1. Record Nr. UNINA9910778010703321 Autore Faber Wolfgang **Titolo** Rules for the transfer of movables: a candidate for European harmonisation or national reforms? // edited by Wolfgang Faber, Brigitta Lurger Munich, Germany:,: sellier european law publishers,, 2008 Pubbl/distr/stampa ©2008 **ISBN** 1-283-43081-9 9786613430816 3-86653-700-X Descrizione fisica 1 online resource (281 p.) Schriften zur Europaischen Rechtswissenschaft / European Legal Collana Studies / Etudes juridiques europeennes;; Band 6 Disciplina 346.730436 Soggetti Transfer (Law) - Europe Property - Europe Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Description based upon print version of record. Nota di bibliografia Includes bibliographical references. Nota di contenuto Front matter -- Contents -- Introduction to the Project 'Transfer of Movables': Organisational Framework, Basic Issues and Goals --Consensual versus Delivery Systems in European Private Law -Consensus about Tradition? -- Private Autonomy in Property Law: Can the Parties 'Design' their Transfer? -- An Abstract or a Causal System -- How Swedish Lawyers Think about 'Ownership' and 'Transfer of Ownership' - Are We Just Peculiar or Actually Ahead? -- Scepticism about the Functional Approach from a Unitary Perspective -- The Relationship between Transfer Rules and Rules on Creditors' Avoidance of Debtor's Transactions -- How to Draft New Rules on the Bona Fide Acquisition of Movables for Europe? Some Remarks on Method and Content -- Good Faith Acquisition - Why at all? -- Fiduciary Transfer

and Ownership -- Obligatory and Proprietary Rights: Where to Draw the Dividing Line - If at all? -- The German Property Law and its Principles - Some Lessons for a European Property Law -- Intellectual Property Rights: 'Property' or 'Right'? The Application of the Transfer Rules to Intellectual Property -- Unification in the Field of Property Law from the Perspective of European Law -- Transfer of Ownership in Recent

Sommario/riassunto

Reform Projects: Estonia -- Protection and Transfer of Possession -- Backmatter

Comparative research in the area of property law is gaining importance. Against the background of the current discussion of developing model rules, aimed at facilitating European private law harmonisation, and of ongoing law reform projects in a number of EU Member States, this volume addresses key issues in the field of the transfer of corporeal movable property.