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Kerr And Hunter On Receivers And Administrators

The book shows that
self-help in
commercial law is a
fast, inexpensive and
efficient alternative
to court

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enforcement. Self-help remedies and private debt collection are largely but not exclusively features of common law jurisdictions, since remnants of private enforcement can still be found in contract law in civilian systems. The book argues that –

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despite their usefulness – self-help and private debt collection entail significant risks, especially for consumer debtors. This means that private enforcement needs to be accompanied by the introduction of tailor-made consumer-

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debtor protection regulation. Specific attention is given to factoring, which functions in many instances as a form of pseudo-private debt collection and which has been exploited to bypass sector-specific consumer protection regulations.

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English summary: In German legal literature, the floating charge has been discussed mainly with regard to its all-assets-encompassing scope. Its actual value for a secured party - the right to appoint an administrator or

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administrative
receiver - has rarely
been discussed.
Fritz Kleweta shows
how the concept
could be
implemented in
Germany. German
description: Die
Floating Charge des
englischen Rechts
ermöglicht es einem
Sicherungsnehmer,

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durch einen
einfachen Vorgang
das gesamte
Vermögen einer
englischen Limited
im In- und Ausland
zu besichern. Dabei
gewährt sie ihm in
der Insolvenz des
Sicherungsgebers
jedoch lediglich ein
sehr
eingeschränktes

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Vorrecht. Daher greift die Kreditpraxis häufig nur im Hinblick auf solche Vermögensgegenstände auf die Floating Charge zurück, die nicht ohnehin anderweitig erstrangig dinglich besichert werden können. Der massgebliche Vorteil

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dieses

Sicherungsmittels
liegt dagegen in der
Möglichkeit zur
Bestellung eines Unt
ernehmensverwalter
s. Der Unternehmen
sverwalter ersetzt
dabei weitgehend
die
Geschäftsführung
und ist nicht an
Weisungen der

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Gesellschafter
gebunden.

Idealerweise fuhr er
das Unternehmen
zuruck in die
Profitabilitat oder
verwertet die
Floating Charge,
wenn der turn-
around nicht mehr
moglich scheint. Fritz
Kleweta analysiert
die Moglichkeit einer

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Floating Charge über das Vermögen einer Limited, die den Mittelpunkt ihrer hauptsächlichen Interessen in Deutschland hat (CoMI), und zeigt, inwiefern ein Unternehmensverwalter auch in Deutschland eingesetzt werden konnte.

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Are you struggling to improve a hostile or uncomfortable environment at work, or interested in how such tension can arise? Experts in organizational psychology, management science, social psychology, and communication

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workplace emotion.

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between workplace
affect and relevant
challenges in our
society, such as
diversity and
technological
changes, is

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workplace affect or a
springboard into
deeper, more
interdisciplinary
research, this book
presents an
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that is indispensable.
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controllo
giurisdizionale nella

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Students is written in a clear and readable style and aims to make the law understandable for readers at undergraduate or comparable level. It explains the practical influences under which the law has been formed,so that

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the student will be better able to understand why the law has developed in the way that it has. It gives lots of straightforward examples as to how the law works in practice and aims to equip students with the ability to

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appraise the effectiveness of the law in a particular circumstance rather than simply providing a list of rules for the student to regurgitate at exam time. The facts of the more important cases are given in some detail

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to enable the student to appreciate the range of factors which the court may have taken into account in reaching its decision. The new edition has been updated to take account of all recent developments, both in relation to statute

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and to case law.

Certain chapters, particularly in the area of sale of goods, have been substantially rewritten and expanded in an attempt to give more detail, while at the same time remaining student-friendly.

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New chapters on
Agency and
Negligence have
been added. brThis
new edition should
be suitable for most
courses which have
a law element.

Admiralty
Jurisdiction and
Practice is the
definitive work on

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litigation in the
Admiralty Court,
providing in depth
analysis and
explanation of
jurisdiction, practice
and procedure,
forms and
precedents. It deals
with several issues,
not covered
elsewhere, including

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the impact of insolvency, the interplay between the jurisdiction and practice, the series of rules on jurisdiction laid down by international conventions , limitation periods and collision action rules. The fourth

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edition has been
updated

comprehensively to
include new case
law and changes in
Commercial Court
practice and
procedure.

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Jurisdiction and
Practice is an
invaluable reference

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source for anyone
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advantages of
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exciting world
of how human
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how it can be
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coaches and

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*comprehensive
review of the
major concepts
of*

*biomechanics
and summarizes
them in nine
principles of
biomechanics.*

*Fundamentals
of*

Biomechanics

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*concludes by
showing how
these*

*principles can
be used by
movement*

*professionals
to improve
human*

movement.

*Specific case
studies are*

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ownership of*

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the different
forms of
mortgage and
security*

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*interest that
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Methods by which a mortgagee can enforce his

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security •
*Problems that
can arise in
consequence of
the insolvency
of the owner
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spearhead.*

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tracing
techniques and
rules regulating
freezing orders
and enforcement
methods in the
jurisdiction
covered,
describing not
just what the law***

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says but how the law actually works. The jurisdictions covered include several of the offshore havens that are frequently used to hide assets in. The authors attend to such

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***issues and topics
as the following:***

- ***investigating
whether a
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counterparty
owns vessels,
aircrafts, motor
vehicles, real
estate, or
intellectual
property rights;*** •

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locating offshore trusts; •

discovering assets

transferred to a family member or corporate entity;

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This is an indispensable and practical overview of the functions and liabilities of the insolvency practitioner (IP), bringing together the expertise of insolvency practitioners and specialist lawyers. It

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considers the circumstances in which IPs are appointed, their duties and their powers, before offering a detailed investigation into their potential professional liabilities, as well as in-depth guidance to practitioners and

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claims might be
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as an
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to this
complex area
and as such it
has a broad
market,
ranging from
students and
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to barristers
in Court.

Addresses the
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that arise at
each
successive
stage of the
relationship
between
lenders and

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issues that
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the way. It
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insolvency.

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first
supplement to
the 18th
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