## Contents

Part	I General Report
1	Cost and Fee Allocation in Civil Procedure: A Synthesis
Part	II National Reports
2	The Price of Access to the Civil Courts in Australia – Old Problems, New Solutions: A Commercial Litigation Funding Case Study
3	Litigating in Austria – Are Costs and Fees Worth It? 69 Marianne Roth
4	"Everything Costs Its Own Cost, and One of Our Best Virtues Is a Just Desire To Pay It." An Analysis of Belgian Law
5	Major Shifting: The Brazilian Way
6	The Irrelevance of Costs Rules to Litigation Rates: The Experience of Quebec and Common Law Canada 99 H. Patrick Glenn
7	The Double Face of Cost and Fee Allocation in the Czech Republic
8	Cost Wars in England and Wales: The Insurers Strike Back 117 Richard Moorhead
9	Cost and Fee Allocation in Finland

viii Contents

10	La répartition des frais en procédure civile française Nicolas Cayrol	137
11	Cost and Fee Allocation in German Civil Procedure Burkhard Hess and Rudolf Huebner	151
12	Lawyers' Fees in Greece at a Turning Point: Recent Legislative Changes in Litigation Costs	163
13	Shifting Sands and Pyrrhic Victories – The Case of India Neela Badami	171
14	It's for the Judges to Decide: Allocation of Trial Costs in Israel Report on Israel	177
15	Italy: A Tale of Successful Resistance?	185
16	Recent Issues of Cost and Fee Allocation in Japanese Civil Procedure	195
17	Attorney Fee Arrangements Really Matter in Terms of Access to Justice in Korea	201
18	The Particularities of the Macau Special Administrative Region of the People's Republic of China: Legislation on Costs and Fees in Civil Procedure	211
19	Cost and Fee Allocation in the Netherlands	219
20	Court Costs and Fee Allocation in the Russian Federation: A Civil Law System with a Free Market Alena Zaytseva	229
21	Rigidity, Discretion and Potential Reform: Cost and Fee Allocation in Scotland	239
22	Cost and Fee Allocation in Slovenia – From Major to Partial Shifting?	251
23	The System of Costs in Spanish Civil Procedure Francisco López Símo and José Ángel Torres Lana	259
24	Loser Pays – But Only a Reasonable Amount	267

Contents		ix	

25	Pricey But Predictable: Civil Litigation Costs and Their Allocation in Switzerland	275
26	The American "Rule": Assuring the Lion His Share James R. Maxeiner	287
Autl	305	
Inde	<b>x</b>	311