

Reading free Cross border insolvency a commentary on the uncitral model law on insolvency Copy

this article by article commentary sheds light on the un commission on international trade law uncitral rules which govern a wide range of arbitrations including the iran us claims tribunal and nafta disputes the new edition takes full account of the revised rules adopted in 2010 and features many extracts from the most important case law commentary on the uncitral arbitration rules 2010 a practitioner s guide is an article by article commentary of the new rules highlighting policies and reasons for the modifications the work delves into what lies behind the new uncitral rules it is a user friendly practical reference guide for everyday use by the busy practitioner it provides the key points to know about each provision of the new rules the appendix provides the full text of the 2010 rules the uncitral arbitration rules have proved instrumental to the effective resolution of transborder commercial investment treaty and inter state disputes this book by two leading scholars and practitioners whose 2006 joint report began the process that led to the first ever revision of the arbitration rules in 2010 and who were key contributors in the revision process at uncitral thereafter is the only article by article commentary of both the generic 2010 rules and the transparency rules of 2013 extensively referring to the uncitral travaux préparatoires the book considers the principal legislative intent behind each new or revised article or in respect of those articles which remain unchanged the reasons for the absence of revision where an article is revised or entirely new provisions are introduced an explanation of the issues that the revision intended to address and an analysis of the discrete issues that arise in respect of each article the authors make reference not only to academic literature and case law but also to other commonly used arbitration rules and the practice under those rules more than a matchless guide to practice this deeply informed resource offers a comprehensive understanding of both sets of uncitral rules this book serves as the pre eminent commentary and analysis on the uncitral arbitration rules and the transparency rules observer delegates to the uncitral working group charged with conducting revisions provide insights and commentary on the process and results this book provides a commentary on the uncitral arbitration rules as applied by the iran u s claims tribunal these uncitral rules are unique in origin as a result of contributions from representatives from various legal backgrounds including those from developing countries this book is a guide to the tribunal s practice regarding the uncitral rules it takes the form of an article by article commentary describing the travaux preparatoires some other rules iss and lcia and the

relevant tribunal practice the tribunal s practice shows the flexibility workability and completeness of the rules this article by article commentary sheds light on the un commission on international trade law uncitral rules which govern a wide range of arbitrations including the iran us claims tribunal and nafta disputes this edition takes full account of the revised rules adopted in 2010 this publication contains a presentation of case laws rendered in jurisdictions having enacted the uncitral model law on international commercial arbitration in light of the large number of cases collected the commission requested a tool specifically designed to present selected information on the interpretation and application of the model law in a clear concise and objective manner this request originated the uncitral digest of case law on the uncitral model law on international commercial arbitration the purpose of the digest is to assist in the dissemination of information on the model law and further promote its adoption as well as its uniform interpretation and application in addition the digest is meant to help judges government officials arbitrators practitioners and academics use more efficiently the case law relating to the uncitral text cross border insolvency is an increasingly topical issue and cross border insolvency practice continues to develop rapidly cross border insolvency a commentary on the uncitral model law 4th ed is an updated enhanced edition covering the national implementation of the united nations commission on international trade law model law on cross border insolvency written by specialists from each jurisdiction this new edition provides an in depth article by article analysis of the local enactment and application of the model law in each of the jurisdictions concerned alongside consideration of the relationship between the model law and any existing cross border insolvency jurisprudence each chapter adopts essentially the same format for ease of reference addressing key concepts such as the centre of main interests court to court communication enforcement of security interests and the protection of debtors and creditors new to the fourth edition are chapters on chile and the philippines with an expanded south african chapter to include the ohada countries this major new edition is an invaluable guide to the local application and comparative analysis of the model law for anyone dealing with cross border insolvency issues lawyers in private practice or in house insolvency practitioners government authorities academics and students will find this expanded edition an essential addition to their library this book provides a comprehensive commentary on the uncitral model law on international arbitration combining both theory and practice it is written by leading academics and practitioners from europe asia and the americas to ensure the book has a balanced international coverage the book not only provides an article by article critical analysis but also incorporates information on the reality of legal practice in uncitral jurisdictions ensuring it is more than a recitation of case law and variations in legal text this is not a handbook for practitioners needing a supportive citation but rather a guide for practitioners legislators and academics to the reasons the model law was structured as it was and the

reasons variations have been adopted a comprehensive collection of commentary and legislative material on the uncitral arbitration rules 2010 numerous jurisdictions worldwide have augmented their ratification of the new york convention of 1958 with the uncitral model law 1985 uml which takes a giant step forward toward global uniformity in legal application and understanding of the arbitration process this book develops a standard or benchmark for the uml objective of uniformity using the relevant legislation and case law of hong kong singapore and australia to consider whether a uniform approach to implementation of the uml and its interpretation is being achieved across those jurisdictions the author s methodological tools are eminently adaptable to other jurisdictions given the importance of the ability to set aside an arbitral award the body of case law on setting aside and the directly related area of enforcement the emphasis throughout is on article 34 in addition the study considers the meaning of uniformity in law and in the context of the uml the correct approach to interpretation of the uml pre and post article 2a the interpretational relationship between the uml and the convention on contracts for the international sale of goods cisg the relationship between the uml and the new york convention the degree of textual uniformity of article 34 with the three jurisdictions focused on and the degree of applied uniformity of article 34 both in terms of juristic methodology and similarity of results the author with more than thirty years of practice in the field of commercial arbitration in hong kong has had access to voluminous cases spanning decades and brings his specialist expertise to the subject this book considers whether the uml has succeeded in its aim of achieving uniformity it serves as a guide both academic and practical to exploring and adopting the correct approach to the interpretation of the uml as well as to the method of classification of court decisions under the uml this study is of immeasurable academic and practical value this commentary provides rich and detailed analysis both of the provisions of the uncitral model law on international commercial arbitration the model law and of its implementation including a comparative account of the operation of the model law in the numerous jurisdictions which have adopted it throughout the world the model law a major accomplishment in the field of international commercial arbitration was prepared by the un commission on international trade law and is recommended by the un general assembly for use by governments throughout the world the book contains separate sections for each of the thirty six articles of the model law after a commentary each section contains the complete legislative history of the particular article arranged and edited for quick reference this includes drafts reports summary records of debates government comments and conference room papers the book is designed to help practitioners and legislators wishing to evaluate and improve their country s arbitration law and for lawyers and courts in jurisdictions where all or part of it is enacted and who are called upon to interpret the model law the uncitral model law after twenty five years global perspectives on international commercial arbitration is a

celebration of the model law's significant contribution to international arbitration law it assesses and evaluates the model law's impact on the development of a universal arbitration law for a complex and mobile transnational community of lawyers judges and arbitrators written from the perspective of counsel arbitrators legislators and judges this collection is bold in its coverage of model law practice it considers questions of legislative implementation pre award issues such as the review of arbitral jurisdiction and the production of evidence post award issues such as judicial review of arbitral awards interpretation and harmonization methods and questions of future reform this is one of the only books on the market that considers the application of the uncitral model law in both great depth and breadth and from multiple perspectives it provides critical assessments and evaluations of the impact that the model law has had after 25 years in various aspects of the arbitral process the issues covered pertain to both substantive and procedural elements theoretical and practical historical and evolutionary the uncitral model law after twenty five years global perspectives on international commercial arbitration adopts a comparative approach and covers practice in nearly all model law countries and many others as a seminal critique of the progress that the model law has made to date this collection of articles will be of great benefit to judges arbitrators lawyers academics and anyone interested in the future of international commercial arbitration the yearbook of the united nations commission on international trade law reproduces the substantive documents prepared each year for the commission and its working groups it also includes the annual report of the commission meeting records general assembly resolutions and sixth committee reports related to uncitral's work and a bibliography of recent scholarly writings examining the legal texts prepared by uncitral the yearbook is divided into three parts part one deals with the commission's report part two covers studies and reports on specific subjects part three contains meeting records the bibliography and checklists of uncitral documents this publication reproduces the substantive documents prepared each year for the commission and its working groups it includes the annual report of the commission meeting records general assembly resolutions and sixth committee reports related to uncitral's work and a bibliography of recent scholarly writings examining the legal texts prepared by uncitral the yearbook is divided into three parts part one deals with the commission's report part two covers studies and reports on specific subjects part three contains meeting records the bibliography and checklists of uncitral documents prepared in the current and previous years this yearbook is a compilation of all substantive documents related to the work of the commission and its working groups it also reproduces the annual report of the commission which is published as supplement no 17 of the official records of the general assembly uncitral is the core legal body of the united nations system in the field of international trade law it specializes in the modernization and harmonization of rules on international business this publication is a concise and colourful

presentation of the authors first hand experience with the remarkable stormy procedural history of the iran u s claims tribunal in the hague examining each rule in turn the authors examine the first intent of the uncitral framers as evident from the travaux preparatoires and then analyze how the rules were interpreted changed and applied at the tribunal this volume is destined to become a standard reference on the procedural aspects of international commercial arbitration parties involved in arbitration their counsel and others interested in international practice will treasure this explication of the pitfalls and ambiguities in the real life application of the rules including the role of international political intrigue in the highly charged atmosphere of multinational proceedings an up to date review of the contemporary significance and success of the uncitral arbitration rules 1976 and model law 1980 the book pursues three goals simultaneously to compare the uncitral rules article by article with other major alternative rules namely the arbitration rules of the international chamber of commerce icc and the london court of international arbitration lcia to examine the adaptability and use of the uncitral rules by one of the most significant arbitral tribunals of the 20th century namely the iran us claims tribunal and to assess the world wide implementation uncitral s model law containing the full text of the rules of the iran united states claims tribunal the guide on the new york convention provides an insight on the application of the convention by state courts

introduction draft text of a model law on international commercial arbitration welcoming addresses introductory address introduction to the model law of uncitral on international commercial arbitration arbitration agreement and competence of the arbitral tribunal arbitration and the courts composition of the arbitral tribunal and making of the award conduct of arbitral proceedings possible conflict of laws rules and the rules applicable to the dispute recourse against the award enforcement of the award the united nations today formerly the basic facts about the un reflects the multitude of ways in which the united nations touches the lives of people everywhere it chronicles the work of the organisation in such areas as peace development human rights humanitarian assistance disarmament and international law in describing the work of the united nations family of organisations this book provides a comprehensive account of the many challenges before the international community as well as the joint ongoing efforts to find solutions adopted by uncitral on 12 june 1996 the model law is intended to facilitate the use of modern means of communications and storage of information it is based on the establishment of a functional equivalent in electronic media for paper based concepts such as writing signature and original by providing standards by which the legal value of electronic messages can be assessed the model law should play a significant role in enhancing the use of paperless communication the model law also contains rules for electronic commerce in specific areas such as carriage of goods issue

for 1946-47 includes a summary of the organization's activities from its inception to July 1, 1947

The UNCITRAL Arbitration Rules 2013-03-07 this article by article commentary sheds light on the un commission on international trade law uncitral rules which govern a wide range of arbitrations including the iran us claims tribunal and nafta disputes the new edition takes full account of the revised rules adopted in 2010 and features many extracts from the most important case law

Commentary on the UNCITRAL Model Law on International Commercial Arbitration 1990-09-04

commentary on the uncitral arbitration rules 2010 a practitioner s guide is an article by article commentary of the new rules highlighting policies and reasons for the modifications the work delves into what lies behind the new uncitral rules it is a user friendly practical reference guide for everyday use by the busy practitioner it provides the key points to know about each provision of the new rules the appendix provides the full text of the 2010 rules

Commentary on the UNCITRAL Arbitration Rules 2010: A Practitioner's Guide 2012-06-01 the

uncitral arbitration rules have proved instrumental to the effective resolution of transborder commercial investment treaty and inter state disputes this book by two leading scholars and practitioners whose 2006 joint report began the process that led to the first ever revision of the arbitration rules in 2010 and who were key contributors in the revision process at uncitral thereafter is the only article by article commentary of both the generic 2010 rules and the transparency rules of 2013 extensively referring to the uncitral travaux préparatoires the book considers the principal legislative intent behind each new or revised article or in respect of those articles which remain unchanged the reasons for the absence of revision where an article is revised or entirely new provisions are introduced an explanation of the issues that the revision intended to address and an analysis of the discrete issues that arise in respect of each article the authors make reference not only to academic literature and case law but also to other commonly used arbitration rules and the practice under those rules more than a matchless guide to practice this deeply informed resource offers a comprehensive understanding of both sets of uncitral rules this book serves as the pre eminent commentary and analysis on the uncitral arbitration rules and the transparency rules

UNCITRAL Arbitration 2016-04-24 observer delegates to the uncitral working group charged with conducting revisions provide insights and commentary on the process and results

A Guide to the UNCITRAL Arbitration Rules 2013-04-25 this book provides a commentary on the uncitral arbitration rules as applied by the iran u s claims tribunal these uncitral rules are unique in origin as a result of contributions from representatives from various legal backgrounds including those from developing countries this book is a guide to the tribunal s practice regarding the uncitral rules it takes the form of an article by article commentary describing the travaux préparatoires some other rules iss and Icia and the relevant tribunal practice the tribunal s practice shows the flexibility workability and completeness of the rules

Commentary on the Uncitral Arbitration Rules: The Applications by the Iran-U. S. Claims Tribunal

1991-10-16 this article by article commentary sheds light on the un commission on international trade law uncitral rules which govern a wide range of arbitrations including the iran us claims tribunal and nafta disputes this edition takes full account of the revised rules adopted in 2010

The UNCITRAL Arbitration Rules 2013 this publication contains a presentation of case laws rendered in jurisdictions having enacted the uncitral model law on international commercial arbitration in light of the large number of cases collected the commission requested a tool specifically designed to present selected information on the interpretation and application of the model law in a clear concise and objective manner this request originated the uncitral digest of case law on the uncitral model law on international commercial arbitration the purpose of the digest is to assist in the dissemination of information on the model law and further promote its adoption as well as its uniform interpretation and application in addition the digest is meant to help judges government officials arbitrators practitioners and academics use more efficiently the case law relating to the uncitral text

UNCITRAL 2012 Digest of Case Law on the Model Law on International Commercial Arbitration

2012 cross border insolvency is an increasingly topical issue and cross border insolvency practice continues to develop rapidly cross border insolvency a commentary on the uncitral model law 4th ed is an updated enhanced edition covering the national implementation of the united nations commission on international trade law model law on cross border insolvency written by specialists from each jurisdiction this new edition provides an in depth article by article analysis of the local enactment and application of the model law in each of the jurisdictions concerned alongside consideration of the relationship between the model law and any existing cross border insolvency jurisprudence each chapter adopts essentially the same format for ease of reference addressing key concepts such as the centre of main interests court to court communication enforcement of security interests and the protection of debtors and creditors new to the fourth edition are chapters on chile and the philippines with an expanded south african chapter to include the ohada countries this major new edition is an invaluable guide to the local application and comparative analysis of the model law for anyone dealing with cross border insolvency issues lawyers in private practice or in house insolvency practitioners government authorities academics and students will find this expanded edition an essential addition to their library

Cross-border Insolvency 2017 this book provides a comprehensive commentary on the uncitral model law on international arbitration combining both theory and practice it is written by leading academics and practitioners from europe asia and the americas to ensure the book has a balanced international coverage the book not only provides an article by article critical analysis but also incorporates information on the reality of legal practice in uncitral jurisdictions ensuring it

is more than a recitation of case law and variations in legal text this is not a handbook for practitioners needing a supportive citation but rather a guide for practitioners legislators and academics to the reasons the model law was structured as it was and the reasons variations have been adopted

UNCITRAL Model Law on International Commercial Arbitration 2020-02-29 a comprehensive collection of commentary and legislative material on the uncitral arbitration rules 2010

Analytical Commentary to the UNCITRAL Arbitration Rules 2013 numerous jurisdictions worldwide have augmented their ratification of the new york convention of 1958 with the uncitral model law 1985 uml which takes a giant step forward toward global uniformity in legal application and understanding of the arbitration process this book develops a standard or benchmark for the uml objective of uniformity using the relevant legislation and case law of hong kong singapore and australia to consider whether a uniform approach to implementation of the uml and its interpretation is being achieved across those jurisdictions the author s methodological tools are eminently adaptable to other jurisdictions given the importance of the ability to set aside an arbitral award the body of case law on setting aside and the directly related area of enforcement the emphasis throughout is on article 34 in addition the study considers the meaning of uniformity in law and in the context of the uml the correct approach to interpretation of the uml pre and post article 2a the interpretational relationship between the uml and the convention on contracts for the international sale of goods cisg the relationship between the uml and the new york convention the degree of textual uniformity of article 34 with the three jurisdictions focused on and the degree of applied uniformity of article 34 both in terms of juristic methodology and similarity of results the author with more than thirty years of practice in the field of commercial arbitration in hong kong has had access to voluminous cases spanning decades and brings his specialist expertise to the subject this book considers whether the uml has succeeded in its aim of achieving uniformity it serves as a guide both academic and practical to exploring and adopting the correct approach to the interpretation of the uml as well as to the method of classification of court decisions under the uml this study is of immeasurable academic and practical value

The Interpretation and Uniformity of the UNCITRAL Model Law on International Commercial Arbitration 2016-03-22 this commentary provides rich and detailed analysis both of the provisions of the uncitral model law on international commercial arbitration the model law and of its implementation including a comparative account of the operation of the model law in the numerous jurisdictions which have adopted it throughout the world

The UNCITRAL Model Law on International Commercial Arbitration 2022-11-15 the model law a major accomplishment in the field of international commercial arbitration was prepared by the un

commission on international trade law and is recommended by the un general assembly for use by governments throughout the world the book contains separate sections for each of the thirty six articles of the model law after a commentary each section contains the complete legislative history of the particular article arranged and edited for quick reference this includes drafts reports summary records of debates government comments and conference room papers the book is designed to help practitioners and legislators wishing to evaluate and improve their country s arbitration law and for lawyers and courts in jurisdictions where all or part of it is enacted and who are called upon to interpret the model law

A Guide To The 2006 Amendments To The UNCITRAL Model Law On International Commercial Arbitration: Legislative History and Commentary 2015-08-27 the uncitral model law after twenty five years global perspectives on international commercial arbitration is a celebration of the model law s significant contribution to international arbitration law it assesses and evaluates the model law s impact on the development of a universal arbitration law for a complex and mobile transnational community of lawyers judges and arbitrators written from the perspective of counsel arbitrators legislators and judges this collection is bold in its coverage of model law practice it considers questions of legislative implementation pre award issues such as the review of arbitral jurisdiction and the production of evidence post award issues such as judicial review of arbitral awards interpretation and harmonization methods and questions of future reform this is one of the only books on the market that considers the application of the uncitral model law in both great depth and breadth and from multiple perspectives it provides critical assessments and evaluations of the impact that the model law has had after 25 years in various aspects of the arbitral process the issues covered pertain to both substantive and procedural elements theoretical and practical historical and evolutionary the uncitral model law after twenty five years global perspectives on international commercial arbitration adopts a comparative approach and covers practice in nearly all model law countries and many others as a seminal critique of the progress that the model law has made to date this collection of articles will be of great benefit to judges arbitrators lawyers academics and anyone interested in the future of international commercial arbitration

The UNCITRAL Model Law after Twenty-Five Years: Global Perspectives on International Commercial Arbitration 2013-08-01 the yearbook of the united nations commission on international trade law reproduces the substantive documents prepared each year for the commission and its working groups it also includes the annual report of the commission meeting records general assembly resolutions and sixth committee reports related to uncitral s work and a bibliography of recent scholarly writings examining the legal texts prepared by uncitral the yearbook is divided into three parts part one deals with the commission s report part two covers

studies and reports on specific subjects part three contains meeting records the bibliography and checklists of uncitral documents

United Nations Commission on International Trade Law (UNCITRAL) Yearbook 2013 2017-07-04

this publication reproduces the substantive documents prepared each year for the commission and its working groups it includes the annual report of the commission meeting records general assembly resolutions and sixth committee reports related to uncitral s work and a bibliography of recent scholarly writings examining the legal texts prepared by uncitral the yearbook is divided into three parts part one deals with the commission s report part two covers studies and reports on specific subjects part three contains meeting records the bibliography and checklists of uncitral documents prepared in the current and previous years

United Nations Commission on International Trade Law (UNCITRAL) Yearbook 2012 2015-12-16

this yearbook is a compilation of all substantive documents related to the work of the commission and its working groups it also reproduces the annual report of the commission which is published as supplement no 17 of the official records of the general assembly uncitral is the core legal body of the united nations system in the field of international trade law it specializes in the modernization and harmonization of rules on international business

United Nations Commission on International Trade Law (UNCITRAL) Yearbook 2017 2021-02-16

this publication is a concise and colourful presentation of the authors first hand experience with the remarkable stormy procedural history of the iran u s claims tribunal in the hague examining each rule in turn the authors examine the first intent of the uncitral framers as evident from the travaux preparatoires and then analyze how the rules were interpreted changed and applied at the tribunal this volume is destined to become a standard reference on the procedural aspects of international commercial arbitration parties involved in arbitration their counsel and others interested in international practice will treasure this explication of the pitfalls and ambiguities in the real life application of the rules including the role of international political intrigue in the highly charged atmosphere of multinational proceedings

The UNCITRAL Arbitration Rules in Practice: The Experience of the Iran-United States Claims

Tribunal 1992-07-07 an up to date review of the contemporary significance and success of the uncitral arbitration rules 1976 and model law 1980 the book pursues three goals simultaneously to compare the uncitral rules article by article with other major alternative rules namely the arbitration rules of the international chamber of commerce icc and the london court of international arbitration lcia to examine the adaptability and use of the uncitral rules by one of the most significant arbitral tribunals of the 20th century namely the iran us claims tribunal and to assess the world wide implementation uncitral s model law containing the full text of the rules of the iran united states claims tribunal

UNCITRAL Model Law on International Credit Transfers 1994

The United Nations Today 2008

Yearbook 2006

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United Nations Conference on the Carriage of Goods by Sea, Hamburg 6-31 March 1978 1981

UNCITRAL Model Law on Procurement of Goods, Construction and Services with Guide to Enactment 1999

UNCITRAL Model Law on Electronic Commerce, with Guide to Enactment, 1996 1999

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