UNIDROIT 2000 Study LXVIII - Doc. 28 (English only)

UNIDROIT

INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW

STUDY GROUP ON FRANCHISING

Model Franchise Disclosure Law

Comment on Study LXVIII – Doc. 25 submitted by Mr Michael Brennan, Piper Marbury Rudnick & Wolfe (Chicago)

Rome, December 2000

As to the issues that Phil and Dr. Kiss have raised, it seems to me that they are in basic agreement, although they take different approaches. I honestly have to say that I would favor an approach like Phil's. I think it is essential to make the point very powerfully that it is unwise to adopt franchise legislation where there is no solid evidence of material need. We have seen in the U.S. the effects of over-regulation and it is frustrating that it might be replicated elsewhere.