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# SET-OFF LAW AND PRACTICE

*An International Handbook*

THIRD EDITION

EDITED BY

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OXFORD

# Set Off Law And Practice An International Handbook

**Clifford Lane**



## **Set Off Law And Practice An International Handbook:**

Set-off Law and Practice William Johnston, Thomas Werlen, 2006 Set Off Law and Practice An International Handbook a joint project with the IBA provides an invaluable guide to the application and practice of the rules of set off in over 30 jurisdictions spanning Europe Asia and the US The use of set off as a mechanism for risk reduction in cross border financial contracts has increased in recent years as market participants seek to reduce both operational risk Herstatt Risk and credit risk For this reason the enforceability of set off both outside and within insolvency has become particularly relevant for market participants and their legal advisors Written by leading practitioners from around the world each chapter explains the principles of the rules of set off in each of the jurisdictions concerned followed by a case study illustrating the application of the law of set off to a real world problem Including comparative tables showing how the different aspects of set off are applied in each country this work provides an at a glance port of call for banking and finance solicitors who wish to establish the pitfalls of set off in any one of 31 jurisdictions

**EU Insolvency Law** McCormack, Gerard, 2022-09-21 This comprehensive book provides a clear analysis of the main features of the European Insolvency Regulation 2015 848 within the context of previous EU initiatives as well as addressing the contrasting objectives of universalism and territorialism which underpin cross border insolvency law It measures the EU regulations against the UNCITRAL Model Law on Cross Border Insolvency and compares this with how the Model Law has been implemented elsewhere such as in the US and the UK

European Insolvency Regulation 2015 Ulrich Magnus, 2025-06-30 The youngest volume of the renowned series of European Commentaries edited by Ulrich Magnus and Peter Mankowski covers the European Insolvency Regulation This Regulation in its recast version of 2015 is of great practical importance It primarily regulates when courts in the EU are competent to deal with insolvency proceedings which have transborder effects which law is applicable in such proceedings the conditions under which insolvency proceedings are to be recognized in other EU States and how courts and insolvency practitioners should cooperate in transborder situations The Commentary provides an in depth presentation and discussion of each article and pays particular attention to the insolvency decisions of the European Court of Justice but also to national case law The team of authors is as well truly European It is formed of outstanding experts from all over Europe

Commercial Agreements Jeremy Leong, 2024-07-05 Presenting a unique conceptual framework for interpreting and improving commercial agreements this book marries a sound theoretical foundation with practical strategies for negotiating drafting advising on and litigating such agreements

**The European Insolvency Regulation and Implementing Legislations** Gilles Cuniberti, Antonio Leandro, 2024-05-02 This authoritative Commentary provides an in depth evaluation of the legislation regulating cross border insolvency within the European Union Bringing together a diverse team of legal scholars and practitioners from across the EU Member States it delivers incisive dissections of the European Insolvency Regulation EIR provisions which define the jurisdiction of the courts of EU Member States in insolvency proceedings as well

as the national law that should be applied and provide for the automatic recognition of other Member State s judgements along with a regime of coordination between proceedings opened in different Member States      Commentary on the UNIDROIT Principles of International Commercial Contracts (PICC) Stefan Vogenauer,Jan Kleinheisterkamp,2009 The UNIDROIT Principles of International Commercial Contracts are the result of the ambitious quest for codifying the *lex mercatoria* i e those unwritten rules of the game by which merchants presumably have always understood to do international business Since the publication of their first version in 1994 the UNIDROIT Principles have had an impressive success They have become a serious alternative to national contract laws in international disputes decided by arbitral tribunals such as those administered by the International Chamber of Commerce ICC At the same time they have been accepted as a model for reforming the laws on international contract as recently Russia Lithuania and China With the publication of a new version of the Principles in 2004 this first phase of codifying international contract law is now considered to be finished While there is much writing about the theoretic legal nature and the practical applicability of the Principles there is hardly any research on their substance meaning their substantive rules on contracts This book fills this gap A comprehensive analysis of each provision of the Principles allows a better understanding of the rules governing international contracts In short this book contributes to make the application of the Principles more predictable and thus more efficient      *International Commercial Arbitration* Stephan Balthasar,2022-02-10 Balthasar International Commercial Arbitration The Handbook is a unique combination of international and domestic sources of arbitration law and practice It provides detailed commentary on the global framework of international commercial arbitration in particular the New York Convention the UNCITRAL Model Law and international investment treaties In addition it gives comprehensive insight into international arbitration laws of countries covering over 60% of the global economy Austria Belgium Brazil China England and Wales France Germany Hong Kong India the Netherlands Russia Singapore Spain Sweden Switzerland and the U S The new edition includes numerous references to recent case law material and legislative reform as well as topical developments in areas such as arbitrators jurisdiction the conduct of arbitral proceedings and the judicial control of arbitral awards      **Handy Guide to Patent Law and Practice** George Frederick Emery,1896      *UNCITRAL Legal Guide on International Countertrade Transactions* United Nations Commission on International Trade Law,1993      *Latin Lawyer* 250 ,2006      **The British National Bibliography** Arthur James Wells,2006      *The Practical Guide to Canadian Legal Research* Nancy McCormack,John Papadopoulos,Catherine Anne Cotter,2010      Private Dispute Resolution in International Business: Handbook Klaus Peter Berger,2009 Private Dispute Resolution in International Business consists of two books and an interactive DVD Rom Volume I follows the progress of a dispute between two companies in step by step detail through negotiation mediation and arbitration in turn Volume II provides precise informed solutions to the problems raised in the first volume s case study The DVD Rom contains not only all contracts and other written documentation produced during the dispute including all procedural orders

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