

**KERR & HUNTER
ON
RECEIVERSHIP
AND
ADMINISTRATION**

THOMAS ROBINSON
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150th Anniversary Edition

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Kerr And Hunter On Receivers And Administrators

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Kerr & Hunter on Receivers and Administrators Peter Walton,Thomas Robinson (Barrister),Sally Mann,David Montague,2020 First published 150 years ago in 1869 the fully updated 21st edition of Kerr Hunter on Receivership and Administration is the definitive guide to the legislative principles and caselaw that underpin these important areas Covering both corporate and personal insolvency the book considers the duties and responsibilities of both administrators and receivers It also explains when and why they are appointed and whether appointed outside court or not The author team takes the reader through all elements of receivership administration and administrative receivership to enable practitioner to advise whatever the market

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Kerr on the Law and Practice as to Receivers Appointed by the High Court of Justice Or Out of Court Raymond Walton,1963

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Finding, Freezing and Attaching Assets Jacob C. Jørgensen, 2016-03-21 Because of the rise in cross border disputes and due to the ease with which assets can be moved around the world with the help of online banking and fiduciary service providers parties are increasingly finding themselves suing or being sued outside their home jurisdictions This book is about how to find out whether a defendant has any assets before initiating costly litigation arbitration or insolvency proceedings and if so how to freeze such assets with the aim of eventually enforcing a judgment or award Nineteen country chapters by lawyers with decades of hands on experience in helping their clients find freeze and attach defendants assets provide practical guidance to legal professionals representing parties in cross border commercial lawsuits international arbitration proceedings simple debt collection matters enforcement proceedings divorce proceedings inheritance matters and other legal matters where the assets in dispute are thought to be located abroad Each contribution offers an overview of the pre trial asset tracing techniques and rules regulating freezing orders and enforcement methods in the jurisdiction covered describing not just what the law says but how the law actually works The jurisdictions covered include several of the offshore havens that are frequently used to hide assets in The authors attend to such issues and topics as the following investigating whether a potential counterparty owns vessels aircrafts motor vehicles real estate or intellectual property rights locating offshore trusts discovering assets transferred to a family member or corporate entity exposing sham investments designed to generate a fictitious loss of assets and invoking remedies available to a party facing asset shielding manoeuvres This book will quickly become an indispensable tool for international litigators arbitration lawyers and lawyers involved in cross border insolvency and debt recovery proceedings as well as for academics and scholars involved in legal research projects or law reform programs Renowned litigator Robert Shapiro says in his Foreword The authors provide the reader with practical guidance into the complex area of cross border asset tracing and do so in a very down to earth way without the academic hyperbole that generally burdens modern legal textbooks

Pensions, Contracts and Trusts: Legal Issues on Decision Making David Pollard, 2020-05-10 This is a topical area for the courts which have moved to imply various limitations or tests on decision makers powers and when they can be challenged This is made more difficult for lay users and lawyers alike in that implied restrictions are by definition not apparent from the words of the relevant contract itself These limits are applied by the courts not just to fiduciaries such as trustees or directors but also to non fiduciaries eg banks and employers Recent case law includes Pitt v Holt SC trustee decisions 2013 Braganza SC contractual discretions 2015 Eclair SC directors powers proper purposes 2015 IBM UK Holdings v Dalgleish CA employer powers under pension plans 2017 British Airways CA pension plan proper purposes 2018 The book reviews the relevant doctrines of Interpretation rules Proper purposes Due consideration of relevant factors Full perversion no reasonable decision maker

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