

Marc Daniels

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**Der vorläufige Rechtsschutz im Verwaltungsprozess.
Einstweiliger Rechtsschutz und einstweilige Anordnung**

Ein Überblick

Zusammenfassung



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Vorläufiger Rechtsschutz Verwaltungsprozess Einstweiliger Rechtsschutz

Thomas Griffiths



Vorläufiger Rechtsschutz Verwaltungsprozess Einstweiliger Rechtsschutz:

Der vorläufige Rechtsschutz im Verwaltungsprozess. Einstweiliger Rechtsschutz und einstweilige Anordnung

Marc Daniels, 2015-06-16 Zusammenfassung aus dem Jahr 2015 im Fachbereich Jura Öffentliches Recht Verwaltungsrecht
Heinrich Heine Universität Düsseldorf Sprache Deutsch Abstract Dieses Skript befasst sich mit den Eilverfahren im
Verwaltungsrecht Der vorläufige Rechtsschutz in § 80 Abs. 1 S. 2 VwGO wird schematisch erklärt Aus dem Inhalt Grundlegende
Einführung Der vorläufige Rechtsschutz Eröffnung des Verwaltungsrechtswegs Zulässigkeit Begründetheit Der Sonderfall des
§ 80 Abs. 1 S. 2 VwGO Neue juristische Wochenschrift, 1978 **Einstweiliger Rechtsschutz im Schiedsverfahren gemäß §**

1041 ZPO Oliver Voigt, 2009-04-09 Studienarbeit aus dem Jahr 2007 im Fachbereich Jura Zivilprozessrecht Note 16 Punkte
Gottfried Wilhelm Leibniz Universität Hannover Institut für Prozessrecht IPA Veranstaltung Seminar zum Internationalen
Kaufrecht CISG und der Internationalen Schiedsgerichtsbarkeit Sprache Deutsch Abstract Diese Arbeit behandelt den
einstweiligen Rechtsschutz im Schiedsverfahren nach § 1041 ZPO Sie gibt einen Überblick über die Regelung des § 1041 ZPO Bis
zu der Reform durch das Schiedsverfahrens Neuregelungsgesetz war es höchst umstritten ob ein Schiedsgericht überhaupt
einstweilige Maßnahmen erlassen durfte Daher wird sich diese Arbeit damit unter II kurz befassen Die Einführung des § 1041
ZPO hat diesen Streit nun jedoch hinlänglich werden lassen und regelt den einstweiligen Rechtsschutz im Schiedsverfahren
Diese Regelung wird unter III in aller Ausführlichkeit dargestellt Unter IV wird abschließend ein Blick auf die Vollstreckung
einstweiliger Maßnahmen eines Schiedsgerichtes unter dem UNCITRAL Model Law dargestellt welche erst seit dem Jahre
2006 im Model Law geregelt wird Diese Neufassung des Model Laws wird unter IV sodann mit der Regelung des § 1041 Abs. 1 S. 2
verglichen **Der einstweilige Rechtsschutz in der ZPO. Grundlagen und Typen**, 2021-03-15 Studienarbeit aus dem
Jahr 2020 im Fachbereich Jura Zivilprozessrecht Note 1,5 Frankfurt University of Applied Sciences ehem Fachhochschule
Frankfurt am Main Sprache Deutsch Abstract In dieser Hausarbeit wird auf den einstweiligen Rechtsschutz eingegangen
Dazu werden erst die Grundlagen erläutert bevor verschiedene Typen vorgestellt werden Ein Zivilprozessverfahren nimmt
grundsätzlich Zeit in Anspruch und kann sich über mehrere Monate und im Ernstfall sogar über Jahre hinweg ziehen Für den Gläubiger stellt dieses in besonderen Fällen eine potenzielle Bedrohung dar Rechtsschutz nicht rechtzeitig zu erlangen Um
dieser potenziellen Bedrohung vorwegzugreifen gibt es den einstweiligen Rechtsschutz der mithilfe von vorübergehenden
Regelungen das Ziel verfolgt vollendete Tatsachen vor Ergehen einer abschließenden gerichtlichen Entscheidung zu
verhindern Der einstweilige Rechtsschutz verfolgt daher das Gebot dem Gläubiger die spätere Zwangsvollstreckung seines
Anspruchs schnell und effektiv zu sichern ohne dabei die Befriedigung des Gläubigers vollends auszuschöpfen da die dem
Erkenntnis bzw Zwangsvollstreckungsverfahren vorbehaltene Hauptsache nicht vorweggenommen werden darf
Streitgegenstand ist somit nicht der Anspruch selbst sondern die Zulässigkeit seiner zwangsweisen Sicherung Der
einstweilige Rechtsschutz verfolgt daher das Gebot dem Gläubiger die spätere Zwangsvollstreckung seines Anspruchs schnell

und effektiv zu sichern ohne dabei die Befriedigung des Gläubigers vollends auszuschöpfen da die dem Erkenntnis beziehungsweise Zwangsvollstreckungsverfahren vorbehaltene Hauptsache nicht vorweggenommen werden darf Streitgegenstand ist somit nicht der Anspruch selbst sondern die Zulässigkeit seiner zwangsweisen Sicherung

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