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Christoph Müller-Foell



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for the remuneration and for the date on which work and services become due For his dissertation Christoph Matz was awarded the Baurechtliche Forschungspreis des Deutschen Baugerichtstags e V German description Bei der Herstellung von Werken fallen Planung und Durchführung oft merklich auseinander Ob einfacher Reparaturvertrag oder öffentliches Infrastrukturprojekt insbesondere um die Kosten unter Kontrolle zu halten müssen Werkverträge flexibel sein Ein sich entwickelndes Werk scheint im Gesetz jedoch nicht vorgesehen Der Werkvertrag des BGB wirkt starr das Werk unabänderlich Ist das BGB also überholt Braucht es ein neues Bauvertragsrecht um den ewigen Streit um Änderungsanordnungen Bauverzögerungen und Zusatzkosten beizulegen Christoph Matz verneint dies Er bricht mit der Tradition und stellt nicht das Werk sondern dessen Herstellung in den Mittelpunkt des Vertrags Dadurch gelingt ihm die Verbindung eines veränderbaren vom Besteller steuerbaren Leistungsgegenstands mit der für den Werkvertrag typischen Erfolgshaftung Nach seiner These ist das BGB durchaus geeignet der Vertragspraxis ein ausgewogenes und umfassendes Leitbild zu sein Für die vorliegende Dissertation wurde Christoph Matz der Baurechtliche Forschungspreis des Deutschen Baugerichtstags e V verliehen Reformbedarf des Bauvertragsrechts im Lichte der FIDIC-Bestimmungen Horst G. Rustmeier, 2018-02-19 Das Werk stellt die verschiedenen Problemkomplexe aus dem Bereich der VOB B im Vergleich mit den Regelungen der FIDIC Verträge und dem BGB Werkvertragsrecht dar Neben den vielen Fragen zur Vergütung von Baunachträgern und den praktischen Problemen des Bauablaufs Bauabnahme und Mängelhaftung des Werkunternehmers befasst sich das Werk mit der effizienten baubegleitenden Streitbeilegung internationaler Bauprojekte Auswirkungen der Schuldrechtsreform auf die VOB/B Johannes Hoffer, 2003-02-03 Inhaltsangabe Einleitung Mit Inkrafttreten des Schuldrechtsmodernisierungsgesetzes am 01.01.2002 hat das BGB tiefgreifende Veränderungen erfahren Neben der Integration verbraucherrechtlicher Nebengesetze und des AGB Gesetzes wurden das Verjährungsrecht und das Recht über Leistungsstörungen tiefgreifend reformiert Dass die Schuldrechtsreform mit seinen Veränderungen auch Auswirkungen auf das Baurecht und auf alle am Bau Beteiligten haben würde wurde deutlich als der DVA beschlossen hat die VOB B 2000 entsprechend zu bearbeiten und dem neuen BGB anzupassen Das Ergebnis des DVA ist der Beschluss die VOB B 2002 mit einigen wichtigen Änderungen einzuführen Der Termin für das Inkrafttreten der neuen VOB B war zunächst Anfang August dann hier es zum 01.10.2002 und nun nach mehrmaligen Verschieben des Termins heißt es laut telefonischer Auskunft einer Mitarbeiterin Frau Kramer des DVA und durch E-Mail eines Mitarbeiters Herrn Krüner bestätigt dass die VOB B 2002 voraussichtlich im Dezember 2002 in Kraft tritt Stand 24.10.2002 Ob dieser Termin eingehalten wird wird sich aber vermutlich erst im Dezember zeigen Sicher ist zumindestens dass die VOB B 2002 am 29.10.2002 im Bundesanzeiger veröffentlicht wird und dass es seit dem Beschluss des DVA Vorstandes am 02.05.2002 keine Veränderungen mehr an dem Beschlusstext der VOB B 2002 gegeben hat Nach Verabschiedung der Vergabeverordnung am 22.11.2002 im Bundesrat kann man vielleicht mehr über das genaue Datum des Inkrafttretens der VOB B 2002 sagen Bis dahin heißt es abwarten Ziel dieser

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