

## Kerr On Receivers And Administrators 2nd Supplement To 17r E

This edition was written by Sir Raymond Walton, editor of the past 30 years, shortly before his death and takes into account all the changes in law and practice since 1983, including a major section on the role of the administrator. This 17th Edition has been updated to 1997 with the publication of a supplement. Muir Hunter, Q.C., as consultant editor, has drawn on his specialist knowledge and expertise to ensure that the content and style make Kerr on Receivers and Administrators an invaluable work of reference for the practitioner. The book covers the law in Scotland in a section written by David Bennett, a solicitor in Edinburgh. The taxation sections have been written by Andrew Thornhill.

This book provides a full explanation and understanding of the English law of ship mortgages. Some of the key topics that this title covers include: • Beneficial ownership of ships and the registration system under the Merchant Shipping Act 1995 • Nature of ship mortgage and the different forms of mortgage and security interest that can be created • Rights and obligations undertaken by both the owner and the mortgagee • Methods by which a mortgagee can enforce his security • Problems that can arise in consequence of the insolvency of the owner

Principles of Insolvency Law is widely regarded as 'the' text on Insolvency law. Professor Sir Roy Goode's reputation as the "doyen of commercial law" has established a unique position for the Work as a leading authority in the field. The book provides a clear and concise treatment of the general philosophical principles underpinning Insolvency law. It works as an introduction to this complex area and as such it has a broad market, ranging from students and newly qualified practitioners to barristers in Court.

Because of the rise in cross-border disputes – and due to the ease with which assets can be moved around the world with the help of online banking and fiduciary service providers – parties are increasingly finding themselves suing or being sued outside their home jurisdictions. This book is about how to find out whether a defendant has any assets before initiating costly litigation, arbitration, or insolvency proceedings, and if so how to freeze such assets with the aim of eventually enforcing a judgment or award. Nineteen country chapters by lawyers with decades of hands-on experience in helping their clients find, freeze, and attach defendants' assets provide practical guidance to legal professionals representing parties in cross-border commercial lawsuits, international arbitration proceedings, simple debt collection matters, enforcement proceedings, divorce proceedings, inheritance matters, and other legal matters where the assets in dispute are thought to be located abroad. Each contribution offers an overview of the pre-trial asset tracing techniques and rules regulating freezing orders and enforcement methods in the jurisdiction covered, describing not just what the law says but how the law actually works. The jurisdictions covered include several of the offshore havens that are frequently used to hide assets in. The authors attend to such issues and topics as the following: • investigating whether a potential counterparty owns vessels, aircrafts, motor vehicles, real estate, or intellectual property rights; • locating offshore trusts; • discovering assets transferred to a family member or corporate entity; • exposing sham investments designed to generate a (fictitious) loss of assets; and • invoking remedies available to a party facing asset shielding manoeuvres. This book will quickly become an indispensable tool for international litigators, arbitration lawyers, and lawyers involved in cross-border insolvency and debt recovery proceedings, as well as for academics and scholars involved in legal research projects or law reform programs. Renowned litigator Robert Shapiro says in his Foreword: 'The authors provide the reader with practical guidance into the complex area of cross-border asset tracing and do so in a very down-to-earth way, without the academic hyperbole that generally burdens modern legal textbooks.'

This book explores the problems an application of agency law in commercial practice. Moving beyond the limited introductory resources currently available, it "tests" abstract agency law concepts in specific commercial contexts, with reference to jurisdictions around the world. There is an enduring commonality of concepts and principles within agency law, both within the Commonwealth and within the jurisdictions of the United States. The book's comparative approach, drawing together analysis of national and international jurisdictions, provides innovative perspectives and insights, as well as practical guidance on solving commercial problems. The book opens with a detailed introductory chapter which provides a broad overview of the agency issues arising in specific commercial contexts. The subsequent chapters are grouped thematically: company law, financial transactions and services, sale of goods; as well as agency in procedural contexts. Topics covered include the role of the director and directorial board in company law and agency law, agency in shipping law, undisclosed principal in sale of goods cases, regulation of conflicts of interest in securities transactions, poseur-agents and transactional intermediation, the operation of agency in retail financial services, the agent's warranty of authority, and power of attorney. This book is an invaluable resource on both agency theory and commercial practice.

Kerr & Hunter on Receivers and Administrators

This handbook on the new bond law provides a legal comparison to the UK covered bond. While offering a deeper understanding of structured covered bonds and the further development of national law, the work at hand also aims to contribute to the assessment of the security and benefits of covered bonds and the discussion of integration of the EU mortgagee credit markets, especially regarding the refinancing of mortgage credits through covered bonds.

First published 150 years ago in 1869, the fully updated 21st edition of Kerr & Hunter on Receivership and Administration is the definitive guide to the legislative principles and caselaw that underpin these important areas. Covering both corporate and personal insolvency the book considers the duties, and responsibilities of both administrators and receivers. It also explains when and why they are appointed, and whether appointed outside court or not. The author team takes the reader through all elements of receivership, administration, and administrative receivership, to enable practitioner to advise whatever the market.

The second edition of this text incorporates the latest changes to Australian corporations law, up to and including the Corporations Act 2001 and the Financial Services Reform Act 2001. Like the 1st edition, this text is written particularly for undergraduate law students. The book introduces students to Australian corporate law in a way that is informed by theory and policy. Throughout the book the authors draw upon materials from fields such as economics, sociology and politics to provide a contextually relevant account of modern corporate law. Ample references and pointers are provided to policy debates, contemporary issues, and to further reading. The authors bring considerable experience in interdisciplinary corporate law teaching and research. The authors aim to stimulate the reader into further critical analysis of corporate law issues, and to equip them with the capacity to respond in an informed way to future changes and developments. The book also encourages the reader to independently pursue further research in areas of corporate law. Each of the 25

chapters has been revised and updated. The book deals with: Introduction - the history of corporate law, and key themes and perspectives. Corporate Structures and Regulation - including the structure of Australian corporate law; ASIC's role and powers; and the role of auditors. Corporate Obligations - including corporate capacity; contractual and criminal liability. Corporate Governance - membership and meetings; directors' duties; shareholders' rights. Corporate Finance - including share and debt capital, the Managed Investments Act 1998, and fundraising. Securities and Takeovers  
Corporate Rescues and Winding Up

Now in its second edition, Construction Law is the standard work of reference for busy construction law practitioners, and it will support lawyers in their contentious and non-contentious practices worldwide. Published in three volumes, it is the most comprehensive text on this subject, and provides a unique and invaluable comparative, multi-jurisdictional approach. This book has been described by Lord Justice Jackson as a "tour de force", and by His Honour Humphrey Lloyd QC as "seminal" and "definitive". This new edition builds on that strong foundation and has been fully updated to include extensive references to very latest case law, as well as changes to statutes and regulations. The laws of Hong Kong and Singapore are also now covered in detail, in addition to those of England and Australia. Practitioners, as well as interested academics and post-graduate students, will all find this book to be an invaluable guide to the many facets of construction law.

First published in 1869, Kerr on Receivers and Administrators is acknowledged as the classic text on the law of receivers and administrators as it applies to both corporate and personal insolvency, and is frequently cited in court. This new edition comes at a significant moment, with the abolition of administrative receivership in the Enterprise Act and its replacement with a more streamlined form of administration. The text fully incorporates this and a host of other legislative developments. New edition of the definitive work on receivers and administrators covering both corporate and personal insolvency. Fully revised to take account of important recent legislation, including the Insolvency Act 2000 and the Enterprise Act 2002. Deals with international developments such as the EC Regulation on Insolvency Proceedings and UNCITRAL Model Law on Bankruptcy. Includes a new chapter on Rescue. Includes a separate section on the law in Scotland written by David Bennett.

Admiralty Jurisdiction and Practice is the definitive work on litigation in the Admiralty Court, providing in depth analysis and explanation of jurisdiction, practice and procedure, forms and precedents. It deals with several issues, not covered elsewhere, including the impact of insolvency, the interplay between the jurisdiction and practice, the series of rules on jurisdiction laid down by international conventions, limitation periods and collision action rules. The fourth edition has been updated comprehensively to include new case law and changes in Commercial Court practice and procedure. Admiralty Jurisdiction and Practice is an invaluable reference source for anyone concerned with admiralty law.

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