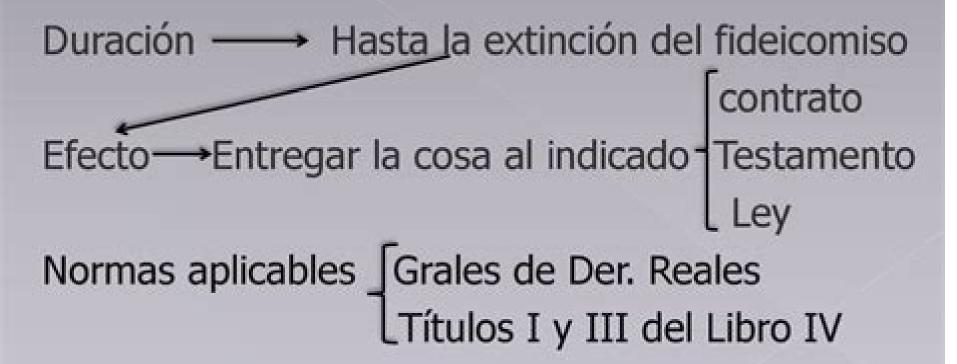
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fiduciarios y mercado de valores Juan Carlos Varón Palomino, Germán Darío Abella Abondano, 2013-07-01 Este trabajo explora la naturaleza y el r gimen de los derechos fiduciarios originados en negocios fiduciarios y su relaci n con el mercado de valores desde la perspectiva de la normatividad colombiana y de la realidad de la industria fiduciaria en este pa s Los negocios fiduciarios tuvieron una primera regulaci n en la Ley 45 de 1923 tambi n conocida como la Ley Kemmerer en la cual se reglament el arquetipo institucional del establecimiento bancario y se estableci que podr a operar varias l neas de productos y servicios a trav s de diversas secciones a saber la secci n comercial la secci n de ahorros la secci n hipotecaria y la secci n fiduciaria Casi medio siglo despu s se expidi el C digo de Comercio que actualmente rige en nuestro medio en el cual se regul por vez primera el negocio fiduciario traslaticio bajo la denominaci n de fiducia mercantil art culos 1226 a 1244 y que fue la base sobre la cual la industria ha desarrollado muchos de los productos que ofrece Posteriormente se adoptaron regulaciones complementarias como son las relativas a la fiducia p blica y el encargo fiduciario p blico establecidas en la Ley 80 de 1993 Al estudiar los distintos tipos de contratos fiduciarios regulados en Colombia as como los productos y servicios que a partir de ellos se ofrecen en el mercado se constata que en todos la relaci n jur dica entre el cliente fideicomitente fiduciante o constituyente y el prestador de los servicios fiduciario da lugar a derechos a favor de aquel as como a favor del beneficiario o fideicomisario Jurisprudencia argentina ,1952 La designación de heredero por fiduciario en el Código civil de Cataluña Zahino Ruiz, Mª Luisa, 2023-05-03 La sucesi n en la empresa familiar constituye uno de los retos del derecho de sucesiones vigente pues a pesar del papel fundamental que las empresas familiares desempe an en la econom a actual pocas logran subsistir tras el primer relevo generacional La cuesti n sucesoria es fundamental toda vez que la vocaci n de continuidad en el tiempo el prop sito de mantener la propiedad y el gobierno de la empresa en el mbito familiar de generaci n en generaci n es el elemento delimitador del concepto de empresa familiar por encima de cualquier otra consideraci n La designaci n de heredero por fiduciario regulada en los arts 424 1 a 424 10 del C digo civil de Catalu a es una instituci n sucesoria que puede resultar extraordinariamente til a efectos de lograr la continuaci n de la empresa familiar en manos de la persona m s id nea especialmente en los supuestos en que las caracter sticas que condicionan dicha idoneidad no son apreciables en el momento en que el empresario decide ordenar su sucesi n ya que permite mantener vivo el patrimonio empresarial y aplazar la designaci n al momento en que tales cualidades se puedan apreciar Bolet'in econ'omico ,1991

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