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ANLEGER- UND FUNKTIONSSCHUTZ DURCH KAPITALMARKTRECHT

SCHRIFTEN ZUM EUROPÄISCHEN UND
INTERNATIONALEN PRIVAT-, BANK- UND
WIRTSCHAFTSRECHT

Anleger Und Funktionsschutz Durch Kapitalmarktrecht Anleger Und Funktionsschutz Durch Kapitalmarktrecht

Zeno Wirtz



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Gleichbehandlung im europäischen Kapitalmarktrecht Daniel Mattig, 2019-05-08 Der europäische Gesetzgeber hat im Kapitalmarktrecht vor allem mit Gleichheitsnormen auf die weltweite Finanzkrise reagiert Daniel Mattig analysiert die Normen des Markt und Informationszugangs sowie die Regeln der Auftragsausführung als Steuerungsinstrumente im Spannungsfeld von Freiheit und Gleichheit Auf Grundlage dieser Bestandsaufnahme für den Wettbewerb am Sekundärmarkt entwickelt er einen allgemeinen Gleichbehandlungsgrundsatz für das europäische Kapitalmarktrecht Dieser Rechtsgrundsatz veranschaulicht gemeinsame Auslegungsprinzipien sowie Strukturmerkmale und trägt dazu bei das noch junge Rechtsgebiet zu ordnen Darüber hinaus erlaubt der Gleichbehandlungsgrundsatz sowohl dem Normgeber als auch dem Anwender des Rechts neu auftretende Rechtsfragen systemkonform zu lösen **Governance-Token** Philipp Bauer ,2025-02-07 *Der Minderheitsschutz im Gesellschaftsrecht* Christian Hofmann, 2011-01-27 Der Minderheitsschutz im Gesellschaftsrecht stellt sich aktueller denn je In unruhigen Situationen ist die Rechtsstellung bestimmter Minderheitsgesellschaften beeinträchtigt Mehrheitsbeschlüsse verändern die Struktur der Gesellschaft führen zum Abschluss von Unternehmensverträgen zum Ausschluss des Gesellschafters zu Kapitalveränderungen Vorenthaltung von Gewinn Beteiligungsrecht und vielem mehr Der Minderheitsgesellschafter sieht sich vor allem durch Gesellschafterbeschlüsse und Maßnahmen der Geschäftsleitung in seiner Rechtsstellung unmittelbar und mittelbar beeinträchtigt Das deutsche Konzept des Minderheitsschutzes besteht aus vereinzelt formellen Minderheitsrechten zum anderen aus ungleich bedeutenderen individuellen Abwehrrechten gegenüber der Mehrheitsmacht Die Herausforderung an die Rechtswissenschaft besteht darin ein rechtsformbergreifendes Konzept zu entwickeln das flexibel gehandhabt werden kann und wirksamen und ausgleichenden Rechtsschutz in sämtlichen

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