

Commercial Trusts In European Private Law The Common Core Of European Private Law

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Commercial Trusts In European Private

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Commercial trusts in European private law / edited by Michele Graziadei, Ugo Mattei, Lionel Smith p cm (Common core of European private law) Includes bibliographical references and index ISBN 0-521-84919-5 (hb: alk paper) 1 Antitrust law - European Union countries I Graziadei, Michele II Mattei, Ugo III Smith, Lionel D IV Title V

Edinburgh Research Explorer

4 M Graziadei, U Mattei and L Smith, eds Commercial Trusts in European Private Law, (Cambridge: Cambridge University Press, 2005) at 27, n 74: See R H Sitkoff, 'An Agency Costs Theory of Trust Law', 89 4 The use of trusts in commercial applications 5

THE TRUST IN CONTINENTAL EUROPE: A BRIEF COMMENT ...

donative purposes¹⁸ The European discussions and developments serve as a welcome reminder that we in the US cannot afford to ignore the commercial uses of trusts¹⁹ And the reminder runs in the other direction, too European jurisdictions interested in the commercial benefits of the

trust

Understanding Trusts: A Comparative View of Property ...

4 See MGRAZIADEI, U MATTEI and L SMITH (2005), *Commercial Trusts in European Private Law*, Cambridge University Press; H AYTON DJ et al(1999), *Principles of European Trust Law* (Series Law of Business and Finance,

THE LEGAL INSTITUTION OF THE TRUST IN THE ECONOMY ...

Convention), adopted by the Hague Conference on Private International Law at its 15th Session, the Principles of European Trust Law, chapter X of the Draft Common Frame of Reference (DCFR) drawn up by the working group organised at the faculty of law at the University of Nijmegen, etc 70 Hudson, Alastair: *Understanding Equity & Trusts*

Commercial Trusts as Business Organizations: An Invitation ...

11(B)SCHWARCZ_FMT 09/10/03 4:14 PM Special Issue 2003] COMMERCIAL TRUSTS AS BUSINESS ORGANIZATIONS 323 belongs to the civil law, whence it was imported in England during the formative period of the Chancellor's jurisdiction over trusts"12 In this scholar's view, the belief that trusts are inconsistent with civil

Testamentary trusts in English Law: an introductory approach

(2005) (eds), *Commercial Trusts in European Private Law*, Cambridge University Press, Cambridge, p 97 8 See J haRRiS (2002), *The Hague Trusts Convention*, Hart Publishing, Oxford, p 336 9 These principles were the result of the project organised in 1996 at the University of Nijmegen, the Netherlands, and

Trusts in Mixed Legal Systems:A Challenge to Comparative ...

ising areas of private law, and especially commercial law, and therefore also trust laws, not only in Europe but also elsewhere An example of research into compara-tive trust law is the book on European trust law principles, published in early 19991 The second is *The Hague Convention on the Law Applicable to Trusts and on their*

European Code on Private International Law

framework of Private International Law are also examined, bearing in mind duplications and overlaps Finally, the possibility of a European Code on Private International Law and its advantages are analysed Until 1997, the Treaties did not provide for the harmonisation of Private International Law

Real Estate Capital Markets: How do they work and how do ...

Commercial Mortgage-Backed Securities (CMBS) Collateralized Debt Obligations (CDOs) Real Estate Investment Trusts (REITs) Mutual Funds Private Debt & Private Equity: Whole Loans Mezzanine Loans B-Notes (Subordinate to I-grade portion of mortgage debt) Limited Partnerships Private REITs Separate Accounts Advantages Disadvantages

The Functions of Trust Law: A Comparative Legal and ...

The common law divides trusts into two broad types: private trusts and charitable trusts While European law has strongly resisted the private trust, it offers a relatively close substitute for the charitable trust in the form of the civil law foundation'0 Moreover, the existing

Full Court Press for The Historic Trusts

The assets of the world are largely owned by Historic Trusts--- vast holdings of actual assets including gold, silver, platinum, rhodium, gems, art, land, government bonds, corporate stock and much, much more There are several different kinds of Historic Trusts Most of them are private family trusts and in the Western World, many of them are

The Secret Life of the Trust: The Trust as an Instrument ...

I also exclude from my account of commercial trusts some activities such as the administration of bankrupt or decedents' estates, in which the nomenclature of trusts and trustees appears, but without the substance 9 See Langbein, supra note 3 10 See id at 627-28, 650, 657-60 11

PREQIN SPECIAL REPORT: THE PRIVATE EQUITY TOP 100

PREQIN SPECIAL REPORT: THE PRIVATE EQUITY TOP 100 FOREWORD As reported in the recently released 2017 Preqin Global Private Equity & Venture Capital Report, the private equity industry's total assets under management (AUM), grew 42% from the end of December 2015 to reach a new record of \$249tn as of June 2016 (the

The Abuse of the Trust (or: 'Going Behind the Trust Form ...

Smith, Commercial Trusts in European Private Law, The Interest and Scope of the Inquiry, in: Commercial Trusts in European Private Law, ed by Graziadei/ Mattei /Smith (2005) 3-10; David Hayton, The Developing European Dimension of Trust Law: King's College LJ 10 (1999) 48-70 6 See previous note

Cross border testamentary trusts and the conflict of laws

of European Private Law,¹⁰ that try to demonstrate a relationship between the different laws relating to the concept of the trust 2011, p 4; M GRaziadei, U Mattei and L SMith, Commercial trusts in European Private Law, The , , Cross border testamentary trusts and the conflict of laws conflict, ,

A Tale of Two Cities: Business Trust Listings and Capital ...

business trusts flourished as well in the early twentieth century 2 Numerous civil law coun-tries - including Japan, Korea, and continental European nations - also now have business trust laws³ Business trusts emerged out of private trusts⁴ and historically were used to reap

Causation in the Fiduciary Realm - Duke University

related questions in connection with trusts in non-common law systems, see COMMERCIAL TRUSTS IN EUROPEAN PRIVATE LAW (Michele Grazadei, Ugo Mattei & Lionel Smith eds, 2005) [Vol 91: 851 HeinOnline -- 91 BU L Rev 852 2011 CA USA TION IN THE FIDUCIARY REALM associated with tort law - is conceptually distinct, with but-for causation much