

# **Convention On The Law Applicable To International Sale Of Goods - The Hague, 1955**

Hague Conference on Private International Law

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## Contents

<b>Convention on the Law Applicable to International Sale of Goods, The Hague 1955</b>	<b>1</b>
Article 1 . . . . .	1
Article 2 . . . . .	1
Article 3 . . . . .	1
Article 4 . . . . .	1
Article 5 . . . . .	1
Article 6 . . . . .	2
Article 7 . . . . .	2
Articles 8 - 12 [Omitted] . . . . .	2
<b>Metadata</b>	<b>3</b>
SISU Metadata, document information . . . . .	3

1 **Convention on the Law Applicable to International  
Sale of Goods, The Hague 1955**

2 **Article 1**

3 This Convention shall apply to international sales of  
goods.

4 It shall not apply to sales of securities, to sales of ships and  
of registered boats or aircraft, or to sales upon judicial order  
or by way of execution. It shall apply to sales based on docu-  
ments.

5 For the purposes of this Convention, contracts to deliver goods  
to be manufactured or produced shall be placed on the same  
footing as sales provided the party who assumes delivery is  
to furnish the necessary raw materials for their manufacture or  
production.

6 The mere declaration of the parties, relative to the application  
of a law or the competence of a judge or arbitrator, shall not  
be sufficient to confer upon a sale the international character  
provided for in the first paragraph of this Article.

7 **Article 2**

8 A sale shall be governed by the domestic law of the country  
designated by the Contracting Parties.

9 Such designation must be contained in an express clause, or  
unambiguously result from the provisions of the contract.

10 Conditions affecting the consent of the parties to the law de-  
clared applicable shall be determined by such law.

11 **Article 3**

12 In default of a law declared applicable by the parties under the

conditions provided in the preceding Article, a sale shall be gov-  
erned by the domestic law of the country in which the vendor  
has his habitual residence at the time when he receives the or-  
der. If the order is received by an establishment of the vendor,  
the sale shall be governed by the domestic law of the country  
in which the establishment is situated.

Nevertheless, a sale shall be governed by the domestic law of 13  
the country in which the purchaser has his habitual residence,  
or in which he has the establishment that has given the or-  
der, if the order has been received in such country, whether  
by the vendor or by his representative, agent or commercial  
traveller.

In case of a sale at an exchange or at a public auction, the sale 14  
shall be governed by the domestic law of the country in which  
the exchange is situated or the auction takes place.

15 **Article 4**

16 In the absence of an express clause to the contrary, the do-  
mestic law of the country in which inspection of goods delivered  
pursuant to a sale is to take place shall apply in respect of the  
form in which and the periods within which the inspection must  
take place, the notifications concerning the inspection and the  
measures to be taken in case of refusal of the goods.

17 **Article 5**

18 This Convention shall not apply to:

- 19 1. The capacity of the parties;
- 20 2. The form of the contract;
- 21 3. The transfer of ownership, provided that the various obliga-  
tions of the parties, and especially those relating to risks, shall

be subject to the law applicable to the sale pursuant to this Convention;

22 4. The effects of the sale as regards all persons other than the parties.

23 **Article 6**

24 In each of the Contracting States, the application of the law determined by this convention may be excluded on a ground of public policy.

25 **Article 7**

26 The contracting States have agreed to incorporate the provisions of Articles 1-6 of this Convention in the national law of their respective countries.

27 **Articles 8 - 12 [Omitted]**

28 [Omitted]

## Metadata

### SiSU Metadata, document information

**Document Manifest @:**

[http://www.jus.uio.no/lm/hcpil.applicable.law.sog.convention.1955/sisu\\_manifest.html](http://www.jus.uio.no/lm/hcpil.applicable.law.sog.convention.1955/sisu_manifest.html)

**Title:** Convention On The Law Applicable To International Sale Of Goods - The Hague, 1955

**Creator:** Hague Conference on Private International Law

**Rights:** Copyright (C) 1955 Hague Conference on Private International Law

**Subject:** applicable law, international sales, sale of goods

**Publisher:** SiSU <http://www.jus.uio.no/sisu> (this copy)

**Date:** 1955

**Topics Registered:** Hague Conference on Private International Law:convention;-agency:convention;applicable law:convention;contract:sale of goods:convention

### Version Information

**Sourcefile:** hcpil.applicable.law.sog.convention.1955.sst

**Filetype:** SiSU text 2.0

**Source Digest:** SHA256(hcpil.applicable.law.sog.convention.1955.sst)=-6359d7b8943ab9a377bee7c616815cdb3dbf7837cbf0143510e33188bae84eb0

**Skin Digest:** SHA256(skin\_lm.rb)=5acda64a9532f9ef6b71693da2b471d4-efac2f23a8499e68de066eec8ea9b8e9

### Generated

**Document (dal) last generated:** Wed Sep 01 14:09:00 -0400 2010

**Generated by:** SiSU 2.6.3 of 2010w30/3 (2010-07-28)

**Ruby version:** ruby 1.8.7 (2010-08-16 patchlevel 302) [i486-linux]