

# Legal Principles and Guidelines in Business Agreements

## Abstract

To guarantee safety and fairness, we have principles of national and international law. Some countries rely more on case law while others use legal acts and articles. In any case they are not always easy to identify and enforce.

In international law, to define jurisdiction in agreements, contracts, resolutions and treaties, the relevant parties need to consider sovereignty, territoriality and extraterritoriality. In aviation and maritime law careful consideration has been negotiated by stakeholders to determine when national and international regulations apply.

On the contrary in transnational and international transactions establishing territoriality and jurisdiction is more complex. The best approach is to adopt a set of agreed principles in law regardless of which legal system applies or is used.

This study aims to analyse different types of agreements using legal principles such as negligence, reasonableness, privacy and tort. The objective is to create recommendations for international guidelines when negotiating and examining service agreements, intellectual property patents and privacy disputes.

## Introduction

In our fast paced and interconnected global world in the 21st century many parties involved in reaching agreements do not give the appropriate consideration to the wider consequences of the environment, scientific progress, responsible business and our mental wellbeing.

When designing, developing and using technology it is vital that we consider our quality of life to preserve our environment, relationships and traditions. There are several instances where statutory legislation has not been adequately updated to meet the scientific and social requirements of today.

In common law several principles are ascertained, located and applied when relying on stare cases to solve civil and criminal disputes. Ten legal concepts and values have been selected in order to examine possible standards, regarding the scientific and social impact, when negotiating and finalising business agreements.

To obtain the best guidelines in business agreements, examples based on the identified legal principles will be described. These short case studies will be based on different contexts and scenarios to gain a comprehensive perspective of the different theoretical and practical constraints.