

RIGHT TO PROPERTY



Property As Right Distribution As Duty

Michael Rajnik



Property As Right Distribution As Duty:

Economic Analysis of Law in China Thomas Eger, Michael G. Faure, Naigen Zhang, 2007-01-01 This book is an exemplary multi disciplinary and multi institutional study of contemporary Chinese law A collective effort by a group of European and Chinese scholars it skillfully tests the relationships between law and economics in the Chinese context The China Journal This is an extremely valuable collection of essays on modern Chinese law viewed through the lens of the law and economics movement China is developing very rapidly and law is now understood to provide the essential framework for economic development provided the law itself is economically rational The essays in this volume are excellent examples of how economics can be used to clarify and guide the law applicable to the essential dimensions of the economy I recommend it wholeheartedly and without reservations Richard A Posner United States Court of Appeals for the Seventh Circuit and University of Chicago Law School US This book brings together important applications of law and economics to China and covers a wide range of issues including such basic concerns as property rights intellectual property and taxation as well as competition law and corporate and securities law Because of its breadth of coverage its focus on the particulars of Chinese law and the expertise of its scholars both Western and Chinese it should serve as a valuable reference work for years to come Steven Shavell Harvard Law School US This book is an important step toward a Chinese scholarship in law and economics written by leading law and economics researchers from China and Europe Hans Bernd Schaefer Universit t Hamburg Germany In China everything is different you cannot apply ordinary economics and the legal framework is idiosyncratic In the course of time such statements turned out to be prejudices and the Eger Faure Zhang volume makes perfectly clear that for instance a law and economics approach can shed new light into the intricacies and complexities of Chinese institutional arrangements Indeed China creates new puzzles for economic and legal analysis On the other hand however the Chinese need not invent the wheel anew and they do not try it The book shows instances where a sophisticated law and economics approach can help to develop the legal framework which is appropriate for the transition from a planned into a market economy The Chinese economic system is not yet a normal capitalist market economy neither is the legal system adapted to a normal private property economy Nevertheless the chapters of the book apply fruitfully law and economics theories and thus prove their general applicability One of the outstanding achievements of the volume can be seen in the fact that it recruited more than half of its contributors with a Chinese background They learn eagerly western approaches and they learn fast And of course they have no problems with understanding Chinese culture and society So the book combines most profitably the look from the outside and the look from within with a common theoretical framework Hans J rgen Wagener Europa Universit t Viadrina Germany This book comprises contributions on recent developments in China from a law and economics perspective For the first time Chinese and European scholars jointly discuss some important attributes of China s legal and economic system and some recent problems from this particular viewpoint The authors apply an economic analysis of law not

only to general characteristics of China's social order such as the specific type of federal competition the efficiency of taxation and regulation and the importance of informal institutions Guanxi but also to distinct areas of Chinese law such as competition policy professional regulation corporate governance and capital markets oil pollution intellectual property rights and internet games The contributors discuss to what extent the law and economic models that have so far been employed within the context of deve

The Impact of Equity and Restitution in Commerce Peter Devonshire, Rohan Havelock, 2018-11-29 Commercial relationships give rise to diverse forms of legal obligation in private law including contract tort agency company law and partnership More controversially equity and the law of restitution have a less defined and somewhat ambulatory role in regulating the affairs of commercial parties Nevertheless their impact is manifest in the commercial arena through the distinct types of liability they engender and the remedies that are imposed This collection draws together the views of leading international scholars and judges to explore the nature and extent of this impact from two perspectives Five chapters primarily address this impact at a macro level focusing on the roles of equity and the law of restitution in terms of legal taxonomy doctrine and policy In contrast five further chapters primarily address this impact at a micro level focusing on selected liabilities and remedies within equity and the law of restitution This bifocal approach enables a holistic appreciation of some important ways in which equity and the law of restitution affect or may affect commerce with a view to fostering further debate over the fundamental issues at stake

A Study of the Antitrust Laws: Distribution practices United States. Congress. Senate. Committee on the Judiciary, 1955

Decisions and Orders of the National Labor Relations Board, V. 331, April 28, 2000 Through August 31, 2000, *Decisions and Orders of the National Labor Relations Board* United States. National Labor Relations Board, 2000

Annotations of the New York State General Laws and Constitution William Henry Silvernail, 1901

The Structure of Property Law Ben McFarlane, 2008-07-09 Shortlisted for the Peter Birks Prize for Outstanding Legal Scholarship 2009 In its essence property law has to provide answers to two very difficult questions who is entitled to use property and how are they entitled to use it Property law is therefore inherently difficult but not impossibly so It consists of an ordered and logical system which aims to take the sting out of fierce disputes This book provides a new perspective on property law By setting out an underlying structure it allows the reader to understand the fundamental principles of this difficult subject By providing detailed coverage of individual topics it shows how those principles apply in practice and provides a comprehensive resource for anyone studying teaching researching or practising in property law The book is written in an accessible style with frequent summaries and in both its pages and companion web site it makes use of helpful visual aids It is ideal reading for law students seeking a rock solid understanding of how property law and land law work and contains sufficient detail for use as a course book in Property Law Land Law Personal Property Law The book also provides detailed analysis of core topics in Equity Trusts Commercial Law Unjust Enrichment Restitution See the companion website for this book www.hartpub.co.uk/companion/propertylaw.html

The

Codes of California ... California,1922

The New Horizon of China's Economic Law Theory Shouwen

Zhang,2020-10-26 This book presents the development and reformation of economic law in China and explores the three relationships between the government and market between reform and rule of law and between the constitution and economic law On this basis it subsequently focuses on development theory distribution theory risk theory and crisis theory Further it addresses effective development fair distribution and prevention and resolution of related risks and crises which are important functions of economic law In order to achieve the above functions and objectives the book argues we must vigorously promote the integration of rule of law in economic law and constantly refine the theory of economic rule of law employed in China The book demonstrates that no matter how the three major relationships are adjusted or the relevant systems are reformed i e regarding the implementation of the concept of coordinated development or the optimization of economic structures the solution of distribution problems or the improvement of distribution systems the prevention of risks or the response to crises any such changes depend on economic rule of law The above mentioned theoretical discussion presents a new horizon of contemporary Chinese economic law theory which will be of great value to the future development of economic law theory Classified Index of National Labor Relations Board Decisions and Related Court Decisions ,2003

Civil code Idaho,1901

Cases, Materials and Text on Property Law Sjef van Erp,Bram Akkermans,2012-07-23 This

casebook presents a deep comparative analysis of property law systems in Europe ie the law of immovables movables and claims offering signposts and stepping stones for the reader wishing to explore this fascinating area The subject matter is explained with careful attention given to its history foundations thought patterns underlying principles and basic concepts The casebook focuses on uncovering differences and similarities between Europe s major legal systems French German Dutch and English law are examined while Austrian and Belgian law are also touched upon The book combines excerpts from primary source materials case law and legislation and from doctrine and soft law In doing so it presents a faithful picture of the systems concerned Separate chapters deal with the various types of property rights their creation transfer and destruction with security rights such as mortgages pledges retention of title as well as with harmonising and unifying efforts at the EU and global level Through the functional approach taken by the Ius Commune Casebooks this volume clearly demonstrates that traditional comparative insights no longer hold The law of property used to be regarded as a product of historical developments and political ideology which were considered to be almost set in stone and assumed to render any substantial form of harmonisation or approximation very unlikely Even experienced comparative lawyers considered the divide between common law and civil law to be so deep that no common ground so it was thought could be found However economic integration in particular integration of financial markets and freedom of establishment has led to the integration of particular areas of property law such as mortgage law and enforceable security instruments eg retention of title This pressure towards integration has led comparative lawyers to refocus their interest from contract tort and unjustified

enrichment to property law and delve beneath its surface This book reveals that today property law systems are closer to one another than previously assumed that common ground can be found and that differences can be analysed in a new light to enable comparison and further the development of property law in Europe International Agency and Distribution Law [2009] - II Dennis Campbell,2009-08-12 2009 RELEASE International Agency and Distribution Law a three volume set with more than 1 800 pages examines countries in North and South America Asia and the Pacific the Middle East and Europe and their laws affecting the sale of goods through use of local agents and distributors addressing issues relating to distribution contracts employment tax liabilities liability for the acts of the agent and dispute resolution The reports are prepared by local business practitioners Order volumes I and III to complete the set The publication is replaced by updated volumes annually A 10% discount applies to a subscription for next year s update A 25% discount applies to a subscription for three years of updates Discounts are applied after purchase by rebate from publisher **The Bulletin of the National Tax Association** National Tax Association,1916 **Northeastern Reporter** ,1893 Includes the decisions of the Supreme Courts of Massachusetts Ohio Indiana and Illinois and Court of Appeals of New York May July 1891 Mar Apr 1936 Appellate Court of Indiana Dec 1926 Feb 1927 Mar Apr 1936 Courts of Appeals of Ohio **The South Western Reporter** ,1907 Includes the decisions of the Supreme Courts of Missouri Arkansas Tennessee and Texas and Court of Appeals of Kentucky Aug Dec 1886 May Aug 1892 Court of Appeals of Texas Aug 1892 Feb 1893 Jan Feb 1928 Courts of Civil and Criminal Appeals of Texas Apr June 1896 Aug Nov 1907 Court of Appeals of Indian Territory May June 1927 Jan Feb 1928 Courts of Appeals of Missouri and Commission of Appeals of Texas *Century Edition of The American Digest* ,1901 *United States Code* United States,2001 Opinions of the Attorney General of California California. Office of the Attorney General,1944 **Annotated Cases, American and English** ,1906

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