

Xeigentum

Baber Johansen

In Defense of Property Gottfried Dietze,1995 In Defense of Property focuses on the importance of private property and its protection throughout history. Emphasizing the connection between property and propriety, Gottfried Dietze shows how the universal appreciation of property functions as an ethical institution, securing happiness under law and order.

Intellectual Property Law in Austria Dieter Heine,Theresa Nindl,Katharina Linhart,2023-09-25 Derived from the renowned multi-volume International Encyclopaedia of Laws, this monograph provides a survey and analysis of the rules concerning intellectual property rights in Austria. It covers every type of intellectual property right in depth – copyright and neighbouring rights, patents, utility models, trademarks, trade names, industrial designs, plant variety protection, chip protection, trade secrets, and confidential information. Particular attention is paid throughout to recent developments and trends. The analysis approaches each right in terms of its sources in law and in legislation, and proceeds to such legal issues as subject matter of protection, conditions of protection, ownership, transfer of rights, licences, scope of exclusive rights, limitations, exemptions, duration of protection, infringement, available remedies, and overlapping with other intellectual property rights. The book provides a clear overview of intellectual property legislation and policy, and at the same time offers practical guidance on which sound preliminary decisions may be based. Lawyers representing parties with interests in Austria will welcome this very useful guide, and academics and researchers will appreciate its value in the study of comparative intellectual property law.

Geistiges Eigentum Reto M. Hilty,Thomas Jaeger,Volker Kitz,2008-07-23 Die „Durchsetzung hat sich im Recht des geistigen Eigentums zu einem ebenso zentralen wie vielschichtigen Begriff entwickelt. Der Sammelband beleuchtet die unterschiedlichen Aspekte des Begriffs, analysiert Entwicklungstendenzen, diskutiert gelöste und ungelöste Fragen des geltenden Rechts und zeigt rechtspolitische Perspektiven auf.

Law Dictionary Dora von Beseler,Barbara Jacobs-Wüstefeld,1986

Freiheit, Gleichheit, Eigentum Johann Braun,1991

Contingency in a Sacred Law Baber Johansen,1999 A focus on the way in which Muslim scholars of the Hanafite school of Muslim law, from the 10th-12th centuries, adapted their legal norms to changing circumstances and distinguished between legal and ethical norms, religious and legal status, legal propositions and religious judgment. The introduction links this debate to the sociology of law and spells out the distinction between theology and law in Islam.

Die Chartisten-bewegung Hermann Schlüter,1916

Das Eigentum im Recht der Russischen Föderation Anke Allenhöfer,Florian Plagemann,2007

Acquisition and Loss of Ownership of Goods (PEL Acq. Own.) Study Group on a European Civil Code,2011 At head of title: Study Group on a European Civil Code.

Eigentum und Staatsbegründung in Kants 'Metaphysik der Sitten' Rainer Friedrich,2012-10-24 Im Gegensatz zu gängigen Interpretationen der Kant'schen Rechtslehre zeigt Rainer Friedrich, dass Kant die Notwendigkeit eines öffentlich-rechtlichen Zustandes nicht aus dem natürlichen Eigentumsrecht ableitet. Stattdessen bildet allein das angeborene Menschenrecht der Freiheit die subjektiv-rechtliche Grundlage des Staates. Die textnahe Analyse zieht neben den Vorarbeiten zur Rechts- und Tugendlehre sowie Kants einschlägigen Vorlesungen auch zeitgenössische Kommentare heran. Schwerpunkte der Untersuchung bilden die der Rechtslehre zugrunde liegende Pflichtensystematik, Kants Lehre der subjektiven Rechte, die Lehre der ursprünglichen Erwerbung und die Bedeutung des allgemeinen Willens für das Privatrecht sowie der Übergang vom Privatrecht zum öffentlichen Recht. Rainer Friedrich legt eine kohärente, historisch und systematisch angelegte, Rekonstruktion von Kants Vernunftrecht vor.

Comparative Property Law Antonio Gambaro,2017-07-28 This important two-volume collection provides a readily accessible selection of the most influential papers in the field of comparative property law. These articles have played an essential role in shaping property law discourse on both a national and global level. Each study carefully examines different concepts and aspects of property, including theoretical approaches and comparative perspectives, followed by a series of key constitutional questions. This structure offers the reader the opportunity to trace the evolution of comparative property law through the global legal community. Students, teachers and practitioners will find this collection a fascinating read, as well as a helpful tool in discussing and thoroughly understanding this central, yet profoundly puzzling topic.

Kant und die Berliner Aufklärung Volker Gerhardt,Rolf-Peter Horstmann,Ralph Schumacher,2001

Geistiges Eigentum in der Betriebspraxis Markus Hoffmann,Thorsten Richter,2010-10-27 Das Gebiet des Geistigen Eigentums ist selbst für Juristen eine „exotische Materie“. Gleichwohl zählt für Unternehmer das

Wissen um die Grundzüge dieses hochkomplexen Fachbereiches häufig zu den Grundbausteinen des betriebswirtschaftlichen Erfolges.

Geistiges Eigentum und Gemeinfreiheit Ansgar Ohly, Diethelm Klippel, 2007 Dieser Band enthält die Vorträge, die auf dem Eröffnungssymposium des Bayreuther DFG-Graduiertenkollegs 'Geistiges Eigentum und Gemeinfreiheit' im Mai 2006 gehalten wurden. Die Autoren befassen sich aus verfassungsrechtlicher, ökonomischer und zivilrechtlicher Perspektive in Einzelbeiträgen zum Patent-, Urheber-, Kennzeichen- und Wettbewerbsrecht mit dem Spannungsverhältnis, das zwischen dem Interesse von Erfindern und Kreativen am effektiven Schutz ihres geistigen Eigentums und den Zugangsinteressen der Allgemeinheit besteht. Mit Beiträgen von: Ansgar Ohly, Christoph Engel, Peter Badura, Hanns Ullrich, Reto M. Hilty, Jochen Glöckner, Joachim Bornkamm, Andreas Heinemann

Gewährleistung und Grenzen von Eigentum in der VR China Bettina Ruhe, 2007

Geistiges Eigentum Volker Jänich, 2002 English summary: The term 'intellectual property' has been popular in Germany for the last 10 years. In spite of this, the term has aroused some animosity among those who claim that it blurs the differences between tangible property and intangible property rights. Is intellectual property a subjective right or a theory which describes the reason for the validity of a subjective right? In order to answer this question it is necessary to do an extensive comparison of tangible property and intellectual property, which is what Volker Janich has done in this work. He begins by showing how the term developed and defining its numerous meanings. He compares the position of tangible property and intellectual property in present law and concludes his work with an analysis of the conclusions to be reached on the basis of the similarity of their structures. German description: Geistiges Eigentum ist ein Begriff, der seit gut zehn Jahren wieder vermehrt im Gespräch ist. Der Gesetzgeber hat den Terminus 1990 mit dem 'Gesetz zur Starkung des Schutzes geistigen Eigentums und zur Bekämpfung der Produktpiraterie' erneut aufgegriffen. Eine zweite Quelle der Renaissance des Begriffes 'Geistiges Eigentum' ist die Rechtsprechung des Bundesverfassungsgerichts: Immateriaguterrechte fallen unter den weiten verfassungsrechtlichen Eigentumsbegriff des Art. 14 Abs. 1 GG und werden vom Gericht als 'geistiges Eigentum' bezeichnet. Die international gebrauchliche Bezeichnung 'Intellectual Property' verweist ebenfalls auf den Terminus 'geistiges Eigentum'. Dennoch ist der Begriff in Deutschland vielen methodischen Anfeindungen ausgesetzt. Insbesondere wird kritisiert, dass er die Unterschiede zwischen dem Sacheigentum und den Immateriaguterrechten verwische. Ausgelöst wird der Konflikt durch den unklaren Bedeutungsgehalt. Ist 'geistiges Eigentum' nur eine politische Metapher oder verbirgt sich hinter dem Terminus eine Einrichtung, die den Regelungsgehalt des 90 BGB berührt? Handelt es sich um ein subjektives Recht oder eine Theorie, die den Geltungsgrund eines subjektiven Rechts beschreibt? Zur Beantwortung dieser Frage bietet sich ein umfassender Vergleich von Sacheigentum und geistigem Eigentum an. Volker Janich zeichnet zunächst die Entwicklungslinien des Begriffes 'geistiges Eigentum' nach und erläutert die Vielzahl der möglichen Begriffsdeutungen. Hierauf aufbauend vergleicht er die Schutzvoraussetzungen, Inhalte und Schutzmechanismen der Sonderschutzrechte mit den Prinzipien und Institutionen des Sachenrechts. Er demonstriert einerseits die weitgehende Homogenität der beiden Regelungsbereiche, verweist andererseits aber auch auf die Unterschiede sowohl zwischen Sacheigentum und geistigem Eigentum als auch innerhalb der jeweiligen Gruppen. Abschließend ermittelt Volker Janich, welche Konsequenzen aus der Strukturähnlichkeit zu ziehen sind.

Das wirtschaftliche Eigentum an Aktien Kathleen Kolbinger, 2008 Wann wirtschaftliches Eigentum vorliegt und wie es sich vom zivilrechtlichen Eigentum unterscheidet, ist ein im Steuerrecht viel diskutiertes Problem. Diese Untersuchung widmet sich zunächst § 39 AO und dem abstrakten Inhalt des wirtschaftlichen Eigentums. Anschließend wird die Aktie als Wertpapier und Handelsobjekt des Kapitalmarktes dargestellt und auf die Vorfrage des zivilrechtlichen Eigentums eingegangen. Weiterhin unterzieht die Autorin die in der Rechtsprechung und Literatur vertretenen Ansichten zum wirtschaftlichen Eigentum an Aktien einer kritischen Analyse und erarbeitet Kriterien für eine vom zivilrechtlichen Eigentum abweichende steuerrechtliche Zurechnung. Im Fokus stehen dabei vor allem die heute bei Aktien übliche Girosammelverwahrung und ihre Übertragung im Wege des Effektengiroverkehrs.

Eigentum Stefan Heidbreder, Nils Goldschmidt, Brun-Hagen Hennerkes, Rainer Kirchdörfer, 2018-06-11 Ohne Eigentum ist gesamtgesellschaftlicher Wohlstand undenkbar. Und doch sind Nutzen und Gestaltung von Eigentum bisweilen umstritten. Die Autoren stellen entscheidende Fragen: Welche Funktion hat das Eigentum für Wirtschaft, Staat und Gesellschaft? Wie beeinflusst es die menschliche Entwicklung? Welchem Wandel unterliegt es durch die Digitalisierung? Wie gerecht ist ererbtes Eigentum? Was sind die Voraussetzungen für eine Eigentumsgesellschaft? Die Antworten und Überlegungen ergeben eine fundierte Bestandsaufnahme zu einem der wichtigsten gesellschaftlichen und politischen Themen unserer Zeit. Interviews mit 15 ausgewiesenen Experten machen dieses Buch zu einem unverzichtbaren Beitrag zur Debatte um die Zukunft unserer Gesellschaft.

Acquisition and Loss of Ownership of Goods Wolfgang Faber, Brigitte Lurger, 2011-03-30 This volume contains the major result of the work undertaken by the international research group Transfer of Movables which

belonged to the Study Group on a European Civil Code. It covers the most important aspects of the law of property in movables, such as the transfer of ownership based on the transferor's right and the good faith acquisition of ownership. The suggested black letter provisions are accompanied by extensive explanatory comments and comparative notes providing information on the existing rules of the EU Member States. As compared to Book VIII of the DCFR, this volume contains additional and partly revised national notes, extended comments, translations of the black letter rules and adapted registers. The Principles of European Law are published in co-operation with Oxford University Press and Staempfli (Switzerland).

Lehrbuch Der Nationalökonomie Friedrich Kleinwächter,1909

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Xeigentum Introduction

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