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Wertpapierhandelsgesetz

Kommentar

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Wertpapierhandelsgesetz Wphg Clemens Just

Vanda Heinen

A red circular graphic with a gradient, appearing as a semi-circle or a partial circle, located to the right of the author's name.

Wertpapierhandelsgesetz Wphg Clemens Just:

EU Market Abuse Regulation Kalss, Susanne, Oppitz, Martin, Torggler, Ulrich, Winner, Martin, 2021-12-07 This comprehensive Commentary examines the implications of the EU's Market Abuse Regulation introduced following the 2008 financial crisis after gaps were identified in the existing regulatory framework. It explores whether and how the Regulation achieves its aims of preserving the integrity of financial markets by preventing insider dealing and market manipulation, providing a harmonised legal framework and increasing legal certainty for all market participants.

Estudos em Honra de João Soares da Silva Carlos Osório de Castro, 2023-06-07 João Soares da Silva 1953-2018 foi um dos mais brilhantes advogados portugueses de sempre, mas também um notável estudioso do direito, conseguindo assim conjugar virtuosamente ao longo da sua carreira uma abordagem inspirada e pragmática das questões jurídicas e o seu aprofundamento nos planos teórico e científico. Nesta obra, relembramos estudos nas áreas que mais suscitaram a sua atenção: o direito civil, o direito societário, o direito dos valores mobiliários e o direito comercial. Todos os autores, entre os quais se incluem alguns dos mais consagrados juristas portugueses e os reconhecidamente especialistas nas referidas áreas, o que torna este tributo não apenas digno da memória do homenageado, mas também um instrumento de consulta indispensável para todos os que lidam com as diversas matérias aqui tratadas. Alexandre Lucena e Vale, Ana Perestrelo de Oliveira, António Agostinho Guedes, António Lobo Xavier, António Menezes Cordeiro, António Pinto Monteiro, António Soares, Carlos Ferreira de Almeida, Carlos Osório de Castro, Evaristo Mendes, Fábio Castro Russo, Francisco S. Carneiro, Gonçalo Andrade e Castro, J. M. Coutinho de Abreu, Jorge Brito, Pereira, Jos. Engracia Antunes, Jos. Ferreira Gomes, Jos. Pedro Fazenda Martins, Juliano Ferreira, Madalena Perestrelo de Oliveira, Manuel Carneiro da Frada, Marta Monterroso Rosas, Orlando Vogler, Guiné Paula Costa e Silva, Paulo C. Mara, Paulo de Tarso Domingues, Paulo Mota Pinto, Paulo Olavo Cunha, Pedro de Albuquerque, Pedro Maia, Rui Pereira, Dias, Rui Pinto, Duarte.

Kapitalmarktrecht Petra Buck-Heeb, Petra Buck-Heeb, 2023-08-30 DAS Lehrbuch zum Kapitalmarktrecht jetzt schon ein Klassiker. Zum Lehrbuch: Der Leser wird systematisch durch die wichtigsten Bereiche des Kapitalmarktrechts geleitet. Das Kapitalmarktrecht entwickelt aus dem Kapitalgesellschaftsrecht, dem Bank- und dem Börsenrecht. Seit der Einführung des Schwerpunktstudiums und durch die zunehmenden kapitalmarktrechtlichen Aspekte in gesellschaftsrechtlichen Klausuren von erheblicher Prüfungsrelevanz. Der Kapitalmarkt befindet sich in einem fortwährenden Wandel und ist darüber hinaus durch seinen engen ökonomischen Bezug von ständig wachsender Bedeutung für die Volkswirtschaft. Neben einer grundlegenden Einführung zum Kapitalmarkt und zu den diesen tangierenden Gesetzen wie dem Wertpapierhandelsgesetz, dem Börsengesetz, dem Wertpapiererwerbs- und Übernahmegesetz werden auch die Berührungspunkte zum Bürgerlichen Recht, vor allem dem Gesellschaftsrecht, zum öffentlichen wie auch zum Strafrecht aufgezeigt. Der Studierende erhält dadurch einen umfassenden Einblick in dieses für Recht und Wirtschaft wichtige und interessante Rechtsgebiet. Um der zunehmenden Komplexität der Materie auch weiterhin bestmöglich gerecht zu werden, bietet das Lehrbuch dem Leser gewinnbringende Hinweise zum Gutachtenaufbau. Schaubilder, zahlreiche hervorgehobene

Definitionen und Fallbeispiele sowie die Rubrik Wesentliche Rechtsgrundlagen die an geeigneter Stelle die wesentlichen Regelungen bzw Maßnahmen auf europäischer und entsprechend nationaler Ebene aufzählt *Die Rolle institutioneller Investoren und Stimmrechtsberater in der deutschen Corporate Governance* Vanda Heinen, 2019-07-23 Vanda Heinen analysiert die Rolle institutioneller Investoren und Stimmrechtsberater in der deutschen Corporate Governance Neben den Einflussmöglichkeiten institutioneller Investoren über das Stimmrecht wird die Rolle der Stimmrechtsberater als Unterstützer einer informierten Stimmabgabe beleuchtet Hieran schließt sich ein Vergleich der Richtlinien ausgewählter Stimmrechtsberater mit dem Deutschen Corporate Governance Kodex am Beispiel der Unabhängigkeit des Aufsichtsrats an Die abschließende empirische Untersuchung analysiert den Einfluss negativer Empfehlungen von Stimmrechtsberatern und dessen Determinanten auf das Abstimmungsergebnis deutscher Hauptversammlungen

Tutela do Investidor Perante o Emitente no Mercado de Capitais: Um Modelo Dinâmico de Proteção Madalena Perestrelo de Oliveira, 2023-06-07 A negociação em mercado de capitais coloca os investidores numa posição de vulnerabilidade face influência danosa do emitente Pretende este texto construir um modelo de tutela do investidor que cruza o direito dos valores mobiliários com o civil e societário Partindo da análise da teoria do mercado eficiente e da behavioral economics estuda-se a responsabilidade civil por informações no mercado de capitais que enquadrada como obrigacional e propõe-se a configuração dos pressupostos do dever de indemnizar e do nus da sua demonstração Revê-se o sistema de tutela dos investidores em caso de delisting ou operações públicas que torna inexistente a manutenção da relação social e pondera-se mecanismos para a fomentar a manutenção da cotação em bolsa voto plural e de lealdade

Eigengeschäfte von Führungskräften nach Art. 19 MMVO im Rahmen öffentlicher Angebote nach dem WpÜG Marcus Commandeur, 2018-08-16 Das Werk behandelt erstmalig das Zusammenspiel des Bernahmerechts mit der neuen Regelung der Directors Dealings im Marktmissbrauchsregime Die innovative Arbeit ist daher mit Blick auf die insiderrechtliche Compliance von großer praktischer Bedeutung für Rechtsberater und Syndikusanwälte Anhand einer szenarienbasierten empirischen Analyse wird aufgezeigt dass der Umgang mit Eigengeschäften von Führungskräften in Fällen derer Beteiligung an öffentlichen Angeboten weitgehend ungeklärt ist Besonders in Konstellationen bei denen Führungskräfte des Bieters auch Führungstätigkeiten bei der Zielgesellschaft ausüben entstehen Wertungswidersprüche Hier liegt etwa die Zwecksetzung der Directors Dealings leer und es besteht die Gefahr eines information overload Zur Auflösung der Problematik erörtert der Autor diverse Handlungsoptionen die sich bei aktueller Rechtslage anbieten Die Untersuchung schließt mit einem konkreten Formulierungsvorschlag für eine praxisgerechtere Regelung

Kapitalmarktrecht, eBook Petra Buck-Heeb, Buck-Heeb, 2022-03-03 DAS Lehrbuch zum Kapitalmarktrecht jetzt schon ein Klassiker Zur Neuauflage Neu eingearbeitet wurden die EU-SchwarmfinanzierungsVO das Schwarmfinanzierungsbegleitgesetz BGBl I 2021 S 1568 das Fondsstandortgesetz BGBl I 2021 S 1498 das Finanzmarktintegritätsstärkungsgesetz FISG BGBl I 2021 S 1534 das Gesetz zur weiteren Stärkung des Anlegerschutzes BGBl

I 2021 S 2570 sowie das Wertpapierinstitutsgesetz WpIG BGBl I 2021 S 990 Außerdem wurden die Änderungen der MiFID II die mit der Richtlinie 2021/338 erfolgten ABl EU Nr L 68 S 14 aufgenommen Literatur und Rechtsprechung sind auf dem Stand von Dezember 2021 Zum Lehrbuch Der Leser wird systematisch durch die wichtigsten Bereiche des Kapitalmarktrechts geleitet Das Kapitalmarktrecht entwickelt aus dem Kapitalgesellschafts dem Bank und dem Börsenrecht ist seit der Einführung des Schwerpunktbereichsstudiums und durch die zunehmenden kapitalmarktrechtlichen Aspekte in gesellschaftsrechtlichen Klausuren von erheblicher Prüfungsrelevanz Der Kapitalmarkt befindet sich in einem fortwährenden Wandel und ist darüber hinaus durch seinen engen ökonomischen Bezug von ständig wachsender Bedeutung für die Volkswirtschaft Neben einer grundlegenden Einführung zum Kapitalmarkt und zu den diesen tangierenden Gesetzen wie u a Wertpapierhandelsgesetz Börsengesetz Wertpapiererwerbs und Übernahmegesetz werden auch die Berührungspunkte zum Bürgerlichen Recht vor allem dem Gesellschaftsrecht zum öffentlichen wie auch zum Strafrecht aufgezeigt Der Studierende erhält dadurch einen umfassenden Einblick in dieses für Recht und Wirtschaft wichtige und interessante Rechtsgebiet Um der zunehmenden Komplexität der Materie auch weiterhin bestens gerecht zu werden bietet das Lehrbuch dem Leser gewinnbringende Hinweise zum Gutachteraufbau Schaubilder zahlreiche hervorgehobene Definitionen und Fallbeispiele sowie die Rubrik Wesentliche Rechtsgrundlagen die an geeigneter Stelle die wesentlichen Regelungen bzw Maßnahmen auf europäischer und entsprechend nationaler Ebene aufzählt

Churning Manuel Lorenz, 2015-05-27 Sowohl der im internationalen Vergleich recht junge Kontakt der deutschen Rechtstheorie und Praxis mit dem Phänomen des Churning als auch die fehlende einschlägige strafgerichtliche Befassung mit dieser Thematik machen die Klärung der Frage erforderlich ob die deutschen straf sowie ordnungswidrigkeitenrechtlichen Vorschriften eine wirksame Handhabe gegen die Spesenschinderei bieten Zu Beginn wird ein Kapitalmarkt und börsenrechtliches Fundament unter Berücksichtigung der Termin sowie Kassageschäfte gelegt einschließlich der zentralen Finanzdienstleistungen des Wertpapierhandelsgesetzes Im Anschluss wird das Phänomen des Churning im Detail beschrieben Den Schwerpunkt der Arbeit bilden folgende Aspekte der Nachweis der Spesenschinderei anhand objektiver und subjektiver Indizien die Prüfung sowohl des Untreue 266 StGB sowie des Betrugsstatbestandes 263 StGB die Prüfung der drei Musketiere des Ordnungswidrigkeitengesetzes 9 30 130 OWiG Die Arbeit kommt zu dem Ergebnis dass nicht jeder Fall von Churning vom deutschen Kernstrafrecht erfasst wird und eine Sanktionierung über das Ordnungswidrigkeitenrecht praktische Vorzüge aufweist Der Praktiker erhält im Anschluss eine Leitlinie in Form einer präzisen Handlungsanweisung zur Vermeidung des Churning Verdachts Insbesondere werden die Kennzahlen gebündelt dargestellt ab denen Churning derzeit als indiziert gilt Zudem wird eine für das schnelle Auffinden hilfreiche Auflistung einschlägiger nationaler zivilgerichtlicher Judikate abgebildet

Anlagevermittlung und Anlegererschutz Husein Ismail, 2018-11-12 Dieser Band beleuchtet die rechtliche Regelung der in den letzten Jahren praktisch relevant gewordenen Anlagevermittlung und weist auf die dringende Erforderlichkeit ihrer Neugestaltung hin Die Studie zeigt dass

die Einführung von Beratungspflichten für Anlagevermittler zwingend erforderlich ist um eine Verbesserung des Anlegerschutzes zu erzielen und die Funktionsfähigkeit des Kapitalmarkts zu gewährleisten Vor diesem Hintergrund geht Husein Ismail in Anlehnung an das Versicherungs und das Darlehensvermittlungsrecht der Frage nach ob und mit welchen rechtlichen Auswirkungen Beratungspflichten innerhalb der Anlagevermittlung eingeführt werden können This volume focuses on the legal regulations for investment brokerage which has become practically relevant in recent years and hints at the necessity to redesign it The survey shows that the introduction of mandatory consultation for investment brokers is compulsory in order to improve the protection for investors and to guarantee the functionality of the capital market On this basis and in accordance with the right of insurance and credit brokerage Husein Ismail focuses on the question of how and with what kind of legal effects mandatory consultations can be introduced within the investment brokerage

Wertpapierhandelsgesetz (WpHG) Clemens Just,Thorsten Voß,Corinna Ritz,Ralf Becker,2012

Wertpapierhandelsgesetz Clemens Just,2015

Unveiling the Energy of Verbal Beauty: An Emotional Sojourn through **Wertpapierhandelsgesetz Wphg Clemens Just**

In some sort of inundated with displays and the cacophony of instantaneous conversation, the profound energy and emotional resonance of verbal beauty usually diminish in to obscurity, eclipsed by the constant assault of noise and distractions. Yet, set within the musical pages of **Wertpapierhandelsgesetz Wphg Clemens Just**, a charming perform of literary beauty that impulses with raw emotions, lies an remarkable journey waiting to be embarked upon. Penned with a virtuoso wordsmith, this enchanting opus instructions visitors on an emotional odyssey, delicately exposing the latent possible and profound affect stuck within the complex web of language. Within the heart-wrenching expanse of this evocative evaluation, we can embark upon an introspective exploration of the book is main styles, dissect its captivating writing type, and immerse ourselves in the indelible effect it leaves upon the depths of readers souls.

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