PERSPECTIVES ON PROPERTY LAW

Third Edition

CAROL M. ROSE BRUCE A. ACKERMAN



Perspectives On Property Law

Ernesto Vargas Weil

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around the world including Italy Peru and South Africa with each chapter providing an interesting analysis of an important aspect of property law This book merits the attention of every student and academic interested in new developments in property scholarship as well as of legal practitioners looking to place societal developments into a legal context About the editors Jill Robbie is Senior Lecturer in Law at the University of Glasgow She is co founder of the YPLF and her research interest lies within property law and natural resources Flore Vavourakis is a PhD Candidate at the KU Leuven Institute for Property Law in Belgium Her research concentrates on private water law and environmental law from an interdisciplinary perspective V ir Sm ri Petersen is an Associate Professor of Commercial Law at the University of Iceland and an External PhD Candidate at the University of Maastricht His main research interests are in the field of property law and law of obligations V ir also holds positions outside of academia including being a member of the Housing Complaints Committee which deals with disputes in the areas of lease law and condominium law Ivan Allegranti is a PhD Candidate in Civil Law at the University of Camerino in Italy His primary research interests are related to the right to remain in one s own homeland particularly triggered by natural hazards He is a member of several scientific associations including Finance Watch and YOUNGO UNFCCC advocating both within the academic community and among the general public for the birth of an effective legal framework that ensures everyone s right to remain in their own homeland Aleksa Radonji is an Assistant Professor at the Union University Law School Belgrade Serbia where he teaches property law and consumer law He is currently a Co Chair of the Board of Advice of the YPLF New Perspectives on Property Law, Obligations and Restitution Alastair Hudson, 2004 The essays in this collection examine the conceptual notions of property and obligations in law Ideas of property and of obligations are central organising concepts within law but are nevertheless liable to fragmentation and esoteric development when applied in particular contexts In particular this collection focuses on the ways in which those concepts are applied to commercial law land law human rights law intellectual property law the law of restitution company law and legal theory This is a challenging and progressive collection of essays which cohere into an extensive examination **New Perspectives on Property Law** Alistair Hudson, 2013-03-04 First published in 2003 Routledge is an imprint of Taylor Francis an informa Property Law Perspectives IV Dorothy Gruyaert, Eveline Ramaekers, Luke Rostill, 2016 Property Law company Perspectives IV shows that attention is still being paid to the roots of property law **Comparative Property Law Michele** Graziadei, Lionel Smith, 2017-01-27 Comparative Property Law provides a comprehensive treatment of property law from a comparative and global perspective The contributors who are leading experts in their fields cover both classical and new subjects including the transfer of property the public private divide in property law water and forest laws and the property rights of aboriginal peoples This Handbook maps the structure and the dynamics of property law in the contemporary world and will be an invaluable reference for researchers working in all domains of property law **Property Law Perspectives** VII Jill Robbie, Bram Akkermans, 2020-12-02 This volume is the seventh instalment in the Property Law Perspectives Series

Produced by the Young Property Lawyers Forum www yplf net a global network of young property law scholars this volume presents the carefully curated highlights of two consecutive conferences held at the University of Maastricht and the University of Glasgow A broad range of property law topics are covered in this book within the three themes of Objects of Property Rights Property and Justice and Property and Land The chapters have been submitted by talented young researchers from jurisdictions around the world including Serbia Chile and South Africa with each chapter providing an interesting analysis of an important aspect of property law This book merits the attention of every student and academic interested in new developments in property scholarship as well as of legal practitioners looking to place societal developments into a legal context Property Law Perspectives VI Caroline S. Rupp, Rafael Ibarra Garza, Bram Akkermans, 2019 This volume is the sixth instalment in the Property Law Perspectives Series Founded by the Young Property Lawyers Forum www yplf net a global network of young property law scholars this volume presents the carefully curated highlights of two consecutive conferences held in Hamburg Max Planck Institute for Comparative and International Private Law Germany and in Monterrey Universidad de Monterrey Mexico Property law is often perceived as a static area of study in which there are no developments of significance This volume proves the contrary Its contributions address a variety of current issues in property law scholarship ranging from a critical scrutiny of traditional principles via new developments in selected jurisdictions to the cutting edge questions of European integration and the digitalisation of property law It is especially young scholars who are in the best position to bring these new perspectives and topics to the field This book merits the attention of every student and academic interested in new developments in property scholarship as well as of legal practitioners looking to place societal developments into a legal context New Perspectives on Property Law, Human Rights, and the Home Alastair Hudson, 2004 The essays in this collection consider the fundamental concepts of property and obligations in law Ideas of property and of obligations are central organising concepts within law but are nevertheless liable to fragmentation and esoteric development when applied in particular contexts The contributors examine this phenomenon in three ways First in the interaction of land law housing law and family law to the acquisition of rights in the home Secondly by considering how human rights norms will impact on the development of property and obligations law in the future Thirdly by reconsidering the historical development of many of these notions in English law What emerges is an understanding that when the concepts of property and obligations are uprooted from their conceptual soil they take on very different characteristics Property Law Perspectives III Ann Apers, Sofie Bouly, Elien Dewitte, Dorothy Gruyaert, 2015 The Young Property Lawyers Forum YPLF is an informal international network with an annual conference that gives researchers the opportunity to present their research to both young and established property law scholars from around the world This book contains selected contributions from the fourth Young Property Lawyers Forum and Masterclass The book offers an interesting selection of recent developments in the broad field of property law including contributions on constitutional

property law with topics such as expropriation procedures South African tenure and expropriation of waterfalls for hydropower development national private property law with chapters on the English Land Registration Act 2002 and on virtual property and European and comparative property law with contributions about French fiducie versus trust the global art market and factory machinery bought under hire purchase agreements The wide variety of topics discussed by a young and promising generation of property lawyers will make this book a fascinating read for anyone interested in developments in property law Series lus Commune Europaeum Vol 132 Subject Property Law **Property Law Perspectives V** Björn Hoops, Rosalie Koolhoven, Luke David Rostill, 2017 The Young Property Lawyers Forum is an international network of property law researchers which has since its inception in 2008 organised seven conferences Property Law Perspectives V contains a selection of peer reviewed papers presented at the sixth conference of the Young Property Lawyers Forum which took place at the University of Groningen from 23 to 25 November 2015 The contributors to this book deal with major challenges facing property law in the 21st century such as inequality Europeanisation and property law s relationship to constitutional law and public law regulation Also the contributors seek to solve problems regarding for instance acquisitive prescription and condominium rights in one jurisdiction through insights from other jurisdictions As the motto of the Young Property Lawyers Forum 2015 was YPLF meets practice a Dutch practitioner explores property law related problems surrounding grids in practice and possible legislative solutions to them The wide variety of topics and jurisdictions make this book a fascinating read for anyone interested in property law Back cover Contemporary Perspectives on Property, Equity, and Trusts Law Martin Dixon, 2007 This work counters the common perception that equity and trusts is a static area of law The essays written by leading academics and well established practitioners of the field demonstrate both that the area is vibrant with new legislation and case law and shows the value of reconsidering familiar topics in the light of new developments The scope of the book is wide ranging covering equity trusts and property and is divided into two main sections the law of real property and the law of equity and trusts In Part One a variety of topics surrounding the law of real property are discussed from unconscionability and the protection of third party interests to property marriage and ownership and the impact of equality law on landlord and tenant regulations Part Two focuses on the regulation of trusts and trustees and the impact of new legislation on charities such as hospitals and schools Property Law Perspectives Bram Akkermans, Eveline Ramaekers, 2012 This book is the result of the second gathering of the Young Property Lawyers Forum YPLF which is an informal network of young property law researchers The YPLF brings property law scholars together from around the world and enables them to discuss their work with each other and with more experienced researchers The book contains contributions from the second conference which took place in Maastricht dealing with new developments in property law that challenge traditional property law theory Although the contributions examine various aspects of property law such as virtual property prescription and EU property law they all share a vision on how to give shape to property law of

the 21st century Series Ius Commune Europaeum Vol 106 **Research Handbook on European Property Law** Sjef van Erp,Katja Zimmermann,2024-10-03 Bringing together global experts in the field this Research Handbook presents an overview of recent developments in property law in European jurisdictions and in European Union law It analyses the ways in which these frameworks adapt to modern challenges such as climate change digitalisation an ageing population and the effects of pandemics **Methods and Perspectives in Intellectual Property** Graeme B. Dinwoodie,2013-11-29 The diversity of methods used and perspectives displayed in intellectual property law scholarship is now quite vast This book brings together scholars from around the globe to discuss these methods and provide insights into how they are best used

Stability and Change in Modern Property Law Ernesto Vargas Weil, 2025-09-04 This book examines the English and German version of the numerus clausus principle which holds that there is a closed list of permitted property rights It challenges recent views that the principle renders property law inflexible and unable to accommodate social and economic changes Relying on a novel approach combining property theory and comparative research of English and German law it argues that the restrictions the principle imposes on the creation of new property types actually does accommodate social changes through a process of functional transformation of the existing property rights This is a fascinating unique study that makes a rigorous original contribution to property law theory Comparative Perspectives on the Chinese Civil Code Meiling Huang, Paul J. du Plessis, 2024-03-05 This book provides a comparative analysis of Chinese property law as depicted in the newly enacted Chinese Civil Code The Chinese Civil Code the first civil code in the history of the People's Republic of China was enacted as law in May 2020 Reflecting the growing interest in this code and its provisions to scholars of codification and of comparative private law it has already been translated into English German and Italian Chinese property law has both local and global features and this comparative study offers a channel through which to understand Chinese property law by highlighting both its similarities and differences from other property systems Broadly speaking the book brings together two approaches The first comprises a comprehensive discussion of aspects of Chinese property law such as ownership property rights and secured transactions The second consists of perspectives from other jurisdictions and provides an assessment of Chinese property law based on other property systems Containing contributions by both distinguished and young scholars who are experienced in comparative property law research the book offers a unique insight into the Chinese Civil Code and through it how extra civilian elements are embodied in a fundamentally civilian legal system This book will appeal to scholars and students of property law comparative law and others with specific interests in law and politics in China **Property Law in Namibia** Prof Sam Amoo, 2014-06-16 Property Law in Namibia provides an autochthonous discussion of property law in Namibia It does not only capture the constitutional statutory and common law sources of property law in Namibia but it also covers currently topical subjects such as property rights of women and land reform in Namibia The publication is meant to be utilised by law academics property law lecturers legal practitioners and conveyancers law students students pursuing specialised land related programmes such as land use planning and officials in government ministries Property Law in Namibia contains chapters on traditional concepts of property law such as the scope and nature of the law of property classifications of things real rights and personal rights ownership and possession Chapter 9 is devoted entirely to remedies which is a departure from the norm but where relevant appropriate remedies are indicated in the specific parts of the text In order to give prominence to Namibian property jurisprudence topics on the genesis of the land tenure systems of Namibia land reform and property rights of women in Namibia have either been dealt with in separate chapters or been included as parts of other chapters. 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