



Restitution A New Perspective

Brad Kohler, Ph.D.



Restitution A New Perspective:

New Perspectives on Austrians and World War II Gunter Bischof, Fritz Plasser, Barbara Stelzl-Marx, 2011-12-31 For more than a generation after World War II official government doctrine and many Austrians insisted they had been victims of Nazi aggression in 1938 and therefore bore no responsibility for German war crimes During the past twenty years this myth has been revised to include a more complex past one with both Austrian perpetrators and victims Part one describes soldiers from Austria who fought in the German Wehrmacht a history only recently unearthed Richard Germann covers units and theaters Austrian fought in while Thomas Grischany demonstrates how well they fought Ela Hornung looks at case studies of denunciation of fellow soldiers while Barbara Stelzl Marx analyzes Austrian soldiers who were active in resistance at the end of the war Stefan Karner summarizes POW treatment on the Eastern front Part two deals with the increasingly difficult life on the Austrian homefront Fritz Keller takes a look at how Vienna survived growing food shortages Ingrid Böhler takes a rare look at life in small town Austria Andrea Strutz analyzes narratives of Jewish refugees forced to leave for the United States Peter Ruggenthaler and Philipp Lesiak examine the use of slave laborers And Brigitte Kepplinger summarizes the Nazi euthanasia program The third part deals with legacies of the war particularly postwar restitution and memory issues Based on new sources from Soviet archives Nikita Petrov describes the Red Army liberation Winfried Garscha analyzes postwar war crimes trials against Austrians Brigitte Bailer Galanda and Eva Blimlinger present a survey of postwar restitution of property And Heidemarie Uhl deals with Austrian memories of the war

New Perspectives on Property Law Alastair Hudson, 2012-10-02 The essays in this collection consider the fundamental concepts of property and obligations in law Ideas of property and of obligations are central organising concepts within law but are nevertheless liable to fragmentation and esoteric development when applied in particular contexts

Equity & Trusts Alastair Hudson, 2014-05-27 This new edition considers all of the academic commentary governing the area of equity and trusts in particular the emerging law of restitution and the raft of new case law over the 1990s It is suitable both as a scholarly reference and as a resource for students

Principles of Equity and Trusts Alastair Hudson, 2016-06-10 Principles of Equity and Trusts is a concise new textbook from Alastair Hudson the author of the definitive classic Equity and Trusts Through clear and careful analysis the author explains what the law is its foundational principles and its social and economic effect By beginning with the core principles on which this field is based even the most complex academic debates concerning express resulting and constructive trusts the family home charities law and other equitable doctrines become comprehensible and interesting This book offers a fresh lively and often humorous account of Equity and Trusts Through easy to follow worked examples and analysis of the case law Alastair helps you to answer problem questions and to prepare coursework The author shows how the law affects real people in real situations Each chapter begins with a clear and concise introduction to the core principles It contains numbered headings for ease of navigation and advice on studying this subject Students also have access to

Professor Hudson's ever popular supporting website which has had hundreds of thousands of hits over the years. It has over 50 brief podcasts on key issues which have been specially re-recorded to coincide with the publication of this book. That website also contains detailed lectures, a variety of videos explaining the law and guidance on tackling assessments. Characterised by the passion and enthusiasm for his subject matter that make Alastair Hudson's classic textbook so popular, *Principles of Equity and Trusts* is sure to be a winner with both academics and students alike.

Contemporary Museums
Yves Girault, 2023-07-26

At the center of current debates surrounding the social function of museums, questions concerning museum activities and the participation of both inhabitants and the public arise. In 2019, these questions were the subject of many heated debates at the 34th General Assembly of ICOM in Kyoto, which intended to propose a new definition of the museum. As the representations of the tensions between Universalist and Communitarian approaches are not only largely dependent on the historical and socio-political contexts of the various countries concerned, a generational angle must also be considered. It thus seems totally anachronistic to try to defend a dichotomous vision that is far too simplistic. At the heart of these current events and international issues, this collective work studies, in an international context, the values, actions, and discourses advocated for participating in processes such as collection, selection, conservation, and interpretation of heritage elements linked to the territories, resources, knowledge, and know-how of various communities. The analysis of the tensions and asymmetries of power between various groups of actors (politicians, managers, scientists, visitors, representatives of local or diasporic populations, among others) particularly in the context of decolonization policies of museums is also a major part of this book.

Research Handbook on Remedies in Private Law
Roger Halson, David Campbell, 2019

This Research Handbook comprehensively and authoritatively reviews the contemporary challenges in research regarding remedies in private law. The Research Handbook on Remedies in Private Law focuses on the most important issues throughout contract, equity, restitution, and tort law as they have arisen in the major common law jurisdictions, touching upon those of other jurisdictions where pertinent.

New Perspectives on Israeli History
Laurence J Silberstein, 1991-10-01

In this volume, a distinguished group of international scholars draws from history, folklore, political anthropology, historiography, and cultural criticism to reexamine critical issues surrounding the birth of Israel. The authors explore such issues as the transition from yishuv to state, early state policy toward the Arab minority, the origins of the Palestinian refugee problem, the conflict over myths and symbols in the early state, early attitude toward Holocaust victims and survivors, Arab historiography of the 1948 war, Israel-Diaspora relations, and the shaping of Israeli foreign policy. The contributors to the book include Myron J. Aronoff (Rutgers University), Uri Bialer (Hebrew University of Jerusalem), Neil Caplan (Vanier College, Montreal), Benny Morris (Hebrew University of Jerusalem), Don Peretz (State University of New York Binghamton), Dina Porat (Tel Aviv University), Jehuda Reinharz (Brandeis University), Elie Rekhess (Tel Aviv University), Avraham Sela (Hebrew University of Jerusalem), Anton Shamas (University of Michigan), Laurence J. Silberstein (Lehigh University), and Kenneth Stein.

Emory University Yael Zerubavel University of Pennsylvania and Ronald W Zweig Tel Aviv University New Perspectives on Racial Identity Development Charmaine Wijeyesinghe, Bailey W. Jackson, 2012-07-30 For well over a century the United Fruit Company UFCO has been the most vilified multinational corporation operating in Latin America Criticism of the UFCO has been widespread ranging from politicians to consumer activists and from labor leaders to historians all portraying it as an overwhelmingly powerful corporation that shaped and often exploited its host countries In this first history of the UFCO in Colombia Marcelo Bucheli argues that the UFCO's image as an all powerful force in determining national politics needs to be reconsidered Using a previously unexplored source the internal archives of Colombia's UFCO operation Bucheli reveals that before 1930 the UFCO worked alongside a business friendly government that granted it generous concessions and repressed labor unionism After 1930 however the country experienced dramatic transformations including growing nationalism a stronger labor movement and increasing demands by local elites for higher stakes in the banana export business In response to these circumstances the company abandoned production selling its plantations and labor conflicts to local growers while transforming itself into a marketing company The shift was endorsed by the company's shareholders and financial analysts who preferred lower profits with lower risks and came at a time in which the demand for bananas was decreasing in America Importantly Bucheli shows that the effect of foreign direct investment was not unidirectional Instead the agency of local actors affected corporate strategy just as the UFCO also transformed local politics and society

Restitution Joachim Dietrich, 1998 Restitution A new perspective provides a detailed critique of current and widely accepted theories seeking to unify the law of restitution on the basis of a principle of unjust enrichment Commencing with a brief history of restitution the book proceeds to illustrate the diverse legal problems addressed by the law of restitution The legal doctrines now collected under this heading are demonstrated to have fulfilled a gap filling role in our law much like the diverse doctrines of equity have done The book questions the underlying basis for unjust enrichment theories and demonstrates their inadequacy as descriptions and explanations of restitution The book then sets out alternative methods of organising and rationalising the topics of restitution The approach adopted rejects an explanation of liability in restitution on the basis of a defendant's unjust enrichment and thus challenges much of the current academic and judicial writing in the field Instead the approach adopted is to emphasise the relevance of a defendant's conduct in determining the nature and extent of any liability imposed

The Empty Showcase Syndrome Jos Beurden, 2025-10-01 European countries including the Netherlands are increasingly more willing to return looted art to their former colonies In doing so however they are confronted with hard choices In The Empty Showcase Syndrome Jos van Beurden explores three of the toughest questions that countries and governments face First former colonial powers often hesitate to relinquish control over the provenance research into the looted items to their former colonies Secondly most private owners keep quiet about their collections while these collections should also be included in the restitution debates Finally many former colonies struggle with the question of where exactly

the returned collections should go to their national museums or to the old royal houses or indigenous communities from which these collections were stolen In this book Jos van Beurden uses many examples from the Netherlands which has recently returned stolen art to Indonesia and Sri Lanka

Equity and Trusts Alastair Hudson, 2016-07-15 Alastair Hudson's *Equity and Trusts* is an ideal textbook for undergraduate courses on the law of trusts and equitable remedies It provides a clear current and comprehensive account of the subject The author's enthusiasm and expertise shine through helping to bring to life an area of the law which students often find challenging This Ninth Edition has been extensively re-written but remains the same book in spirit as it has always been It contains an analysis of the important decisions of the Supreme Court in *FHR European Ventures v Cedar Capital*, *Jones v Kernott* and *Williams v Central Bank of Nigeria* and the important decisions in *Charity Commission v Framjee*, *Rawstron v Freud*, *Patel v Mirza*, *Federal Republic of Brazil v Durant*, *Hodkin Novoship v Mihaylyuk*, *National Crime Agency v Robb*, *St Andrews Cheam Lawn Tennis Club* the after effects of the Lehman Brothers collapse and analysis of many other new cases besides *Equity and Trusts* remains the most comprehensive and up to date coverage of the law of Equity and Trusts while still a lively and thoughtful account of the issues raised by it This book has been cited as being authoritative in the courts of numerous countries The ninth edition is supported by the author's website at www.alastairhudson.com with brand new resources including short podcasts discussing and clarifying key topics from within the book which cover an entire course complete lecture recordings made specifically to accompany this book New video documentaries bringing to life selected key topics A host of other online materials and study guides new for 2016

Review of a previous edition One of the book's great strengths is its clear exposition of some very difficult areas of the law moving seamlessly from points that puzzle students to points that puzzle practitioners Other strengths are the breadth of its approach the fact that it is extremely up to date the freshness and vividness of its approach and its willingness to place equity in a wider context The student will enjoy a clear lively and challenging account of the subject matter The practitioner will find the book well worth consulting for its clear exposition of the basic principles and of their application in difficult areas

New Law Journal **The Law of Unjust Enrichment in China: Necessary or Not?** Siyi Lin, 2022-08-30 This book is the first book focusing on the Chinese law of unjust enrichment in English and introducing it to Western jurisdictions Unjust enrichment is currently one of the most controversial areas of law in many jurisdictions and rife with academic debate This book analyzes the historical evolution current doctrines and relationships of unjust enrichment with other areas of private law in China It also provides insights into judicial practice In May 2020 China promulgated its first ever Civil Code since the establishment of the People's Republic of China which is a milestone in the history of Chinese law Before the Civil Code there was only one legal provision regulating unjust enrichment which requires a person obtaining benefits without a legal basis to return such benefits However the new Civil Code contains a separate chapter regulating unjust enrichment This book analyzes and evaluates those new provisions in the Civil Code to provide a most up to date analysis of the Chinese law of

unjust enrichment *Understanding Unjust Enrichment* Jason W Neyers, Mitchell McInnes, Stephen G.A. Pitel, 2004-04-20
This book is a collection of articles based on Understanding Unjust Enrichment a symposium held at the University of Western Ontario in January 2003 The articles written from the perspective of English Australian Canadian German and Jewish law deal with numerous theoretical and practical issues that surround restitution and unjust enrichment The articles outline recent developments across the Commonwealth explain the unjust enrichment principle and its component parts and address discrete issues such as tracing choice of law disgorgement damages for breach of contract and the use of unjust enrichment in the cohabitation context The contributors are Kit Barker Peter Benson Jeffrey Berryman Michael Bryan Andrew Burrows Robert Chambers Gerald Fridman Peter Jaffey Dennis Klimchuk Thomas Krebs John McCamus Mitchell McInnes Stephen Pitel Stephen Waddams and Ernest Weinrib *The 1970 UNESCO and 1995 UNIDROIT Conventions on Stolen Or Illegally Transferred Cultural Property* Ana Filipa Vrdoljak, Andrzej Jakubowski, Alessandro Chechi, 2024 Authored by leading scholars and practitioners from around the world this Commentary is the first to offer an article by article commentary on the two leading multilateral treaties on movable cultural heritage in one volume The 1970 UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import Export and Transfer of Ownership of Cultural Property and the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects **New Perspectives on India and Turkey** Smita Jassal, Halil Turan, 2018-04-09 India and Turkey Asia Minor and the Subcontinent of Hindustan and the Ottomans and Mughals have had shared histories of contact engagement and dialogue over the centuries Much of northern India was under the control of rulers from Central Asia since at least the thirteenth century Startling glimpses of the presence of Turkic speaking peoples from Central Asia are still visible for example in north Indian material cultures languages cuisine religion architecture and medicine This book places the Indian subcontinent side by side with the Turkic speaking world both past and present in order to understand one geographical context in relation to the other The juxtaposition of the two countries throws up some startling commonalities as well as considerable differences and it is the variations as well as the similarities that allow for comparability By exploring historical connections and providing a comparative perspective in terms of spirituality and religion social movements political economy and foreign policy the book initiates productive cross cultural conversations allowing concerns from one location to illuminate the other The book is split into five parts History and Memory Nationhood and Leadership Secularism Debating Development and claiming the City The first comparison of the Subcontinent and present day Turkey the book emphasizes the importance of cross regional comparative analysis in order to overcome some of the pitfalls of area focused analysis Filling a gap in the existing literature it will be of interest to scholars in various disciplines including politics religion history urbanization and development in the Middle East and Asia **Simulation Modeling - Recent Advances, New Perspectives, and Applications** Abdo Abou Jaoudé, 2024-09-11 A simulation is the imitation of the operation of a real world process or system over time Simulations

require the use of models in which a model represents the key characteristics or behaviors of the selected system or process and the simulation represents the evolution of the model over time Computers are often used to execute simulations This book provides a comprehensive overview of simulation modeling and explores its use to solve a large set of problems It is a useful resource for scholars researchers and undergraduate and graduate students in pure and applied mathematics physical sciences engineering and technology computer science numerical analysis scientific computing and science in general

Board Preparation: With New Perspectives Comes New Insight Brad Kohler, Ph.D.,2020-02-07 Board Preparation With New Perspectives Comes New Insight By Brad Kohler Ph D A self help book Board Preparation With New Perspectives Comes New Insight is written by Brad Kohler Ph D a former lifer This book is a tool to be used in conjunction with other aspects of preparing an inmate to go before the Board of Parole Hearings to be found suitable to parole Kohler includes his personal experience as well as introspection activities and advice This book is designed to assist individuals who are serious in changing their lives to become the contributing member of society they should have been prior to the commitment offense The Board has an outline that it goes by to conduct the hearing The information provided herein is an aggregation of input and experience from lifers who made the life decision to actively participate in recovery in preparation of a free life in the future

New Perspectives on the History of Islamic Science Muzaffar Iqbal,2017-05-15 Recent studies in the history of Islamic science based on the discovery and study of new primary texts and instruments have substantially revised the views of nineteenth century historians of science This volume presents some of these ground breaking studies as well as articles which shed new light on the ongoing academic debate surrounding the question of the decline of Islamic scientific tradition

New Perspectives on Computer Concepts June Jamrich Parsons,Dan Oja,2000 The Fourth edition of this highly successful text now offers even greater integration between the text state of the art technology and the Web Each text comes with a media loaded CD ROM that brings the text to life with numerous animations graphics videos links to the Web and more

A Mortuary of Books Elisabeth Gallas,2019-04-30 Winner 2020 JDC Herbert Katzki Award for Writing Based on Archival Material given by the Jewish Book Council The astonishing story of the efforts of scholars and activists to rescue Jewish cultural treasures after the Holocaust In March 1946 the American Military Government for Germany established the Offenbach Archival Depot near Frankfurt to store identify and restore the huge quantities of Nazi looted books archival material and ritual objects that Army members had found hidden in German caches These items bore testimony to the cultural genocide that accompanied the Nazis systematic acts of mass murder The depot built a short lived lieu de memoire a mortuary of books as the later renowned historian Lucy Dawidowicz called it with over three million books of Jewish origin coming from nineteen different European countries awaiting restitution A Mortuary of Books tells the miraculous story of the many Jewish organizations and individuals who after the war sought to recover this looted cultural property and return the millions of treasured objects to their rightful owners Some of the most outstanding Jewish intellectuals of the twentieth

century including Dawidowicz Hannah Arendt Salo W Baron and Gershom Scholem were involved in this herculean effort This led to the creation of Jewish Cultural Reconstruction Inc an international body that acted as the Jewish trustee for heirless property in the American Zone and transferred hundreds of thousands of objects from the Depot to the new centers of Jewish life after the Holocaust The commitment of these individuals to the restitution of cultural property revealed the importance of cultural objects as symbols of the enduring legacy of those who could not be saved It also fostered Jewish culture and scholarly life in the postwar world

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