

**Title:**

A Seamless International Sale of Goods: Is a combination of the CISG and the UNIDROIT Principles a perfect solution?

**Type:**

2018 John Bicknell Scholarship

**Value & Duration:**

The John Bicknell Scholarship is equivalent to a University of Tasmania Elite scholarship (current RTP rate + \$7,500 top-up per annum), with additional operational funds of up to \$5,000 per annum) for a term of 3 years (with a possible 6 month extension). The scholarship is available to domestic and international applicants, and the awardee must meet or exceed the criteria of a University of Tasmania Elite award. It is awarded on an annual basis, subject to funds being available.

**Closing Date:**

11:59pm (AEST), Monday 19 March 2018

**The Research Project:**

While the United Nations Convention on Contracts for the International Sale of Goods (Vienna, 1980) (CISG) has been in force for 30 years, including within Australia, the CISG does not deal with all aspects of international sale contracts. Gaps in the CISG are filled by the law as determined by the court or the arbitral tribunal. With different conflict of laws rules used in different countries, courts or arbitral tribunals do not necessarily come to the conclusion on the same set of law. Hence, parties are left with uncertainties. Some academic commentators suggested the use of the 'UNIDROIT Principles of International Commercial Contracts' (latest update 2016) to bridge gaps. This suggestion is in a sense a matter of contractual design as the UNIDROIT Principles are a set of "soft law". This research aims at exploring such a suggestion to arrive at the conclusion whether the combined use of the CISG and the UNIDROIT Principles should be recommended in order to promote legal certainties. If the conclusion is that the combination of both still cannot create laws or rules to facilitate a seamless international sale of goods, this research aims to further suggest how the CISG should be reformed.

**Eligibility:**

The following eligibility criteria apply to this scholarship:

- The scholarship is open to domestic (Australian and New Zealand) and international candidates;
- The degree must be undertaken on a full-time basis;
- Applicants must already have been awarded a First Class Honours degree or hold equivalent qualifications or relevant and substantial research experience in an appropriate sector;
- Applicants must be able to demonstrate strong research and analytical skills.

Candidates from a variety of disciplinary backgrounds are encouraged to apply. Knowledge and skills that will be ranked highly include:

- Prior legal background holding an LLB or an LLM degree
- Prior academic publishing experiences

**Funding:**

This scholarship is being funded by the commemorative John Bicknell Scholarship.

**Application Process:**

Applicants who require more information or are interested in this specific project should first contact the listed Supervisor.

Information and guidance on the application process can be found on the [Apply Now](#) website.

Information about scholarships is available on the [Scholarships](#) webpage.

**More Information:**

Please contact Dr Poomintr Sooksripaisarnkit ([poomintr.sooksripaisarnkit@utas.edu.au](mailto:poomintr.sooksripaisarnkit@utas.edu.au)) for more information.