



Der express trust im internationalen Privatrecht (Studien zum vergleichenden und internationalen Recht / Comparative and International Law Studies) (German Edition)

Peter Czermak

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Das angloamerikanische Rechtsinstitut des privatrechtlichen trust, eine treuhandähnliche Rechtsfigur, beschäftigt infolge der zunehmenden internationalen Verflechtungen persönlicher und wirtschaftlicher Art immer häufiger auch deutsche Gerichte. Dabei stellt sich die internationalprivatrechtliche Grundfrage nach dem auf den konkreten trust anzuwendenden nationalen Recht. Ziel der vorliegenden Untersuchung ist es, am Beispiel des US-amerikanischen Rechts Grundsätze für die Einordnung des dem deutschen Recht unbekannten trust in das Gefüge der bestehenden deutschen Kollisionsnormen zu entwickeln. Im Rahmen einer funktionalen Betrachtung werden hierbei die wichtigsten Formen des privatrechtlichen trust nach amerikanischem Recht unterschieden.

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