

Cross-Border Security over Tangibles

Harry C. Sigman
Eva-Maria Kieninger (Eds.)

Cross Border Security Over Tangibles By Sellier European Law Publishers 2007 11

Teemu Juutilainen



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Secured Credit in Europe Teemu Juutilainen, 2018-03-22 Winner of the 2016 2018 KG Idman Prize This monograph seeks the optimal way to promote compatibility between systems of proprietary security rights in Europe focusing on security rights over tangible movables and receivables Based on comparative research it proposes how best to tackle cross border problems impeding trade and finance notably uncertainty of enforceability and unexpected loss of security rights It offers an extensive analysis of the academic literature of more recent years that has appeared in English German the Scandinavian languages and Finnish The author organises the concrete means of promoting compatibility into a centralised substantive approach a centralised conflicts approach a local conflicts approach and a local substantive approach The centralised approaches develop EU law and the local approaches Member State laws The substantive approaches unify or harmonise substantive law while the conflicts approaches rely on private international law The author proposes determining the optimal way to promote compatibility by objective based division of labour between the four approaches The objectives developed for that purpose are derived from the economic functions of security rights the conditions for legal evolution and a transnational conception of justice This book is an important contribution to the future of secured transactions law in Europe and more widely It will be of interest to academics policymakers and legal practitioners involved in this field *International and Comparative Secured Transactions Law* Spyridon V Bazinas, Orkun Akseli, 2017-10-19 The law of secured transactions has seen dramatic changes in the last decade International organisations particularly the United Nations Commission on International Trade Law UNCITRAL have been working towards the creation of international legal standards aimed at the modernisation and harmonisation of secured financing laws eg the United Nations Convention on the Assignment of Receivables in International Trade the UNCITRAL Legislative Guide on Secured Transactions and its Intellectual Property Supplement the UNCITRAL Guide on the Implementation of a Security Rights Registry and the UNCITRAL Model Law on Secured Transactions The overall theme of this book is international or cross border secured transactions law It assembles contributions from some of the most authoritative academic voices on secured financing law This publication will be of interest to those involved in secured transactions around the world including policy makers practitioners judges arbitrators and academics

Cross-border Transfer and Collateralisation of Receivables Woo-jung Jon, 2018-01-25 Legal systems around the world vary widely in terms of how they deal with the transfer of and security interests in receivables The aim of this book is to help international financiers and lawyers in relevant markets in their practice of international receivables financing Substantively this book analyses three types of receivables financing transactions ie outright transfer security transfer and security interests This book covers comprehensive comparison and analysis of the laws on the transfer of and security interests in receivables of fifteen major jurisdictions encompassing common law jurisdictions Roman Germanic jurisdictions and French Napoleonic jurisdictions as well as relevant EU Directives To be more specific this book compares

and analyses the relevant legal systems of the US Canada New Zealand Australia Korea Japan France Belgium England Hong Kong Singapore China Germany Austria and the Netherlands Furthermore in order to analyse those legal systems from the international perspective this book compares relevant international conventions it also proposes to establish an international registration system for the transfer of and security interests in receivables **Secured Transactions Law Reform** Louise Gullifer,Orkun Akseli,2016-10-20 Secured transactions law has been subjected to a close scrutiny over the last two decades One of the main reasons for this is the importance of availability of credit and the consequent need to reform collateral laws in order to improve access to finance The ability to give security effectively influences not only the cost of credit but also in some cases whether credit will be available at all This requires rules that are transparent and readily accessible to non lawyers as well as rules that recognise the needs of small and medium sized enterprises This book critically engages with the challenges posed by inefficient secured credit laws It offers a comparative analysis of the reasons and the needs for a secured transactions law reform as well as discussion of the steps taken in many common law civil law and mixed law jurisdictions The book written under the auspices of the Secured Transactions Law Reform Project informs the debate about reform and advances novel arguments written by world renowned experts that will build upon the existing literature and as such will be of interest to academics legal practitioners and the judiciary involved in secured transactions law around the world The text considers reform initiatives that have taken place up to the end of April 2016 It has not been possible to incorporate events since then into the discussion However notable developments include the banks decree passed by the Italian Government on 29th June 2016 and the adoption of the Model Law on Secured Transactions by UNCITRAL on 1st July 2016 Cross-border Security Over Tangibles Harry C. Sigman,Eva-Maria Kieninger,2007 As cross border trade and cross border financing continue to increase and while security rights over tangible property are governed by the law of the place where the moveable is situated comparative knowledge of national secured transactions law is crucial for everyone using security rights over tangibles in a cross border context This book provides an in depth examination of the key issues that arise when security rights are created perfected and enforced in different European countries Authored by experts on German English Dutch French Belgian Italian and Spanish law the national reports use practical cases and highlight differences and similarities A special focus is placed on the way in which national courts deal with security interests created elsewhere A comprehensive introductory chapter analyzes significant secured transactions issues summarizes the comparative data and compares them with Article 9 of the Uniform Commercial Code U S and suggests guiding principles for a European harmonization measure or national reform efforts The book will assist market participants and their counsel to better understand secured transactions law and relevant private international law rules of their own and other countries and will assist those involved in national EU and global law reform efforts *Cross-border Security Over Receivables* Harry C. Sigman,Eva-Maria Kieninger,2009 Receivables transactions play an important role in modern national economies Cross

Border Security over Receivables which studies the law of seven European nations provides an in depth examination of the key substantive law issues as well as a detailed examination of the private international law issues particularly the third party effects of assignments National reports use practical cases to explore the issues and to highlight differences and similarities The book will assist market participants and their counsel to better understand the rules of their own countries and those of other countries It will be of great value to academics in the private comparative and private international law fields and will assist those involved in national EU and global reform efforts *Proprietary Security in Movable Assets* Ulrich Drobnig, Ole Böger, 2015 This PEL series volume deals with Proprietary Security in Movable Assets Since credits usually only are granted against security the rules on collateral securities in both movables and monetary claims are of great practical importance in the DCFR The developed rules reflect the status quo of the practical legal situation in the EU Member States The National Notes aim to cover the legal systems of all Member States Proprietary Security in Movable Assets (PEL Prop. Sec.) Ulrich Drobnig, Study Group on a European Civil Code, 2015 This PEL series volume deals with Proprietary Security in Movable Assets Since credits usually only are granted against security the rules on collateral securities in both movables and monetary claims are of great practical importance in the DCFR The developed rules reflect the status quo of the practical legal situation in the EU Member States The National Notes aim to cover the legal systems of all Member States

Cross-border Security and Insolvency Michael G. Bridge, Robert H. Stevens, 2023 This volume analyses the legal and practical issues that arise in cross border transactions involving the taking and enforcement of security over movable and intangible property It includes private international law and insolvency law issues

Cross Border Security Over Tangibles By Sellier European Law Publishers 2007 11 Book Review: Unveiling the Magic of Language

In an electronic era where connections and knowledge reign supreme, the enchanting power of language has been apparent than ever. Its ability to stir emotions, provoke thought, and instigate transformation is actually remarkable. This extraordinary book, aptly titled "**Cross Border Security Over Tangibles By Sellier European Law Publishers 2007 11**," published by a highly acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound affect on our existence. Throughout this critique, we shall delve into the book's central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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