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Property Meeting the Challenge of the Commons Ugo Mattei, Alessandra Quarta, Filippo Valguarnera, Ryan J. Fisher, 2023-03-23 This book explores the challenge that the commons present to the private public dichotomy in a wide variety of national legal systems representing the West European legal tradition as well as post socialist and post colonial experiences It presents national reports from 13 jurisdictions ranging from Belgium and the South Africa to the US Constituting the outcome of the 20th General Congress of the International Academy of Comparative Law held in Fukuoka Japan in July 2018 it offers a valuable and unique resource for the study of comparative law

Collective Bargaining in Labour Law Regimes Ulla Liukkunen, 2019-10-02 This book addresses the theme of collective bargaining in different legal systems and explores legal framework of collective bargaining as well as the role of different bargaining models in domestic labour law systems in altogether twenty one jurisdictions throughout the world Recent development of collective bargaining regimes can be viewed as part of a larger development of labour law models that face increasing challenges caused by globalization and transition of work and workplaces The book places particular emphasis on identifying and examining most important development trends affecting domestic labour law regimes and collective bargaining and regulatory responses thereto The analysis offered extents to transnational dimension of collective bargaining As the chapters analyse the influence of the legal frameworks of collective bargaining in different countries they provide unique comparative insight into the topic which is central to understanding the function of labour law

Jurisdiction and Cross-Border Collective Redress Alexia Pato, 2019-07-11 In recent decades the rise in cross border law violations has harmed numerous victims around the globe The damages are often dispersed and low level As a result the private enforcement gap has deepened and collective redress represents an interesting procedural instrument that is able to provide effective access to justice This book analyses thoroughly the dominant collective redress models adopted in the EU Data from 13 Member States has been catalogued and categorised The research mainly focuses on the consumer law field but frequent references to financial and data protection related cases are made The dominant collective redress models are then studied from a private international law perspective In particular the book highlights the current mismatch between collective redress on the one hand and rules on international jurisdiction on the other Additionally it notes that barriers to cross border litigation remain significant for victims and their representatives The unprecedented empirical study included in this book confirms that statement Observing that EU measures have not satisfactorily lowered those barriers the author proposes the creation of a new head of jurisdiction for cases of international collective redress This book will be of interest to private international law scholars researchers students legal practitioners judges and policy makers It is a reference point for those with an interest in cross border collective redress in particular and private international law in general

Conceptualising Property Law Yaëll Emerich, 2018-11-30 Conceptualising Property Law offers a transsystemic and integrated approach to common law and civil

law property Property law has traditionally been excluded from comparative law analysis common law and civil law property being deemed irreconcilable With this book Ya ll Emerich aims to dispel the myth that comparison between these two systems of property is impossible By establishing a dialogue between common law and civil law property it becomes clear that the two legal traditions share common ground in the way that they address legal cultural and social issues related to property and wealth

Médecine de la violence pour le praticien Éric Baccino,Philippe Lambert,2024-02-06 La collection Elsevier Pour le praticien propose aux m decins g n ralistes et sp cialistes de la discipline une aide la d marche diagnostique et th rapeutique la lumi re des connaissances actuelles La violence constitue un sujet de pr occupation majeur pour les professionnels sant qu il s agisse de violence subie par les victimes des auteurs qui la commettent ou encore de violence subie par les praticiens eux m mes Ce nouvel ouvrage de la collection Pour le praticien est destin tous les m decins confront s la violence et sa prise en charge Il a pour objectif de permettre la compr hension des m canismes en jeu m dicaux sociaux et judiciaires et de donner toutes les cl s pour une meilleure prise en charge au quotidien Compos de quatre grandes parties cet ouvrage couvre les domaines suivants Une premi re partie aborde la prise en charge des victimes description des blessures entretien certificats psychotraumatismes et pr judice Toutes les maltraitances sont d taill es enfants personnes g es agressions sexuelles violence conjugale m decins etc Une deuxi me partie aborde les agresseurs personnes en garde vue alcool drogue etc Une troisi me partie est consacr e au rapport du m decin face la mort certificat de d c s et lev e de corps Enfin une derni re partie r solument pratique d taille les outils conna tre et guide le praticien sur les d marches effectuer application du secret m dical responsabilit m dicale signalement connaissance indispensables sur l organisation de la justice etc Coordonn par un m decin l giste avec l aide d un m decin g n raliste M decine de la violence pour le praticien propose une synth se originale et in dite un dialogue entre expert et g n raliste qui permet chacun de trouver les informations dont il a besoin POINT CL S Envisage la prise en soins des victimes et une approche des agresseurs Un dialogue entre un expert et un m decin g n raliste Un abord pratique et judiciaire ric Baccino professeur des universit s facult de m decine de Montpellier chef du service de m decine l gale CHU Lapeyronie Montpellier

Les évolutions contemporaines du préjudice Mazouz alicia,Emmanuel Gardounis,Dumery alexandre,2019-11-08 Notion prot iforme par excellence en ce qu elle a la capacit de s immiscer dans de nombreuses mati res le pr judice fait actuellement l objet de profondes volutions dans de nombreux domaines C est ainsi qu un examen d ensemble sans limite pr alable quant au domaine du droit couvert tait devenu n cessaire afin de tenter de d terminer si des volutions communes peuvent tre remarqu es voire anticip es ou si au contraire l attractivit des branches du droit dans lesquelles le pr judice se rencontre permet seule de justifier ces transformations Cet ouvrage donne une large place au droit de la responsabilit civile racine commune de l ensemble des pr judices Mais un examen approfondi de droits sp ciaux apporte une vision nouvelle et enrichissante de ces volutions contemporaines

Access to Assisted Reproductive Technologies Jennifer Merchant,2019-11-04 Despite France and Belgium sharing and interacting

constantly with similar culinary tastes music and pop culture access to Assisted Reproductive Technologies are strikingly different Discrimination written into French law acutely contrasts with non discriminatory access to ART in Belgium The contributors of this volume are social scientists from France Belgium England and the United States representing different disciplines law political science philosophy sociology and anthropology Each author has attempted through the prism of their specialties to demonstrate and analyse how and why this striking difference in access to ART exists La représentation des collectivités territoriales Patrick Mboyo Bakambo,2025-04-19 De mani re g n rale la repr sentation est un proc d en vertu duquel une personne le repr sentant r alise des actions qui engagent juridiquement autrui le repr sent Plus pr cis ment elle a trait un proc d de jonction de la volont et du pouvoir en vertu desquels le repr sentant voudrait et agirait au nom et pour le compte du repr sent La recherche construite autour de cette conceptualisation de la repr sentation trouve des applications diverses et vari es concernant les collectivit s territoriales notamment au travers des m canismes juridiques permettant aux repr sentants de vouloir et d agir en leur nom et pour leur compte Aussi par un raisonnement juridique ac r l auteur d montre le fonctionnement des m canismes de repr sentation des collectivit s territoriales et analyse dans quelle mesure ces m canismes sont impr gn s peu ou prou de la repr sentativit Revised Code of Washington Washington (State),2021

Nouveau Code civil France,1907 **Droit des mineurs. 3e éd.** Philippe Bonfils,Adeline Gouttenoire,2021-06-02 Depuis la 1re dition de ce Pr cis parue en 2008 le Droit des mineurs s est affirm et d velopp et dans le m me temps l autonomie de cette mati re a t consacr e avec force au niveau international europ en et interne Ces trente derni res ann es la Convention internationale des droits de l enfant particuli rement mais galemment les textes europ ens et les jurisprudences de la Cour europ enne des droits de l Homme de la Cour de justice de l Union europ en et du Conseil constitutionnel ont donn au Droit des mineurs une dimension fondamentale pla ant davantage que par le pass le mineur au centre de la l gislation qui le concerne Dans ce contexte ce Pr cis a pour objet l tude actualis e de l ensemble des r gles sp cifiquement applicables aux mineurs envisag s sous l angle de l exercice de ses droits C est dans cette perspective que cette nouvelle dition a t non seulement enrichie des volutions de la mati re mais aussi profond ment refondue Il met davantage en lumi re l int r t sup rieur de l enfant son discernement et la probl matique essentielle la mati re de l articulation entre protection civile et p nale et autonomie du mineur

Human Rights Litigation Against Multinationals in Practice Richard Meeran,Jahan Meeran,2021 This edited collection provides a thorough review of multinational human rights litigation from some of the top practitioners in the field It provides useful guidance on the relevant laws procedures and practical considerations for such litigation in a number of legal systems including the UK US South Africa and Australia Civil Code of the Province of Quebec Québec (Province),1979 **Nouveau code de procédure civile** France,1910 **Vulnerable** Colleen M. Flood,Vanessa MacDonnell,Jane Philpott,Sophie Thériault,Sridhar Venkatapuram,2020-07-14 The novel coronavirus SARS CoV 2 which causes the disease known as COVID 19 has infected people in 212 countries so far and on every continent

except Antarctica Vast changes to our home lives social interactions government functioning and relations between countries have swept the world in a few months and are difficult to hold in one's mind at one time That is why a collaborative effort such as this edited multidisciplinary collection is needed This book confronts the vulnerabilities and interconnectedness made visible by the pandemic and its consequences along with the legal ethical and policy responses These include vulnerabilities for people who have been harmed or will be harmed by the virus directly and those harmed by measures taken to slow its relentless march vulnerabilities exposed in our institutions governance and legal structures and vulnerabilities in other countries and at the global level where persistent injustices harm us all Hopefully COVID 19 will force us to deeply reflect on how we govern and our policy priorities to focus preparedness precaution and recovery to include all not just some

Published in English with some chapters in French Droit d'auteur et droits voisins. 4e éd. Michel Vivant, Jean-Michel Bruguière, 2019-01-09 L'ouvrage a pour objet l'étude du droit d'auteur contemporain et des droits voisins qui gravitent autour de lui En s'appuyant sur une forte analyse théorique il a pour but de présenter la réalité de la matière dans sa pratique analyse des contrats du secteur y compris dans leurs formes les plus novatrices et sa gestion collective pivot trop souvent négligé de la propriété littéraire et artistique réelle Ce Précis Droit d'auteur et droits voisins offre un triple éclairage qui le caractérise contemporainité théorisation et proximité de la pratique Il s'adresse donc aussi bien aux étudiants désireux de découvrir la matière hors les schémas convenus qu'aux professionnels soucieux de disposer d'une présentation raisonnée de celle-ci pour venir enrichir leur pratique

Journal des tribunaux de commerce Eugène Camberlin, Auguste François Teulet, Roger Dufraisse, Théodore Herbulot, Marcel Gerbert, Rodolphe Rousseau, Paul Camberlin, 1901 *La qualité du contractant comme critère légal de protection* Cyril Noblot, 2002 *Encyclopédie du droit civil belge* Gustave Beltjens, 1893

Les organismes de titrisation Brune-Laure Dugourd, 2025-10-09 Crée pour transposer en droit français le mécanisme américain de la titrisation les organismes de titrisation adoptent des formes issues du droit commun celle d'une copropriété non personnifiée appelée fonds commun de titrisation FCT ou celle d'une SA ou SAS appelée société de titrisation Le régime des organismes de titrisation modelé par l'opération financière les distingue pourtant de leur nature juridique Tous sont dotés d'un patrimoine autonome et gérés de manière indépendante par une société de gestion Cette convergence fonctionnelle conduit à assimiler les deux structures Par ailleurs ce régime révèle d'importantes tensions avec le droit commun et le dévoiement des qualifications juridiques Comment imaginer une cession sans cessionnaire Une société dont les organes sociaux présentent un rôle moindre Une forme des organismes de titrisation est donc nécessaire pour sécuriser l'opération économique et reconnaître le droit commun Cette opération peut être menée en substituant une fiducie titrisation au FCT et en conservant la société de titrisation tout en modifiant son régime

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