

TRANSNATIONAL FIDUCIARY LAW

Fiduciary law is important transnationally, particularly in the context of global capitalism. Fiduciary law's characteristic regard for others offers a response to the pursuit of unconstrained self-interest in business and government relations, potentially implicating the exercise of both private and public power. Stakeholders have invoked it not only to address traditional private law matters, but also to enjoin transnational corporations to respect human rights, to combat public corruption, and to constrain national governments to respect the rights of Indigenous Peoples. This book focuses on the processes through which conceptualizations of fiduciary relationships and fiduciary norms may (or may not) settle transnationally – or become unsettled – as actors invoke fiduciary norms to address problems in different domains, including across borders. It identifies complications and challenges of any transnational convergence of fiduciary norms that fiduciary theorists often elide. This book is also available as Open Access on Cambridge Core.

Seth Davis is Professor of Law at the University of California, Berkeley School of Law. He is a leading expert on public fiduciary law.

Thilo Kuntz is Chair of Private Law, Commercial Law, and Corporate Law at Heinrich-Heine-University Düsseldorf, Germany. An expert on ESG, his research focuses on fiduciary law, corporate law, and legal theory.

Gregory Shaffer is Scott K. Ginsburg Professor of International Law at Georgetown University Law Center and President of the American Society of International Law. He is an expert on international and transnational law.

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Edited by

SETH DAVIS

University of California, Berkeley

THILO KUNTZ

Heinrich Heine University Düsseldorf

GREGORY SHAFFER

Georgetown University



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 One Liberty Plaza, 20th Floor, New York, NY 10006, USA
 477 Williamstown Road, Port Melbourne, VIC 3207, Australia
 314–321, 3rd Floor, Plot 3, Splendor Forum, Jasola District Centre, New Delhi – 110025, India
 103 Penang Road, #05-06/07, Visioncrest Commercial, Singapore 238467

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Contributors

Jens-Hinrich Binder Eberhard Karls University

Seth Davis School of Law, University of California, Berkeley

Evan Fox-Decent McGill University

Jennifer G. Hill Monash University

Shelly Kreiczer-Levy College of Law and Business, Ramat Gan

Thilo Kuntz Heinrich Heine University Düsseldorf

Rebecca Lee Faculty of Law, The University of Hong Kong

Moritz Renner Department of Law, University of Mannheim

Gregory Shaffer Georgetown University Law Center

Masayuki Tamaruya Faculty of Law and Graduate Schools for Law and Politics,
The University of Tokyo

Andrew F. Tuch Washington University School of Law