

Remedies under Security Interests

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Remedies Under Security Interests

**Hugh Beale, Michael Bridge, Louise
Gullifer, Eva Lomnicka**



Remedies Under Security Interests:

Security Interests under the Cape Town Convention on International Interests in Mobile Equipment Sanam Saidova, 2018-06-28 This book provides an extensive analytical examination of the Cape Town Convention and its Protocols. The Convention aims to facilitate asset based financing and leasing of aircraft, railway and space objects by establishing a uniform legal regime for the creation and protection of security and related interests in these types of equipment. The book provides a detailed treatment of issues arising from the creation of security and other international interests under the Convention from the need to ensure their priority among competing interests to the enforcement of remedies in the case of the debtor's default or insolvency. Security interests in aircraft, railway and space objects are among the most frequently invoked mechanisms used to ensure repayment of the debt. It is their significance, effectiveness and frequency of use that explains this work's focus and scope.

Security Interests in Mobile Equipment Iwan Davies, 2017-11-30 This title was first published in 2002. This collection of essays marks the formal launch of the Centre for Instalment Credit Law at the University of Wales Swansea. Divided into three sections, it examines the concept of security within domestic law, considers the choice of law rules and ponders development of uniform law.

Company Security Interests Great Britain. Law Commission, 2004 Following on from a previous consultation paper on this topic, Law Commission paper 164, ISBN 011730249X published in July 2002, this report contains draft regulations which set out a scheme for the registration and priority of mortgages and other forms of security created by companies. It also makes general recommendations on the law applicable to security created by unincorporated businesses. Comments on the consultation paper should be received by 23 11 2004 and sent to James Robinson, Law Commission, Conquest House, 37-38 John Street, Theobalds Road, London WC1N 2BQ, or emailed to james.robinson@lawcommission.gsi.gov.uk.

Forms Under Revised Article 9 Jonathan C. Lipson, 2002 a collection of many forms likely to be useful to attorneys who practice commercial law in general and who provide financial transactions services. Also offers analyses of the role of the form in the larger context of Revised Article 9 of the Uniform Commercial Code and other applicable law. Introduction.

Practice Under Article 9 of the Uniform Commercial Code Stephen L. Sepinuck, 2008 Practice Under Article 9 of the UCC is a comprehensive guide for lawyers facilitating secured transactions. It includes articles that in simple, clear language describe and summarize all of revised Article 9, more than a dozen charts that provide vital guidance to practitioners on such things as how to obtain and maintain perfection, Article 9's confusing anti-assignment rules, foreign filing systems, federal statutory liens, the full text and commentary of revised Articles 1 and 9, including the most recent technical amendments, the PEBC Commentaries that remain relevant to the interpretation of Article 9, a selected bibliography of useful articles on Article 9 and secured transactions practice.

The Secured Interest Codex Pasquale De Marco, 2025-05-08 Journey into the Realm of Secured Transactions: A Comprehensive Guide for Navigating the Legal Landscape. In the dynamic world of commerce and finance, the ability to navigate the complexities of

secured transactions is a cornerstone of success This comprehensive guide meticulously crafted for an American audience unlocks the intricacies of secured transactions empowering readers with the knowledge and tools to confidently engage in commercial dealings Within this book s pages you ll embark on a journey through the intricate web of secured transactions encompassing a wide spectrum of financial arrangements involving collateral From understanding the various types of secured transactions to mastering the legal framework governing their creation and perfection this guide serves as an invaluable resource for safeguarding financial interests and mitigating risks Whether you are a seasoned professional seeking to enhance your expertise or a student seeking to unravel the complexities of commercial law this book provides a panoramic view of secured transactions encompassing topics such as The intricacies of creating and perfecting security interests ensuring that your rights as a creditor are fully protected The legal framework governing the priorities among secured creditors providing a clear understanding of the legal framework that determines which creditor has priority in the event of a default The rights and remedies available to both debtors and creditors in the event of a default empowering you to navigate the complexities of secured transactions with confidence Written in a clear and engaging style this book demystifies the often complex world of secured transactions making it accessible to a wide range of readers With its comprehensive coverage of essential concepts and practical insights this book is an indispensable guide for anyone seeking to navigate the legal landscape of secured transactions Unleash your potential in the world of commerce and finance with this comprehensive guide to secured transactions Whether you are a legal professional a business owner a student or simply someone seeking to expand their financial knowledge this book is your key to unlocking the intricacies of secured transactions If you like this book write a review on google books

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Secured Transactions Law Reform in Africa Marek Dubovec,Louise Gullifer,2019-10-31 Over the last few decades many countries have reformed their secured transactions law One of the main reasons has been the clear link between reform and the availability of credit and the drive to improve access to finance particularly for micro small and medium sized enterprises This book focuses particularly on developing economies in Africa which have legal frameworks influenced by English French Belgian Roman Dutch and other laws Reform in this area of law across African countries has taken a number of forms which are explored and discussed in this book Secured Transactions Law Reform in Africa is a mixture of a critical

description of the pre reform law and practice and the reform process itself It also includes a comparative analysis of the legal provisions and an examination of the early results of the reforms The book sets out a road map for the future of secured transactions reform primarily in Africa but also in other countries that have undertaken or are contemplating similar reforms This book is the second in a series of books about Secured Transactions Law in countries around the world and its reform both on a national and an international scale The first book *Secured Transactions Law Reform Principles Policies and Practice* was published in 2016

International Secured Transactions Law Orkun Akseli, 2011-03-17 This book focuses on international harmonisation and the law of secured transactions by distilling and analysing the unifying principles of various significant international conventions and instruments such as the UN Convention on the Assignment of Receivables the Unidroit Convention on International Factoring the EBRD Model Law on Secured Transactions the Unidroit Convention on the International Interests in Mobile Equipment and the UNCITRAL Legislative Guide on Secured Transactions International secured transactions conventions and instruments facilitate credit and promote economic activity through the creation of harmonised rules Therefore given the increasing globalisation of markets international reform efforts for the harmonised modernisation of secured transactions law have gained pace over recent years International Secured Transactions Law draws on experiences in both English and US laws in order to identify and illustrate the existing problems that need to be addressed as well as identify potential solutions International Secured Transactions Law will be of interest to scholars students interested in international commercial law corporate law or comparative secured transactions and practitioners involved in international commercial transactions

Implementing the Cape Town Convention and the Domestic Laws on Secured Transactions Souichirou Kozuka, 2017-01-25 This book offers the analysis of the relationship between the Cape Town Convention and national laws on secured transactions The first part of the book considers why national implementation is so important in the case of the Cape Town Convention and identifies how innovative the Convention is as a uniform law instrument The second part includes chapters on those states that are Parties to the Cape Town Convention which analyse how the Convention is implemented under the domestic law The third part includes chapters on those states that are not Parties to the Convention which compare their national laws and the Convention to find unique features of the Cape Town Convention's rules The fourth part discusses the meaning of Protocols on aircraft railway rolling stock and space assets from the practitioner's point of view As a whole the book offers insights into the new stage of uniform private law and shows the need for further examination of the subject which will be essential for international and national legislators academics of comparative and international private law as well as practitioners who are the users of the uniform law regime

Security Rights in Intellectual Property Eva-Maria Kieninger, 2020-06-11 This book discusses the main legal and economic challenges to the creation and enforcement of security rights in intellectual property and explores possible avenues of reform such as more specific rules for security in IP rights and better coordination between intellectual property

law and secured transactions law In the context of business financing intellectual property rights are still only reluctantly used as collateral and on a small scale If they are used at all it is mostly done in the form of a floating charge or some other all asset security right The only sector in which security rights in intellectual property play a major role at least in some jurisdictions is the financing of movies On the other hand it is virtually undisputed that security rights in intellectual property could be economically valuable or even crucial for small and medium sized enterprises especially for start ups which are often very innovative and creative but have limited access to corporate financing and must rely on capital markets securitization capital market Therefore they need to secure bank loans yet lack their own traditional collateral such as land

Comparative Law of Security Interests and Title Finance Philip R. Wood, 2007 W Green has brought together leading figures from both academia and domestic and international practice to write this book which features a comprehensive commentary on the Arbitration Scotland Act 2010 **Australian Commercial Law** Dilan Thampapillai, Claudio Bozzi, Mark Giancaspro, George Yijun Tian, 2020-06-24 Fully revised and updated Australian Commercial Law is indispensable for students seeking a comprehensive understanding of commercial law The PRC Enterprise Bankruptcy Law Deryck A. Palmer, John J. Rapisardi, 2009 The authors provide a systematic review of the Chinese Enterprise Bankruptcy Law s major provisions from the comparative perspective of the U S Bankruptcy Code in particular They provide not only a nuanced understanding of the law but also insights and practical recommendations on its meaning and possible application *The Law of Security and Title-Based Financing* Hugh Beale, Michael Bridge, Louise Gullifer, Eva Lomnicka, 2012-03-22 Personal property security is an important subject in commercial practice as it is the key to much of the law of banking and sale This second edition has been fully updated and expanded to cover all important issues and changes within this highly complex area of law It explains traditional methods of securing debts such as mortgages charges and pledges on property other than land describing how these are created how they must be registered or otherwise perfected if they are to be valid the rights and duties of the parties and how the security is enforced if the debt is not paid The new edition includes an expanded section on priorities in which it explains how priority disputes between competing interests over the same property are resolved In addition the book covers the law governing other transactions that perform a similar economic function such as finance leases retention of title clauses and sales of a company s book debts These are not currently treated by the law as security and are therefore subject to different rules on perfection priority and enforcement There is much expansion of the discussion relating to enforcement including the issue of right of use following Lehman more analysis on administration and all forms of non possessory security and quasi security and a new chapter on enforcement of security addressing the right of appropriation under FC FCAR and the Cukurova case The conflict of laws section includes developments under the Rome I Regulation affecting assignment issues the UNIDROIT Convention 2009 in relation to tiered holdings and the Cape Town Convention s extensions made to coverage of asset backed security over equipment It also addresses the changes brought about by the abolition of Slavenburg

registration This edition contains relevant points from the Banking Act 2009 concerning its impact on security such as the power to protect certain interests on a transfer of property and also considers amendments regarding liquidators expenses under the Insolvency Rules The authors additionally deal with the role of step in rights and why they are part of the statutory definition of project finance in the Enterprise Act Previously published as The Law of Personal Property Security this new edition brings together all of the law on this complex area providing guidance in the context of commercial practice especially with increased coverage of conflict of laws priority insolvency and enforcement

Presidential Campaign Activities of 1972, Senate Resolution 60 United States. Congress. Senate. Select Committee on Presidential Campaign Activities,1973

Personal Property Securities Act Australia,2015-11-26 Personal Property Securities Act 2009 Act No 130 of 2009 as amended This compilation was prepared on 31 May 2011 taking into account amendments up to Act No 35 of 2011 As of 15 11 2011 Australia

Glazer and FitzGibbon on Legal Opinions Donald W. Glazer,Scott Thomas FitzGibbon,Steven O. Weise,2008-01-01 Now you can draft and defend accurate well supported third party legal opinions with complete confidence In Glazer and FitzGibbon on Legal Opinions Drafting Interpreting and Supporting Closing Opinions in Business Transactions Third Edition three outstanding authorities give you intensely practical guidance including sample opinion language throughout the text that shows you how to determine which versions of the standard opinion clauses you should use establish the factual basis for the opinion and take all the steps necessary to support your opinion The authors describe customary practice and its implications identify areas of uncertainty and suggests how disputed areas should be resolved Extensive appendices reproduce all the ABA and TriBar Opinion Committee Reports as well as all the Bar Association reports of various states This valuable information is also included on a bonus companion CD ROM

Secured Transactions Law in Asia Louise Gullifer,Dora Neo,2021-03-25 This collection of essays offers a unique insight and overview of the secured transactions law in many of the most important countries in Asia as well as reflections on the need for benefits of and challenges for reform in this area of the law The book provides a mixture of general reflections on the history successes and challenges of secured transaction law reform and critical discussion of the law in a number of Asian countries In some of the countries the law has already been reformed or reform is under way and here the reforms are considered critically with recommendations for future work In other countries the law is not yet reformed and the existing law is analysed so as to determine what reform is desirable and whether it is likely to take place First this book will enable those engaging with the law in Asia to understand better the contours of the law in both civil and common law jurisdictions Second it provides analytical insights into why secured transactions law reform happens or does not happen the different methods by which reform takes place the benefits of reform and the difficulties that need to be overcome for successful reform Third it discusses the need for reform where none has yet taken place and critically assesses the reforms which have already been enacted or are being considered In addition to providing a forum for discussion in relation to the countries in

question this book is also a timely contribution to the wider debate on secured transactions law reform which is taking place around the world

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