

T. Hartlief en R.P.J.L. Tjittes

Verzekering en aansprakelijkheid

tweede, herziene, druk

De band tussen verzekering en aansprakelijkheid mag zich in ons land in een toenemende belangstelling verheugen. In dit boek wordt een kort en bondig overzicht gegeven van die gebieden van het aansprakelijkheids- en schadevergoedingsrecht waar verzekeringen een bijzondere invloed uitoefenen.

In het boek wordt in de eerste plaats de rol van verzekeringen bij de ontwikkeling van het aansprakelijkheidsrecht geschetst. Daarna wordt onder meer ingegaan op de vraag welke invloed aan verzekering toekomt in de fase van de vestiging van aansprakelijkheid. Ook de betekenis van verzekering voor de causaliteit, de eigen schuld en de draagplicht wordt aan de orde gesteld. Aparte hoofdstukken zijn gewijd aan de onderwerpen Matiging en limitering en Voordeelstoerekening. Bijzondere aandacht gaat ten slotte uit in de laatste twee hoofdstukken naar de verhaalsrechtenproblematiek en de verkeersaansprakelijkheid.

In het kader van deze tweede druk is de tekst inhoudelijk heroverwogen en geherformuleerd. Verder is uiteraard rechtspraak, literatuur en wetgeving van de afgelopen jaren verwerkt. Zo wordt onder meer ingegaan op de uitdijende reikwijdte van het aansprakelijkheidsrecht. Verder wordt aandacht besteed aan de uitbreiding van de verhaalsrechten. Ten slotte is het hoofdstuk over verkeersaansprakelijkheid aangepast aan de jongste rechtspraak op het terrein van art. 185 WvW. In dit hoofdstuk worden ook de hoofdlijnen van het wetsvoorstel verkeersongevallen besproken.



Verzekering En Aansprakelijkheid

Thierry Vansweevelt



Verzekering En Aansprakelijkheid:

De civielrechtelijke aansprakelijkheid van de geneesheer en het ziekenhuis. Met actualiseringskatern. (Reeks Aansprakelijkheidsrecht, nr. 9) Thierry Vansweevelt, 1997 Liability and Environment Lucas Bergkamp, 2021-12-06

Liability and Environment analyzes the role of law in particular civil liability in controlling environmental pollution and risk. In modern environmental policy, liability has become a popular instrument. In this book, Prof. Bergkamp takes a fresh look at civil liability for environmental harm in an inter- and transnational context. Over the last decade, industry's liability exposure for environmental harm has expanded significantly. At the international, EC, and national level, proposals for onerous strict environmental liability regimes are pending. The polluter pays principle, which is an articulation of the cost internalization theory in the environmental area, is believed to justify such liability regimes. Applying an instrumental approach to legal instruments, Prof. Bergkamp aims to redefine the role of liability in the heavily regulated environmental area. He shows that liability for environmental harm is not justified by the polluter pays principle; it is an uncertain and unreliable instrument for achieving prevention, results in an inefficient insurance scheme, and plays a dubious role in adjusting activity levels. Based on an analysis of the basic characteristics of alternative legal instruments, Prof. Bergkamp concludes that civil liability should play a more modest, limited role in an environmental law system dominated by public law. Where deterrence is not the objective, first-party insurance, compensation funds, or other public law regimes should be preferred over liability rules. In addition to civil liability of private parties, *Liability and Environment* discusses State liability under international, EC, and national law. Under international law, breach of a primary obligation triggers a State's liability. Prof. Bergkamp argues that this rule should be applied also to liability of private parties. In the environmental area, a business's primary obligations are spelled out in detailed permit conditions, regulations, and statutes. According to Prof. Bergkamp, only if a primary obligation is breached should a private person be liable for environmental harm. The system that Bergkamp advocates is an objective fault liability regime in which public environmental law defines the standard of care for both government and industry. In rebuilding our civil liability system, we should keep in mind that what is good for industry should be good for everyone, or it is not good for anyone; we should keep in mind that what is good for private parties should be good for the state, or it is not good for either. In rebuilding our civil liability system, the international law of State responsibility, which is unpolluted by risk-spreading and activity level considerations, will guide us a long way. This book is aimed at advanced law students, academic scholars, and practitioners. In addition, it will be of interest to policy and legislative analysts, legislators, and government officials. Professor Bergkamp's book cannot be described as solving the problems of legal and regulatory control of environmental harm, whether within a nation or internationally. As suggested before, however, the very idea of a solution is illusory. All legal and regulatory regimes around the world are today and will remain for the future in a state of perpetually continuing development. The virtue of this fine book is that it moves the process of that development forward by a very

substantial measure from the Foreword by George L Priest Policy Issues in Insurance Insurance and Expanding Systemic Risks OECD,2003-07-28 This volume contains an in depth analysis of the assessment management and compensation of the so called expanding systemic risks to which market players and insurers are exposed **Environmental Law and Economics** Michael G. Faure,Roy A. Partain,2019-10-10 A detailed overview of the law and economics methodology developed and employed by environmental lawyers and policymakers Aansprakelijkheid voor het nucleaire risico Michael G. Faure,1993 **International Product Liability** H. Duintjer Tebbens,2024-10-07 *Autonomous Vehicles and Civil Liability in a Global Perspective* Hans Steege,Ilaria Amelia Caggiano,Maria Cristina Gaeta,Benjamin von Bodungen,2024-04-30 In the automotive sector digitalisation connectivity and automation are rapidly expanding In tomorrow s vehicles human beings will merely be passengers which raises a host of complex legal issues regarding accidents involving self driving vehicles This book is the first to offer a comprehensive global overview of civil liability regimes for all levels of vehicle automation in jurisdictions that represent some of the most important markets for the automotive industry After a technical introduction to how self driving cars work the individual chapters analyse the liability for driving automation at SAE J3016 levels 0 through 5 from a country specific perspective All chapters were written by experts in the field and follow a uniform legal structure Hence the book offers an essential comparative analysis of similarities and differences in the jurisdictions examined while also providing suggestions for future legislative changes at the national and international level The book is not only relevant for legal scholars and practitioners but will also be of particular interest to anyone involved in the design manufacture distribution and operation of self driving vehicles **VZW's en verzekeringen (Procura-reeks, nr. 3)** , Oprichting en bestuur van een vzw (Procura-reeks 1) Pascal Hoedt,2003 De buitencontractuele aansprakelijkheid voor schade veroorzaakt door minderjarigen Pieter De Tavernier,2005 Verzekering en aansprakelijkheid Ton Hartlief,Riemert Pieter Jan Lucris Tjittes,1999 *Handboek bijzonder gereguleerde verzekeringscontracten* Philippe Colle,2005 De aansprakelijkheid van de interne auditor Sofia de Meuter,1999 **Manifestaties en evenementen** Ivan Saerens,2007 **De verzekeringssector en de btw** Stefan Ruysschaert,2014-12-04 Verzekeringsondernemingen nemen een aparte plaats in binnen het btw landschap De meeste handelingen van verzekeringsondernemingen zijn vrijgesteld van btw krachtens artikel 44 WBTW Desalniettemin zijn een aantal handelingen w l aan de btw onderworpen zodat correlatief recht op aftrek van de voorbelasting ontstaat Hierdoor worden verzekeringsondernemingen gemengde btw belastingplichtigen In dit boek wordt de volledige verzekeringssector in de ruime zin van het woord doorgelicht wat de btw raakpunten betreft *Aannemingsrecht in hoofdlijnen - 2de, heziene uitgave* Frank Burssens,Laura De Smijter,2015-01-05 Deze tweede vermeerderde uitgave geeft een overzicht van de actuele stand van het Belgisch aannemingsrecht Aangezien dit voornamelijk werd gemaakt door rechtspraak bevat het boek veel verwijzingen naar vonnissen en arresten Na het eerste deel waarin het aannemingscontract wordt onderscheiden van andere types van overeenkomsten worden de partijen

gespecificeerd die in het bouwproces betrokken zijn Vervolgens worden de verplichtingen van de opdrachtgever en aannemer geduid alsook de aansprakelijkheid van de aannemer zowel tijdens als na de werken Een apart hoofdstuk wordt gewijd aan de onderaannemer aan de Woningbouwwet en aan de verzekeringscontracten in de bouwsector Ten slotte wordt gelet op het grote praktische belang voor de praktijkjurist het deskundigenonderzoek behandeld *Aansprakelijkheidsrecht* Kathleen Duerinckx, 2016-02-10 Deze uitgave vormt een goede basis voor eenieder die zich wil oriënteren in het aansprakelijkheidsrecht Het biedt een antwoord op de volgende vragen wat is aansprakelijkheid wanneer ben je contractueel aansprakelijk wat zijn de gevolgen van strafrechtelijke aansprakelijkheid wat is een onrechtmatige daad wanneer ben je aansprakelijk voor je eigen foutieve daad voor de fout van je minderjarige kinderen je leerlingen of leerjongens en je aangestelden wie is aansprakelijk voor schade toegebracht door dieren gebrekkige zaken of instorting van gebouwen wanneer kan je aansprakelijk gesteld worden voor burenhinder Daarnaast komen ook enkele specifieke onderwerpen inzake aansprakelijkheid aan bod zoals de exoneratiebedingen verschillende vormen van aansprakelijkheid hoofdelijk in solidum gedeeld disciplinair productaansprakelijkheid aansprakelijkheid van aannemers en architecten aansprakelijkheid van bedrijfsleiders samenloop van aansprakelijkheden en aansprakelijkheid van en voor vrijwilligers Deze uitgave is in het bijzonder geschikt in het onderwijs aan professionele bachelors *Buitencontractueel aansprakelijkheidsrecht en (aansprakelijkheids)verzekeringenrecht* Thierry Vansweevelt, 2013 **Fundamentele Belgische Wetgeving 2018**, 2018 Annually updated and annotated collection of international European federal Flemish and metropolitan legislation in force in Belgium Vol 1 public law civil law vol 2 procedural law criminal law commercial and economic law vol 3 tax law social law Current as at 15 January 2018 **Aansprakelijkheden en risico's voor bestuurders van VZW's** ,

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In a global used by screens and the ceaseless chatter of instant conversation, the melodic beauty and mental symphony produced by the prepared word frequently fade into the background, eclipsed by the persistent sound and disturbances that permeate our lives. Nevertheless, nestled within the pages of **Verzekering En Aansprakelijkheid** an enchanting fictional treasure filled with organic thoughts, lies an immersive symphony waiting to be embraced. Crafted by a masterful composer of language, that interesting masterpiece conducts visitors on a psychological trip, skillfully unraveling the hidden tunes and profound impact resonating within each carefully constructed phrase. Within the depths with this poignant review, we can explore the book is main harmonies, analyze their enthralling writing style, and surrender ourselves to the profound resonance that echoes in the depths of readers souls.

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