

Proprietary Rights And Insolvency In Sales Transactions

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Proprietary Rights and Insolvency is a lucid and practical reference source on insolvency and property law.

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Proprietary interests are rarely imposed, particularly in an insolvency. A proprietary interest is much more likely to be imposed over an asset originally owned by the claimant, or over an asset which is substituted for that asset, than over any other type of asset.

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Proprietary Rights and Insolvency - By Richard Calnan ...

Proprietary Rights and Insolvency £167.50 Usually dispatched within 1 to 3 months. This topical title explains the circumstances in which a creditor of an insolvent debtor can take priority over other creditors by claiming a proprietary interest in assets held by the debtor.

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It is, thus, not a book mainly about insolvency law. That area of the law is, nevertheless, where the distinction between proprietary rights and mere obligations will be most keenly felt: 'the existence of a proprietary claim may make the difference between payment and non-payment.'

Sole proprietary concerns cannot file insolvency petitions

Proprietary Rights and Insolvency is a lucid and practical reference source on insolvency and property law.

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These issues are brought into particularly sharp relief when insolvency intervenes, whether a disposal of rights is contemplated or their continued availability is central to a successful outcome from any ongoing trading.

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The book concerns both insolvency law and property law, being essentially concerned with the limits of the law of property, marking out its boundary with the law of obligations. It is of particular importance in common law systems because of the nature of equitable proprietary interests, and includes reference to Commonwealth authorities where relevant, including Australia, New Zealand and Canada.

Proprietary Rights and Insolvency 2nd edition

The National Company Law Tribunal (NCLT), Delhi in a recent judgment held that insolvency proceedings cannot be initiated by sole proprietary concern as the "sole proprietary concern" is not a person within the meaning of section 3(23) of the Insolvency and Bankruptcy Code (IBC), 2016.

Proprietary Rights and Insolvency by Richard Calnan ...

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IMPOSING PROPRIETARY INTERESTS IN INSOLVENCIES OUTLINE

Proprietary rights and insolvency. [Richard Calnan] -- "This topical title explains the circumstances in which a creditor of an insolvent debtor can take priority over other creditors by claiming a proprietary interest in assets held by the debtor.