

Modern Banking Law Ellinger 5th Edition

Ellinger's Modern Banking Law Grand Corruption, Unexplained Wealth and the Law Principles of Enterprise Law Principles of Banking Law The Law of Security and Title-Based Financing Set-Off Law and Practice Anti-Money Laundering State Mechanisms Principles of Lender Liability Bulletin of the International Medico-Legal Congress held June 4, 5, 6, and 7, 1889 at New York Bulletin of the International Medico-Legal Congress Held June 4, 5, 6, and 7, 1889 at New York Medico-legal studies v. 5, 1898 Bulletin of the Medico-Legal Congress The Medico-legal Journal University of Malaya Law Review Current Law Index Law Books Published Trow's New York City Directory Law Books in Print Current Publications in Legal and Related Fields The Menorah Eliahu Peter Ellinger Monika Baronak-Atkins Ewan McGaughey Ross Cranston Michael Bridge William Johnston Michele Sciarba Parker Hood International medico-legal congress Clark Bell Clark Bell J. Myron Jacobstein

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this book looks at the uk banking in the context of general legal doctrines and banking regulation it draws on australian us and canadian examples and deals with the impact of the recent global financial crisis

the russia ukraine war has highlighted the need to tackle the so called oligarch wealth focusing on the united kingdom and comparative perspective this book examines the recent measures taken to combat criminal finance and unexplained wealth the study critically analyses the effectiveness of current provisions for combating corruption and unexplained wealth in particular in relation to politically exposed persons peps and organised crime the aim is to compare unexplained wealth orders uwos not only to the other pre existing provisions under the proceeds of crime act poca 2002 but also other jurisdictions with similar provisions one of the main objectives is to follow the application and workability of the provisions in the criminal finances act cfa 2017 in practice and the effect not only on directly affected groups such as the respondent the relevant authority and any third parties such as financial institutions but also on the society as a whole the analysis is supported by consideration of other provisions aimed at combating grand corruption and the role of sanctions in this area the book explores the similarities and differences between the

jurisdictions and identifies the lessons that can be learnt ultimately it addresses whether the novel provisions are effective in addressing unexplained wealth and proposes improvements to the law and enforcement in this area the book will be a valuable resource for researchers academics and policymakers working in the areas of criminal law financial crime criminology and business studies

major enterprises shape our lives in countless ways big tech and surveillance media that affect democratic debate algorithms that influence online shopping transport to work and home energy and agriculture corporations that drive climate damage and public services that provide our education health water and housing the twentieth century experienced swings between private and public ownership between capitalism and socialism without any settled principled outcome and without settling major questions of how enterprises should be financed governed and the rights we have in them this book's main question is are there principles of enterprise law and if they are missing what principles of enterprise law should there be principles of enterprise law gives a functional account of the general enterprise laws of companies investment labour competition and insolvency before moving into specific enterprises from universities to the military it is an original guide to our economic constitution and human rights

this third edition of the principles of banking law provides an authoritative treatment of both domestic and international banking law this edition contains expanded coverage of developments in other comparable jurisdictions internet banking services and money laundering

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 book examines traditional methods of securing debts such as mortgages charges and pledges as well as so called quasi security 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 this fourth edition has been updated to incorporate recent political and legal developments including brexit the edinburgh reforms which have followed the united kingdom's exit from the european union promise a thorough overhaul of the consumer credit regime the retained eu law revocation and reform act 2023 potentially affects the interpretation of eu assimilated law including the financial collateral arrangements no2 regulations fcars this edition further assesses the implications of the business contract terms assignment of receivables regulations 2018 taking pledges over electronic documents of title in the light of the electronic trade documents act 2023 the outlawing of ipso facto clauses by the corporate insolvency and governance act 2020 and the reduced scope of the eu insolvency regulation the treatment of insolvency matters within the framework of the cape town convention is also considered as are recent cases on pledges of bills of lading when the carrier no longer has possession of the goods the distinction between fixed and floating charges equitable liens and the right of appropriation of financial collateral there is a full discussion of the taking of security over digital assets and the relevance of the fcars the only full length treatment covering both traditional security over personal property and also devices that fulfil a similar economic function such as retention of title and sales of receivables the law of security and title based financing is a frequently cited and indispensable reference work both for practitioners and academics

the third edition of this invaluable guide covers the application and practice of the law of set off in over 30 jurisdictions spanning Europe, Asia and the Americas written by leading experts from around the world. Each chapter explains the principles of the law of set off in the jurisdiction concerned and provides a comparative guide for banking and finance lawyers wishing to establish the pitfalls of set off in a foreign jurisdiction. For this new edition every chapter has been updated to contain new material specifically devoted to cross border aspects including analysis of choice of law issues. Fully updated legal analysis is also provided with an emphasis on how set off may be used as security and the application of insolvency set off taking into account new legal developments in the various jurisdictions and reflecting recent changes to legislation in the financial sector relating to bank and other financial firm resolution.

This monograph offers a comprehensive analysis of the implementation of global anti money laundering and counter terrorism financing (AML/CTF) regulations in the United States and the European Union. It provides academics, legal professionals and interested readers with a deep understanding of the developments of the AML/CTF legal framework and guides them into the dimension of its most difficult relation with international and European human rights law. The implementation of global anti money laundering regulations in the United States and the European Union has essentially led to the suspension of laws governing privacy and bank secrecy. Banks and other financial institutions now operate as an extension of law enforcement. The current anti money laundering regime jeopardises the fundamental achievements of the constitutional state. The increasing centralisation and cooperation of the competent authorities in the exchange of personal data information creates a security architecture that leads to a considerable risk of freedom restriction. In particular, the extension of the authorities' power of intervention granting them access to citizens' personal data without the need for initial suspicion underlines that a substantial part of the constitutional state is at risk. Furthermore, banks appear to use these policies as an instrument to clear legitimate but less profitable customers, in particular those with a migration background. Consequently, the implementation of the AML/CTF legal framework appears to follow a discriminatory path and clearly discloses incompatibility features with respect to the European Convention on Human Rights and Article 21 of the Charter of Fundamental Human Rights of the European Union. This monograph further explores factors contributing to the inefficiency of AML/CTF regulatory and legislative measures. Such factors are identified in inconsistent rules which make the cooperation among national investigative authorities within the EU and at an international level more challenging. As a result, this work acknowledges regulatory and legislative harmonisation with respect to AML/CTF regimes as a central tool to successfully improve the effectiveness of AML/CTF regimes while preserving the individual right to privacy, due process and civil rights.

This new work provides a detailed analysis of the law of bank liability covering the central issues and underlying legal principles. The book outlines liability in negligence and contract with specific reference to the banking practice and existing case law concerning banks in this field. The book begins with a consideration of the nature of the general banker customer relationship, the obligations it poses and the issues relating to the commencement of the banking relationship. The following chapters address the various activities undertaken by a lender and the issues which might arise: the duty of confidentiality, lenders as fiduciaries, the lender's duty to advise borrowers.

on the imprudence of transactions fraud banks as constructive trustees and damages for breach of contract by a lender will all be considered the final chapters explore the duties of security holders and mortgagees of land the liability of lenders for receivers they appoint environmental liability and lender liability as shadow directors concerning wrongful trading

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