain and suffering. Value of a statistical life (VSL).

Quantifying human capital: formulae, case law, mandatory scales.

The law & economics of environment. Externalities and liability. Administrative and judicial, public and private systems to deal with environment harms.

The law and economics of third-party insurance. Risk aversion. Moral hazard. Mandatory third-party insurance: empirical and practical issues.

