

Federal Securities Laws: Selected Statutes, Rules and Forms

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Selected Statutes Rules And Forms Under The Federal Securities Laws 1986

Nicholas Triffin



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Institutionenökonomik und internationale Rechnungslegungsordnungen Jens Wüstemann,2002 English summary What makes capital markets efficient and how can accounting create effective protection for investors Jens Wustemann systematizes and assesses the accounting system in the USA basing his analysis on the theoretical foundation of institutional economics and giving a comparison of investor protection in the USA and in Germany He focuses on the institutional design of accounting and disclosure rules in international capital markets In doing so he develops general principles of information which can be seen as a model for the reorganization of the German accounting system German description Als Voraussetzung für funktionierende internationale Kapitalmärkte sind funktionsgerechte Rechnungslegungsordnungen unerlässlich Jens Wustemann systematisiert die relevanten Informationsregeln und Institutionen mit dem Ziel aus sinnvollen Informationszwecken adäquate Informationsinhalte abzuleiten Er entwickelt aus dem Strukturkern der ökonomischen Modellbildung eine Systematik zur Beschreibung und Bewertung von internationalen Rechnungslegungsregeln und Rechnungslegungsordnungen wobei ihm die Institutionenökonomik als Grundlage dient Dazu werden zunächst aus dem Prinzip der rationalen Entscheidungsorientierung Informationsinteressen der Rechnungslegungsadressaten abgeleitet Eine effiziente informationelle Kapitalmarktregulierung erfordert aber weitere institutionelle Gestaltungen wie etwa die allgemeine Markt und Unternehmensverfassung Hierbei ergeben sich Wechselwirkungen zwischen dem Finanzsystem und der jeweiligen Rechnungslegungsordnung denn nur aufeinander abgestimmte Teilsysteme sind als vorteilhaft anzusehen Ausgehend von dem so gewonnenen System zur Beschreibung und Bewertung von Informationspflichten und relevanten Institutionen entwickelt Jens Wustemann anhand der US amerikanischen informationellen Kapitalmarktregulierung den Prototyp einer auf Offenlegung von Informationen basierenden Rechnungslegungsordnung Mit Mitteln der ökonomischen Analyse werden die Ziele einer vollständigen Offenlegung relativiert und die ungelösten Wertungskonflikte herausgearbeitet

Bewertungsvorschriften in der Rechnungslegung von Kreditinstituten Claus Born,2001-05-03 Inhaltsangabe Einleitung Die zunehmende Globalisierung der Kapitalmärkte und die hieraus resultierende Möglichkeit der Unternehmen sich Eigen und Fremdkapital auf in und ausländischen Märkten zu beschaffen hat dazu geführt dass vermehrt eine bessere Vergleichbarkeit der von den Unternehmen veröffentlichten Jahresabschlussdaten und letztendlich eine Harmonisierung der internationalen Rechnungslegung gefordert wird Die deutschen handelsrechtlichen Vorschriften zur Rechnungslegung sehen sich in diesem Zusammenhang zunehmender Kritik ausgesetzt Grund hierfür ist ihre primäre Zielsetzung den steuer und ausschüttbaren Gewinn nach dem Grundsatz des Gläubigerschutzes auf Basis des Vorsichtsprinzips zu ermitteln Diese Ausrichtung konfliktiert mit dem vorrangigen Zweck der anglo amerikanischen Rechnungslegung den Kapitalmarktteilnehmern nach dem Grundsatz des Aktionärschutzes auf Basis einer entscheidungsrelevanten Bilanzierung

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