Title:
IV.6.4 - No contract to detriment of third party

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Contracts may not be concluded to the detriment of a third party ("res inter alios acta alteri non nocet").

Commentary:
This Principle takes account of the fact that a contract has legal effects only between its parties ("inter partes"). While the parties may conclude a contract for the benefit of a third party, they may never, however, provide for contractual stipulations to the detriment of a third party which is not a party to the contract. In order for such stipulations to be binding on that third party, that party must become a party to the contract which contains these stipulations.