

Modern Banking Law Ellinger 5th Edition

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in the financial courts jo braithwaite analyses thirty years of cases involving the global derivatives markets exploring the nature of these legal disputes and assessing their impact on financial markets and on commercial law more broadly weaving together this substantial body of cases with theoretical insights drawn from the growing literature on the internationalisation of financial law braithwaite offers readers a detailed and highly original contribution to the debate about the role of private law in international financial markets this important work should be read by lawyers economists and regulators in the field

major enterprises shape our lives in countless ways big tech and surveillance media that affect democratic debate algorithms that influence online shopping transport to work and home energy and agriculture corporations that drive climate damage and public services that provide our education health water and housing the twentieth century experienced swings between private and public ownership between capitalism and socialism without any settled principled outcome and without settling major questions of how enterprises should be financed governed and the rights we have in them this book's main question is are there principles of enterprise law and if they are missing what principles of enterprise law should there be principles of enterprise law gives a functional account of the general enterprise laws of companies investment labour

competition and insolvency before moving into specific enterprises from universities to the military it is an original guide to our economic constitution and human rights

money is a legal institution with principal economic and sociological consequences money is a debt because that is how it is conceptualised and comes into existence as circulating credit if viewed from the creditor's perspective or from the debtor's viewpoint as debt this book presents a legal theory of money based on the concept of dematerialised property it describes the money creation or money supply process for cash and for bank money and looks at modern forms of money such as cryptocurrencies it also shows why mainstream economics presupposes but avoids an analysis of money by effectively eliminating money from the microeconomic market model and declaring it as merely a neutral medium of exchange and unit of account the book explains that money rather brings about and influences substantially the exchange or transaction it is supposed to facilitate only as a neutral medium as the most liquid of all assets money enables financialisation monetisation and commodification in the economy the central role of the banks in the money creation process and in the economy and their strengthened position after the bank rescue measures in the wake of the financial crisis 2008/9 are also discussed providing a rigorous analysis of the most salient legal issues regarding money this book will appeal to legal theorists economists and anyone working in commercial or banking law

evaluating the financial accounts of the royal bank of scotland group barclays hsbc and standard chartered bank from 2004/2018 reveals a taste of the sweetness of success it also demonstrates what could go wrong in a mega bank the crippling price of failure and the long hard road to recovery this book is a historical account of the causes of instability in the banking sector in the past 40 years and an evaluation of the effectiveness or otherwise of a range of laws and regulatory measures adopted to remedy financial crises in the uk over the years in addition the book provides a broad review of the evolutionary development of banking and financial laws starting with seminal case laws on the subject the banking act 1979 the repealed banking act 1987 fsma 2000 the company act 2006 the banking reform act 2013 basel accords and sundry eu directives john a barrister at law offered a robust blend of theoretical knowledge and twenty years of practical industry experience in a commercial bank to provide legal perspectives on supervisory models necessary for stability in the banking sector while promoting justification for creating an enabling environment for wealth creation and economic growth the methods and methodology chapter would be an invaluable companion for postgraduate students and researchers

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following the burst of the economic bubble in the 1990s many japanese companies were required to reform their management systems changes in corporate governance were widely discussed during that decade in studies on japanese management these discussions have resulted in little progress however since americanization became the dominant discourse concerning governance and the management system there have been few studies conducted from an academic point of view on the internal aspects of organizations that practice traditional japanese management theory this book examines how and the degree to which the development of market principles accompanying the advances of globalization has affected the traditional japanese system it focuses on four aspects of corporate management management institutions strategy organization and human resource management the aggregation of the new management system in

japanese companies is regarded as a distinctive japanese style system of management with emphasis on these four aspects research was conducted on the basic structure of that system following changes in the market technology and society further specific functions of the basic structure of the japanese style management system were studied those findings are included here along with a discussion and analysis of the direction of future changes

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