

Summary

“Zur Verwendbarkeit der Modallogik im Bürgerlichen Recht – Überlegungen am Beispiel der Auslegung von § 118 BGB”

by Krzysztof Mularski

This article analyzes § 118 of the German Civil Code (*Bürgerliches Gesetzbuch – BGB*) using the instruments held available by modal logic. With the aid of this analysis, the most important legal views on the interpretation of this rule are displayed systematically, and their ability of leading to a correct understanding of § 118 BGB are discussed.

§ 118 BGB reads as follows (translation by the editors): “A declaration of will that is not meant seriously [and] was given with the expectation that this lack of seriousness would not be misjudged is void.”