

Lisa Spagnolo
Associate Professor
Macquarie Law School
Transforming Energy Markets Research Centre
Performance and Expertise Research Centre
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Qualifications

Law, PhD, Truth or Dare: The Interrelatedness of the Efficiency of the CISG, Lawyers' Choices of Law and Interpretation ,
Monash University
Award Date: 18 Oct 2012

Law, LLB, Deakin University
Award Date: 23 May 2000

Commerce, Applied Economics, Business Law , B Com, Deakin University
Award Date: 15 May 1996

2002 → ... Barrister and Solicitor of the High Court of Australia

2 Sept 2001 → ... Barrister and Solicitor of the Supreme Court of Victoria

Employment

Associate Professor

Associate Professor
Macquarie Law School
Macquarie University
1 Nov 2021 → present

Transforming Energy Markets Research Centre

Macquarie University
1 Jan 2023 → 31 Dec 2027

Performance and Expertise Research Centre

Macquarie University
1 Jan 2023 → 31 Dec 2027

Director

UNCITRAL Coordination Committee of Australia (UNCCA)
Australia
1 Jan 2013 → present

Academic

Monash University
Clayton, Australia
1 Jan 2004 → 1 Jan 2021

Member

CISG Advisory Council
Spain
1 Feb 0017 → present

Research outputs

Conflicts of interest between shariah and international sale of goods: does CISG interest fit with Islamic law?

Spagnolo, L. & Bhatti, M., 28 Aug 2023, (E-pub ahead of print) In: Monash University Law Review. 49, 1, p. 151-197 47 p.

The European Union's attempts to limit the use of the term 'Prosecco'

Davison, M., Henckels, C., Paterson, M. & Spagnolo, L., 17 Apr 2023, Australian Grape & Wine Inc. 18 p.

Thinking, small and large: can the CISG help SMEs and if so, how?

Spagnolo, L., 2023, *The Elgar companion to UNCITRAL*. Gulati, R., John, T. & Köhler, B. (eds.). Cheltenham, UK ; Northampton, USA: Edward Elgar Publishing, p. 356-375 20 p. (Elgar Companions to International Organizations).

The *Perpetual Trustee Co Ltd v Smith* priority paradox: just how paramount are paramount interests?

Spagnolo, L. & Rodrick, S., Jul 2022, In: University of New South Wales Law Journal. 45, 2, p. 839-872 34 p.

A conceptual framework: what the forgotten history of Victorian Torrens legislation tells us about priority disputes involving paramount interests

Spagnolo, L., Jun 2022, In: Sydney Law Review. 44, 2, p. 261-293 33 p.

Mapping the terroir: introducing geographical indications and wine

Henckels, C. & Spagnolo, L., Apr 2022, In: The Journal of World Investment and Trade. 23, 2, p. 175-179 5 p., 1.

Wine geographical indications and product specifications: a case of Prosecco quality and characteristics?

Spagnolo, L. & Davison, M., Apr 2022, In: The Journal of World Investment and Trade. 23, 2, p. 218-259 42 p., 3.

Submission to the Law Commission Call for Evidence on Smart Contracts

Hayward, B., Spagnolo, L. & Stamboulakis, D., 21 Apr 2021, 15 p.

Contract interpretation and merger clauses: part 1: contract interpretation

Spagnolo, L., 2021, *International sales law: a handbook*. DiMatteo, L., Janssen, A., Magnus, U. & Schulze, R. (eds.). 2nd ed. Baden-Baden: Nomos-Beck-Hart, p. 737-793 57 p. Part 1

Contract law: cases and materials

Yin, K., Kozlina, S., Green, K., Siliquini-Cinelli, L., Laryea, E. & Spagnolo, L., 2021, Cambridge, UK: Cambridge University Press (CUP). 910 p.

The international dimensions of Australian contract law

Spagnolo, L., 2021, *Australian contract law in the 21st century*. Eldridge, J. & Pilkington, T. (eds.). Alexandria, NSW: The Federation Press, p. 221-241 21 p.

The mysterious s 74(5)

Spagnolo, L., Monotti, A., Lane, C. & Rodrick, S., 2020, In: Australian Property Law Journal. 28, 2, p. 75-96 22 p.

The European Union's attempts to limit the use of the term 'Prosecco'

Davison, M., Henckels, C., Paterson, M. & Spagnolo, L., 1 Feb 2019, Adelaide, SA: Wine Federation of Australia. 17 p.

Article 14 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 58-70 13 p. (International and European Business Law).

Article 15 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 70-74 5 p. (International and European Business Law).

Article 16 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 74-79 6 p. (International and Commercial Business Law).

Article 17 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 79-81 3 p. (International and European Business Law).

Article 18 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 81-93 13 p. (International and European Business Law).

Article 19 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 93-102 10 p. (International and European Business Law).

Article 20 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 102-105 4 p. (International and European Business Law).

Article 21 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 105-112 8 p. (International and European Business Law).

Article 22 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 112-114 3 p. (International and European Business Law).

Article 23 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 114-115 2 p. (International and European Business Law).

Article 24 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden-Baden, Germany: Hart Publishing, p. 116-130 15 p. (International and European Business Law).

Introduction to Articles 14-24 CISG

Spagnolo, L., 2019, *Commercial law: article-by-article commentary*. Mankowski, P. (ed.). Baden Baden, Germany: Hart Publishing, p. 55-57 3 p. (International and European Business Law).

Unification, disintegration or optimization: purposes of modern sales law

Spagnolo, L., 2019, *Research handbook on international and comparative sale of goods law*. Saidov, D. (ed.). Cheltenham, UK ; Northampton, USA: Edward Elgar Publishing, p. 27-58 32 p. (Research Handbooks in Private and Commercial Law series).

The electronic CISG: 7th MAA Schlechtriem CISG Conference

Schwenzer, I. (ed.) & Spagnolo, L. (ed.), 2017, The Netherlands: Eleven International Publishing. 176 p. (International Commerce and Arbitration; vol. 24)

Book review: "35 Years CISG and Beyond" (Ed. Ingeborg Schwenzer), (Eleven, 2015)

Spagnolo, L., 2016, In: *Vindobona Journal of International Commercial Law and Arbitration*. 20, p. 113-121 9 p.

Contract interpretation: part 1: contract interpretation

Spagnolo, L., 2016, *International sales law: contract, principles and practice*. DiMatteo, L. A., Janssen, A., Magnus, U. & Schulze, R. (eds.). Munich: Nomos Verlagsgesellschaft, p. 713-766 54 p. Part 1

Growing the CISG: 6th Annual MAA Schlechtriem CISG Conference
Schwenzer, I. (ed.) & Spagnolo, L. (ed.), 2016, The Netherlands: Eleven International Publishing. 112 p. (International Commerce and Arbitration; vol. 22)

CISG Advisory Council Opinion No 16: Exclusion of the CISG under Article 6
Spagnolo, L., Mar 2015, 28 p. Pretoria, South Africa : CISG Advisory Council.

Boundaries and Intersections: 5th Annual MAA Schlechtriem CISG Conference
Schwenzer, I. (ed.) & Spagnolo, L. (ed.), 2015, The Hague, The Netherlands: Eleven International Publishing. 129 p. (International Commerce and Arbitration; vol. 18)

CISG exclusion and legal efficiency
Spagnolo, L., 2014, Alphen aan den Rijn, The Netherlands: Kluwer Law International. 384 p. (Global Trade Law series; vol. 48)

The CISG as soft law and choice of law: Gōjū Ryū?
Spagnolo, L., 2014, *International sales law: a global challenge*. DiMatteo, L. A. (ed.). New York: Cambridge University Press (CUP), p. 154-175 22 p.

Globalization versus regionalization: 4th Annual MAA Schlechtriem CISG Conference
Schwenzer, I. (ed.) & Spagnolo, L. (ed.), 2013, The Hague, The Netherlands: Eleven International Publishing. 126 p.

Law wars: Australian contract law reform vs. CISG vs. CESL
Spagnolo, L., 2013, In: *Villanova Law Review*. 58, 4, p. 623-644 22 p.

XVII Vis Moot - 2009-10 - Pumps
Schwenzer, I., Finkelstein, C. & Spagnolo, L., 2013, *The Danubia Files: award writing lessons from the Vis Moot*. Barrington, L., Casado Filho, N. & Finkelstein, C. (eds.). Denver, USA: Outskirts Press, p. 195-236 42 p.

Reviewing Australia's contract law: a time for change?
Horrigan, B., Laryea, E. & Spagnolo, L., 20 Jul 2012, 34 p. Attorney-General's Department, Australia.

State of play: the 3rd Annual MAA Schlechtriem CISG Conference
Schwenzer, I. & Spagnolo, L., 2012, The Hague, The Netherlands: Eleven International. 129 p.

lura novit curia and the CISG: resolution of the faux procedural black hole
Spagnolo, L., 2011, *Towards uniformity: the 2nd Annual MAA Schlechtriem CISG Conference*. Schwenzer, I. & Spagnolo, L. (eds.). The Netherlands: Eleven International Publishing, p. 181-221 41 p.

Towards uniformity: the 2nd Annual MAA Schlechtriem CISG Conference
Schwenzer, I. (ed.) & Spagnolo, L. (ed.), 2011, The Netherlands: Eleven International Publishing. 270 p.

Green eggs and ham: the CISG, path dependence, and the behavioural economics of lawyers' choices of law in international sales contracts
Spagnolo, L., Aug 2010, In: *Journal of Private International Law*. 6, 2, p. 417-464 48 p.

Submission on Discussion Paper "An Australian Consumer Law": interaction between Australian Consumer Law and Convention on Contracts for the International Sale of Goods ('CISG')
Spagnolo, L., 16 Mar 2009, 3 p. The Treasury, Australian Government.

A glimpse through the kaleidoscope: choices of law and the CISG (Kaleidoscope part I)
Spagnolo, L., 2009, In: *Vindobona Journal of International Commercial Law and Arbitration*. 13, 1, p. 135-156 22 p.

Rats in the kaleidoscope: rationality, irrationality and the economics & psychology of opting in and out of the CISG (Kaleidoscope part II)
Spagnolo, L., 2009, In: *Vindobona Journal of International Commercial Law and Arbitration*. 13, 1, p. 157-178 22 p.

The last outpost: automatic *CISG* opt outs, misapplications and the costs of ignoring the *Vienna Sales Convention* for Australian lawyers
Spagnolo, L., 2009, In: *Melbourne Journal of International Law*. 10, 1, p. 141-216 76 p.

Opening Pandora's Box: good faith and precontractual liability in the CISG
Spagnolo, L., 2007, In: *Temple International and Comparative Law Journal*. 21, 2, p. 261-310 50 p.

Legal pitfalls for family businesses: when should the alarm bells start ringing?
Spagnolo, L., 2005, *Managing the family business*. Glassop, L. & Waddell, D. (eds.). Heidelberg, Victoria: Heidelberg Press, p. 105-129 25 p.

Activities

Macquarie Food Symposium

Cathy Sherry (Chair), Andrew McGregor (Organiser), Madeline Taylor (Organiser), Brian Atwell (Participant), Milena Bojovic (Participant), Laura Dalrymple (Participant), Rimante Ronto (Participant), Yi Li (Participant), Joseph Chen (Participant), Lisa Spagnolo (Participant), Alf Garcia-Bennett (Participant), Imansa Egodavitharana (Participant), Christopher Gordon (Participant), Irma Dupuis (Participant), Lucy Payne (Participant), Jacqui Simpson (Participant), Evelyn Ivinson (Participant), Carla Lopes (Participant), Seema Mhrshahi (Participant), Miriam Williams (Participant), Neil Gow (Participant), Putu Novi Arfirsta Dharmayani (Participant), Sophie Baxter (Participant) & Gabrielle Chan (Participant)
15 Sept 2023

Submission to Department of Agriculture, Fisheries & Forestry

Mark Davison (Participant), Lisa Spagnolo (Participant) & Caroline Henckels (Participant)
14 Apr 2023

Submission to the Law Commission Call for Evidence on Smart Contracts

Benjamin Hayward (Contributor), Lisa Spagnolo (Contributor) & Drossos Stamboulakis (Contributor)
21 Mar 2021

Prizes

APA Scholarship

Spagnolo, Lisa (Recipient), 31 Mar 2004

Award for Excellence in Innovation and External Collaboration

Spagnolo, Lisa (Recipient), 2013

Award for Excellence in Research by Early Career Researcher

Spagnolo, Lisa (Recipient), 2014

Executive Committee Recognition for English Connect Proposal

Spagnolo, Lisa (Recipient), 9 Sept 2020

Mollie Holman Medal

Spagnolo, Lisa (Recipient), 11 Sept 2012

Supreme Court Exhibition Prize (Best honours paper)

Spagnolo, Lisa (Recipient), May 2000

Supreme Court Prize (best graduating law student)

Spagnolo, Lisa (Recipient), May 2000

Teaching Excellence Award for LLB Contracts Internationalisation Project

Spagnolo, Lisa (Recipient), 18 Nov 2020

Press/Media

\$500,000 for bushfire forecast project from Australian scientists

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

6/01/10

1 Media contribution

Are EU kidding? Australian government wages wine war with European bureaucrats who want us to stop describing bubbly as Prosecco

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

13/01/20

1 Media contribution

Booking.com unfair system for cancellations

Lisa Spagnolo

10/11/19

1 Media contribution

Conflicts of interest? Reconciling international contract law and Islamic law's prohibition of usury

Lisa Spagnolo & Maria Bhatti

29/08/23

1 Media contribution

Government announces \$100K grant for researchers to help protect Prosecco

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

13/01/20

1 Media contribution

Government puts cork in Europe's push for the name prosecco

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

12/01/20

1 Media contribution

Government to fund Prosecco research

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

13/01/20

1 Media contribution

'Law academics say EU's prosecco region is 'dodgiest claim' to geographical indication'

Lisa Spagnolo, Mark Davison & Caroline Henckels

21/04/23

1 Media contribution

Popping Prosecco's bubble: geographical indications and the prosecco war

Lisa Spagnolo, Mark Davison, Caroline Henckels, Moira Paterson & Patrick Emerton

23/01/20

1 Media contribution

Prosecco name battle: Government funds legal defence

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

12/01/20

1 Media contribution

'Research shows Prosecco is a grape variety, not a geographical region'

Lisa Spagnolo, Mark Davison & Caroline Henckels

18/04/23

1 item of Media coverage

Stop using the term Prosecco

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

24/07/19

1 item of Media coverage

UE: l'Australie fourbit ses armes sur le prosecco et elles sont acerees

Mark Davison, Moira Paterson, Lisa Spagnolo & Caroline Henckels

9/02/20

1 Media contribution

'We are meant to gather': organisers of global dance festival refuse to cancel - or give refunds Lisa Spagnolo 17/10/20

Lisa Spagnolo

18/10/20

1 item of Media coverage

Awards

Projects

Geographical Indications for Wine in Australia's Free Trade Agreements

Davison, M., Paterson, M., Spagnolo, L., Henckels, C. & Bonadio, E.

18/07/20 → 31/12/22

Monash led: Geographical Indications for Wine in Australia's Free Trade Agreements

Davison, M., Paterson, M., Spagnolo, L., Henckels, C. & Bonadio, E.

18/07/20 → 31/12/23