Record Nr. UNINA9910784436703321 Autore McCormack G (Gerard) Titolo Secured credit under English and American law / / Gerard McCormack [[electronic resource]] Cambridge:,: Cambridge University Press,, 2004 Pubbl/distr/stampa **ISBN** 1-107-14697-6 1-280-51603-8 0-511-21422-7 0-511-21601-7 0-511-21064-7 0-511-31499-X 0-511-49478-5 0-511-21241-0 Descrizione fisica 1 online resource (xii, 424 pages) : digital, PDF file(s) Collana Cambridge studies in corporate law;; 3 346.07/4 Disciplina Soggetti Security (Law) - England Security (Law) - United States Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Title from publisher's bibliographic system (viewed on 05 Oct 2015). Includes bibliographical references and index. Nota di bibliografia Nota di contenuto 1. The essence and importance of security -- 2. Security rights under English law -- 3. An overview of Article 9 of the Uniform Commercial Code -- 4. Implications of Article 9 type reforms for the English law of security interests -- 5. Notice filing versus transaction filing -- 6. Retention-of-title clauses under English law and Article 9 -- 7. Receivables financing -- 8. Security interests in deposit accounts. investment property and insurance policies -- Appendix: Article 9 of the Uniform Commercial Code. Secured Credit drives economic activity. Under English Law it is Sommario/riassunto possible to create security over almost any asset, but the law is widely considered to be unsatisfactory for several reasons, including a cumbersome registration system, a preoccupation with formalistic distinctions and the lack of clear and rationally-determined priority rules. Gerard McCormack examines the current state of English law

highlighting its weaknesses. He uses Article 9 of the American Uniform Commercial Code as a reference point: this Article has successfully serviced the world's largest economy for over 40 years and is increasingly used as the basis for legislation by Commonwealth jurisdictions including Canada and New Zealand. The Law Commission has suggested the enactment of similar legislation in England. In addition, McCormack considers if there really is a case for the priority of secured credit, as well as if there are other international models to draw upon. Contains the text of Article 9.