Record Nr. UNINA9910255196403321 Autore **Iheme Chima Williams** Titolo Towards Reforming the Legal Framework for Secured Transactions in Nigeria: Perspectives from the United States and Canada / / by Chima Williams Iheme Cham:,: Springer International Publishing:,: Imprint: Springer,, Pubbl/distr/stampa 2016 3-319-41836-X ISBN Edizione [1st ed. 2016.] Descrizione fisica 1 online resource (XVI, 291 p.) Disciplina 340.9 340.2 Private international law Soggetti Conflict of laws International law Trade Banks and banking Private International Law, International & Foreign Law, Comparative Law International Economic Law. Trade Law Banking Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di bibliografia Includes bibliographical references at the end of each chapters. Nota di contenuto Introduction -- A Critical Review of the Current Laws on Secured Transactions in Nigeria -- A Search for Legislative Solutions vis-à-vis Nigeria's Secured Transactions Law: UCC Article 9 and Ontario PPSA Compared -- Tailor-Made Recommendations for the Reform of Nigeria's Secured Transactions Law Based on the Comparative Analysis Between UCC Article 9 and OPPSA Models -- Secured Transactions: Intersections with Bankruptcy and Consumer Protection Laws --Conclusion: Or Why There is Still Much Work to Do. This book offers a valuable guide to one of the most challenging areas Sommario/riassunto 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 securedtransactions 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. .