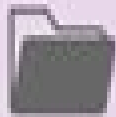


How to Perfect a Security Interest

Filing



Perfection by filing takes place when the secured party files a financing statement with the secretary of state **where the debtor is located**.

The financing statement should include:

1. The *debtor's name*;
2. A *description of the collateral*; and
3. The *secured party's name*.

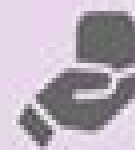
Automatic



There is **automatic perfection** for purchase money security interests in consumer goods.

(Note: temporary automatic perfection is available in some instances as well.)

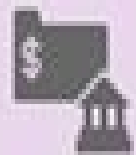
Possession



Perfection can take place by possession for **tangible negotiable documents, goods, instruments, money, or tangible chattel**.

The secured party is only perfected so long as the item is possessed (unless the 20-day rule applies, discussed below).

Control



Security interests in **investment property, deposit accounts, and electronic chattel paper** may be perfected by control.

Deposit accounts must be perfected by control.

Secured Transactions In A Nutshell

**Richard F. Duncan, William H.
Lyons, Catherine Lee Wilson**



Secured Transactions In A Nutshell:

Secured Transactions in a Nutshell Henry J. Bailey, 1976 *Secured Transactions in a Nutshell* Richard B. Hagedorn, 2007 Hagedorn's *Secured Transactions in a Nutshell* provides extensive coverage of the 1999 version of UCC Article 9 now enacted by all states Coverage of the 1972 version of Article 9 and pre code law is included to provide historical perspective The text covers The scope of Article 9 The security agreement and attachment of the security interest Relationship of the debtor and secured party prior to default Perfection of the security interest by filing and other means Multistate choice of law and perfection issues Priority of the secured party and others in and out of bankruptcy Default and enforcement of the security interest *Searching the Law, 3d Edition* Frank Bae, Edward Bander, Francis Doyle, Joel Fishman, Paul Richert, 2021-12-13 **Reforming Collateral Laws to Expand Access to Finance** Heywood W. Fleisig, 2006 Most readers especially those with car loans or home mortgages know about collateral property that the lender can take away from the borrower in the event that the borrower defaults In low middle income countries it is understood that conservative lenders exclude firms from credit markets with their excessive collateral requirements Usually this is because only some property is acceptable as collateral large holdings of urban real estate and sometimes new motor vehicles Microenterprises SMEs and the poor have little of this property but they do have an array of productive assets that could easily be harnessed to serve as collateral It is only the legal framework which prevents firms from using these assets to secure loans In countries with reformed laws governing collateral property such as equipment inventory accounts receivable livestock are considered excellent collateral This book aims to better equip project managers to implement reforms to the legal and institutional framework for collateral secured transactions It discusses the importance of movable property as a source of collateral for firms the relationship between the legal framework governing movable assets and the financial sector consequences for firms better loan terms increased access more competitive financial sector and how reforms can be put in place to change the lending environment *SECURES TRANSACTIONS CASES AND MATERIALS* George E. Osborne, *International and Comparative Secured Transactions Law* Spyridon V Bazinas, Orkun Akseli, 2017-10-19 The law of secured transactions has seen dramatic changes in the last decade International organisations particularly the United Nations Commission on International Trade Law UNCITRAL have been working towards the creation of international legal standards aimed at the modernisation and harmonisation of secured financing laws eg the United Nations Convention on the Assignment of Receivables in International Trade the UNCITRAL Legislative Guide on Secured Transactions and its Intellectual Property Supplement the UNCITRAL Guide on the Implementation of a Security Rights Registry and the UNCITRAL Model Law on Secured Transactions The overall theme of this book is international or cross border secured transactions law It assembles contributions from some of the most authoritative academic voices on secured financing law This publication will be of interest to those involved in secured transactions around the world including policy makers

practitioners judges arbitrators and academics 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 **Law and Practice of Secured Transactions: Working With Article 9** Richard F. Duncan,William H. Lyons,Catherine Lee Wilson,2011 *Policy Document: UCC Redemption, Form #08.002* Sovereignty Education and Defense Ministry (SEDM),2020-02-06 Describes what we think of UCC Redemption theories For reasons why NONE of our materials may legally be censored and violate NO Google policies see <https://sedm.org> why our materials cannot legally be censored 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 *Secured Transactions Law Reform* Louise Gullifer,Orkun Akseli,2016-10-20 Secured transactions law has been subjected to a close scrutiny over the last

two decades One of the main reasons for this is the importance of availability of credit and the consequent need to reform collateral laws in order to improve access to finance The ability to give security effectively influences not only the cost of credit but also in some cases whether credit will be available at all This requires rules that are transparent and readily accessible to non lawyers as well as rules that recognise the needs of small and medium sized enterprises This book critically engages with the challenges posed by inefficient secured credit laws It offers a comparative analysis of the reasons and the needs for a secured transactions law reform as well as discussion of the steps taken in many common law civil law and mixed law jurisdictions The book written under the auspices of the Secured Transactions Law Reform Project informs the debate about reform and advances novel arguments written by world renowned experts that will build upon the existing literature and as such will be of interest to academics legal practitioners and the judiciary involved in secured transactions law around the world The text considers reform initiatives that have taken place up to the end of April 2016 It has not been possible to incorporate events since then into the discussion However notable developments include the banks decree passed by the Italian Government on 29th June 2016 and the adoption of the Model Law on Secured Transactions by UNCITRAL on 1st July 2016

Availability of Credit and Secured Transactions in a Time of Crisis N. Orkun Akseli, 2013-12-12 Assesses the standards set by international financial and legislative bodies on secured credit law

Specialized Legal Research ,

Towards Reforming the Legal Framework for Secured Transactions in Nigeria Chima Williams IHEME, 2016-08-16

This book offers a valuable guide to one of the most challenging areas of commercial law now frequently referred to as secured transactions with a focus on Nigerian Canadian and United States perspectives A debtor's ability to provide collateral influences not only the cost of the money borrowed but also in many cases whether secured lenders are willing to offer credit at all The book proposes that increasing access to and indeed lowering the cost of credit could tremendously boost economic development while at the same time arguing that this would best be achieved if the legal framework for secured transactions in Nigeria and of course any other country with similar experiences were designed to allow the use of personal property and fixtures to secure credit Similarly the creation priority perfection and enforcement of security interests in personal property should be simplified and supported by a framework that ensures that neither the interests of secured lenders nor debtors are hampered so as to guarantee the continuous availability of affordable credit as well as debtors willingness to borrow and do business The book further argues that in addition to the obvious preference for real property over personal property by secured lenders due to the unreformed secured transactions legal framework in Nigeria its compartmentalized nature has also resulted in unpredictability in commerce and the concomitant effects of poor access to credit Through the comparative research conducted in this book utilizing the UCC Article 9 and Ontario PPSA as benchmarks the author provides reformers with a repository of tested secured transactions law solutions which law reformers in the Commonwealth countries in Africa and beyond as well as the business community will find valuable in dealing with issues

that stem from secured transactions *Secured Transactions Reform and Access to Credit* Frederique Dahan, John Simpson, 2009-01-01 The book is unique It brings together articles on the economics and the law of property rights and combines these with case studies observations of what works and what does not and a checklist of things to watch for This is a very useful book that should appeal to reformers working in the field whether they are governmental officials trying to modernize their economies or economists and lawyers working in developmental agencies There are few other books or publications that bring together the views of experts working in this important albeit somewhat neglected area of financial sector plumbing William P Armstrong Banking and Finance Law Review a well presented collection of interesting papers within which one finds a rich resource of information and perspectives on secured transactions reform from parts of the world which are often overlooked in comparative commercial law scholarship Noel McGrath Journal of Business Law with its insightful analysis interesting empirical studies and knowledgeable team of contributors the book will be illuminating and useful not just for those interested in development but also anyone who has anything to do with granting credit and taking security Dora S Neo Singapore Journal of Legal Studies This is an excellent unique book The material is very well written and presented in a carefully thought out coherent way It tells us a legal story of our own unique time Any lawyer working in transition economies whether or not directly on reform projects would find it of great interest Even economists should perhaps take a look at it Roger McCormick Law and Financial Markets Review Secured transactions reform also known as collateral or pledge law reform is increasingly seen as an important building block for economic development The commonly held view is that the availability and cost of credit as well as the efficiency of the market for secured credit are directly influenced by the laws affecting secured transactions and their implementation However there is still a lot of confusion about this relatively complex and technical area of the law and its role in promoting access to credit and economic growth The chapters presented here provide for the first time a comprehensive and cutting edge view of the subject from both a legal and economic perspective They start at the macro level of financial systems moving towards the behaviours of lenders commercial banks and micro lenders policy options for government and the mechanisms of collateral law reform By approaching the subject from different angles and experiences the work advocates an inclusive approach to the subject where all stakeholders interests can be taken into account It addresses the question of what role laws and institutions can play to encourage access to credit This book will be of primary interest to those involved in economic development and the interaction between law and economics either for practical reasons for example working on reform or providing advice on investment in transition economies or for research purposes Federal Income Taxation of Individuals with Diagrams for Easy Understanding of the Leading Cases and Concepts Daniel Q. Posin, 1993 Security Interests in Intellectual Property Toshiyuki Kono, 2017-08-14 Economic development increasingly depends to a large extent on innovation Innovation is generally covered by intellectual property IP rights and usually requires extensive funding This book focuses on IP and debt

financing as a tool to meet this demand This book clarifies the situation of the use of IP as collateral in practice through a survey conducted in Japan on IP and debt financing Various obstacles in the proper use IP and debt financing are identified and some projects to facilitate its use are illustrated IP and debt on a global scale either by attracting foreign lenders or by collateralizing foreign IP rights needs appropriate private international laws This book analyzes such regulations in which the United Nations Commission on International Trade Law UNCITRAL has worked paying due attention to the law of finance and insolvency law as well as IP laws However further analysis is needed to identify under what conditions such solutions would show optimal effects This book offers comprehensive analysis from an economic point of view **Catalog of**

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Qingfeng Chen,Chengqi Zhang,Shichao Zhang,2008-07-30 The present volume arose from the need for a comprehensive coverage of the state of the art in security protocol analysis It aims to serve as an overall course aid and to provide self study material for researchers and students in formal methods theory and applications in e commerce data analysis and data mining The volume will also be useful to anyone interested in secure e commerce The book is organized in eight chapters covering the main approaches and tools in formal methods for security protocol analysis It starts with an introductory chapter presenting the fundamentals and background knowledge with respect to formal methods and security protocol analysis Chapter 2 provides an overview of related work in this area including basic concepts and terminology Chapters 3 and 4 show a logical framework and a model checker for analyzing secure transaction protocols Chapter 5 explains how to deal with uncertainty issues in secure messages including inconsistent messages and conflicting beliefs in messages Chapter 6 integrates data mining with security protocol analysis and Chapter 7 develops a new technique for detecting collusion attack in security protocols Chapter 8 gives a summary of the chapters and presents a brief discussion of some emerging issues in the field Comparative Criminal Procedure John H. Langbein,1977

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