

Manual De Derecho Mercantil Broseta Gratis

Francisco Cremades Bañón

Manual de Derecho Mercantil Manuel Broseta Pont, Fernando Martínez Sanz, 2014-12-17 El segundo volumen de la vigésima primera edición del Manual de Derecho Mercantil se ocupa de tres aspectos básicos de nuestra disciplina. El primero de ellos lo conforma la contratación mercantil y mercados financieros. Junto a una parte general, en la que se ha tratado de recoger los últimos movimientos de reforma en esta materia, se estudian con detalle aquellas figuras contractuales que se estiman más relevantes, sin perder de vista que nos hallamos ante un manual universitario, con lo que ello exige de concisión, sencillez y de claridad expositiva. En este primer bloque temático se incluyen no sólo las últimas reformas legislativas ¿como la nueva reforma de la Ley 3/2004, de medidas de lucha contra la morosidad, cuya modificación venía exigida por la Directiva 2011/7/UE¿ sino también los desarrollos jurisprudenciales más recientes, sobre todo en materia de condiciones generales de la contratación. El segundo bloque de materias lo constituye el Derecho de los títulos-valores. Pese a la progresiva reducción que se aprecia en la práctica en el uso de estos instrumentos, se considera que su estudio continúa siendo fundamental para la adecuada comprensión de la disciplina mercantil y, en particular, de la contratación. En fin, el volumen se cierra con el análisis del Derecho concursal, de enorme relevancia práctica en una coyuntura económica como la que atraviesa España en estos momentos. Tras ya dos lustros de vigencia de la Ley Concursal, se empieza a contar con un cuerpo de decisiones del Tribunal Supremo sobre cuestiones de fondo en la materia, algunos de cuyos pronunciamientos se incorporan en el lugar oportuno.

El régimen jurídico unificado de la comisión mercantil y el mandato en el derecho de obligaciones y contratos Elena Leñena, Nerea Irákulis, 2007-06-06 En esta obra se presenta el tema de la unificación del Derecho de las obligaciones y contratos. Como se sabe, es ,sta una tendencia legislativa que se ha materializado en otros Ordenamientos jurídicos, como el italiano o suizo, pero en nuestro país, a pesar de que voces autorizadas han propugnado su acogida en el mbito del Derecho privado, sin embargo todavía no se ha realizado. Los autores ponen de manifiesto las ventajas de un r,gimen jurídico unificado de las obligaciones y contratos que, de la mano de la flexibilidad que proporciona el Código Civil, aportaría una mayor claridad y simplicidad en esta materia, sin perjuicio de incorporar tambi,n determinadas especialidades, características y propias de la contratación en el tr fico mercantil.

Liber amicorum ,1988

The International Handbook of Social Enterprise Law Henry Peter, Carlos Vargas Vasserot, Jaime Alcalde Silva, 2022-12-29 This open-access book brings together international experts who shed new light on the status of social enterprises, benefit corporations and other purpose-driven companies. The respective chapters take a multidisciplinary approach (combining law, philosophy, history, sociology and economics) and provide valuable insights on fostering social entrepreneurship and advancing the common good. In recent years, we have witnessed a significant shift of how business activities are conducted, mainly through the rise of social enterprises. In an effort to target social problems at their roots, social entrepreneurs create organizations that bring transformative social changes by considering, among others, ethical, social, and environmental factors. A variety of social enterprise models are emerging internationally and are proving their vitality and importance. But what does the term “social enterprise” mean? What are its roots? And how does it work in practice within the legal framework of any country? This handbook attempts to answer these questions from a theoretical, historical, and comparative perspective, bringing together 44 contributions written by 71 expert researchers and practitioners in this field. The first part provides an overview of the social enterprise movement, its evolution, and the different forms entities can take to meet global challenges, overcoming the limits of what governments and states can do. The second part focuses on the emergence of benefit corporations and the growing importance of sustainability and societal values, while also analyzing their different legal forms and adaptation to their regulatory environment. In turn, the last part presents the status quo of purpose-driven companies in 36 developed and emerging economies worldwide. This handbook offers food for thought and guidance for everyone interested in this field. It will benefit practitioners and decision-makers involved in social and community organizations, as well as in international development and, more generally speaking, social sciences and economics.

Conflicto de intereses y comisión mercantil Elena Leñena Mendizábal, 2009-01-01 Este libro pretende profundizar y actualizar el estudio de una cuestión que afecta a una institución mercantil de origen medieval que ha sido y es uno de los instrumentos jurídicos básicos del actuar por cuenta ajena en el tráfico: la comisión mercantil. La mencionada institución configura una de las regulaciones más perfectas del Código de Comercio y prevé la resolución de uno de los habituales conflictos de intereses de la gestión de negocios ajena, en concreto, la autoentrada del intermediario. El artículo 267 CCom otorga una pragmática solución al posible conflicto que se puede generar en esa forma de ejecutar el negocio, la autorización del comitente a la entrada del intermediario. Esta alternativa ha sido frecuentemente adoptada por la práctica jurisprudencial y unánimemente aceptada por la doctrina. Sin embargo, en este trabajo se ha intentado superar esa estricta opción normativa. Así, partiendo de la existencia de operaciones en el tráfico especialmente sensibles a los conflictos de intereses por la naturaleza fiduciaria de la relación de agencia que constituyen, se propone la previsión de esos conflictos y la estipulación de reglas que los minimicen. Esto es, se plantea la minimización del potencial conflicto de la autoentrada y no

únicamente su desaparición a través de la licencia. Desde la sencillez y la rigurosidad científica, la obra sugiere una nueva perspectiva en la resolución de los conflictos de intereses de gran utilidad para todos aquellos operadores y profesionales de la representación ajena, así como para la interpretación jurisprudencial y el avance doctrinal. ELENA LEIÑENA MENDIZÁBAL (Donostia, 1958), Profesora de Derecho Mercantil de la Universidad del País Vasco/Euskal Herriko Unibertsitatea, Licenciada en Ciencias Económicas y Empresariales por la UPV/EHU (1982) y Licenciada en Derecho por la UPV/EHU (1993). Doctora por la Universitat de Barcelona (2008). Resultado de su amplia experiencia docente en el ámbito del Derecho Mercantil, fundamentalmente en el Derecho de la Competencia y de los Bienes Inmateriales, Derecho de Sociedades y Derecho de la Publicidad, ha publicado en euskera y en coautoría el manual de Derecho de la Publicidad: Publizitate Zuzenbideko Eskuliburua (UEU, 2006). La actividad investigadora de la autora se centra esencialmente en cuestiones relacionadas con la contratación mercantil. En relación con este tema ha publicado en colaboración la obra: El régimen jurídico unificado de la comisión mercantil y el mandato en el Derecho de obligaciones y contratos (Dykinson, 2007). Índice: CAPÍTULO I LA AUTOENTRADA DEL COMISIONISTA EN LA COMISIÓN MERCANTIL I. La comisión mercantil 1. Origen histórico de la comisión mercantil 2. Concepto y naturaleza jurídica de la comisión mercantil 3. Régimen jurídico de la comisión mercantil en el Código de comercio de 1885 3.1. Objeto de la comisión 3.2. Elemento subjetivo de la comisión 3.3. Modos de realizar la comisión. La representación 3.4. Perspectiva actual de la comisión mercantil II. La autoentrada del comisionista 1. Origen histórico de la autoentrada como forma de realización del negocio jurídico de la comisión 2. Evolución de la autoentrada 3. La autoentrada en la actualidad LA TUTELA PREVENTIVA DEL CONFLICTO DE INTERÉS EN EL AUTOCONTRATO, EN LA AUTOENTRADA Y EN EL NEGOCIO DE APLICACIÓN CAPÍTULO II EL AUTOCONTRATO O CONTRATO CONSIGO MISMO EN LA PRÁCTICA DE LA AUTOENTRADA I. Consideraciones preliminares II. Origen del autocontrato III. Naturaleza jurídica del autocontrato: teorías afirmativas y negativas 1. Teorías negativas 2. Teorías afirmativas 2.1. La naturaleza jurídica contractual en sede de representación 2.2. El autocontrato como acto jurídico unilateral 2.3. El autocontrato como declaración unisubjetiva de estructura bilateral VI. Configuración dogmática del autocontrato 1. Aplicación extensiva o de exigencia de estricta moralidad 2. Tesis restrictiva de la norma 3. Supuestos especiales excluidos e incluidos en la norma 4. Interpretación finalista del artículo 1459.2 en relación a los conflictos de interés V. Regulación del autocontrato en el Derecho positivo 1. El tratamiento en la legislación general 2. Regulación sectorial. La autocontratación societaria CAPÍTULO III AUTOCONTRATO Y REPRESENTACIÓN I. Consideraciones previas II. Teoría de la representación 1. Origen de la representación 2. La teoría clásica de la representación 3. El carácter de colaboración de la institución 4. La representación en el Derecho actual III. La representación. El apoderamiento 1. El poder de representación. Concepto 2. El negocio jurídico de apoderamiento. La abstracción del poder 3. Capacidad, forma, objeto y clases de apoderamiento 4. Abuso y extralimitación de poder 5. La revocación del poder IV. La representación directa e

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JURISPRUDENCIA, SENTENCIAS Y RESOLUCIONES

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Certificados de depósito en las imposiciones a plazo Francisco Cremades Bañón, 1979

El Contrato de Cuentas en Participación en Chile Mario Fuentes Romero, 2024-12-26

Mario Fuentes, en su obra 'El contrato de cuentas en participación en Chile', nos ofrece un análisis exhaustivo y práctico de esta figura jurídica. Con un enfoque multidisciplinario que abarca tanto el derecho mercantil como el tributario, el autor demuestra cómo la flexibilidad y adaptabilidad del contrato en cuentas en participación lo convierten en una herramienta esencial para las transacciones comerciales actuales. A través de numerosos casos prácticos, Fuentes explora los alcances y límites de esta institución, proporcionando una guía invaluable para abogados, empresarios y cualquier persona interesada en comprender las complejidades del derecho contractual chileno.

Consumidor y empresa Mónica Andrea Ramírez Hinestroza, Adriana Lucía López Álvarez, Ana María Pineda Cely, María Elisa Camacho López, Fernando Silva García, Andrés Eloy Ordóñez Ordóñez, Tatiana Gaona Corredor, Luis Gonzalo Baena

Cárdenas,Javier Andrés Franco Zárate,Ingrid Soraya Ortiz Baquero,Ana Isabel Cano Bará,Deisy Galvis Quintero,Fabio Andrés Bonilla Sanabria,Lina Fernanda Henao Beltrán,David Namen Baquero,Saúl Sotomonte Sotomonte,2022-02-01 El consumidor y la empresa son actores fundamentales para el logro del equilibrio y buen funcionamiento del mercado dentro de una economía globalizada, permeada cada vez más por la tecnología y en constante evolución. Sus relaciones además de interdependientes constituyen hoy el centro de estudio en temas de equilibrio contractual, abuso, información, equidad, riesgos y responsabilidad social. El Departamento de Derecho Comercial de la Universidad Externado de Colombia presenta el libro Consumidor y empresa, obra que abarca temas de actualidad relaciona-dos con el vínculo entre la empresa y el consumidor, mirado desde diversas ópticas del derecho comercial como son el derecho del transporte, el derecho de los seguros, el derecho financiero, el derecho de sociedades, el derecho del consumo, el consumo sostenible, el gobierno corporativo y el arbitraje. Las distintas visiones sobre las relaciones de las empresas y el consumidor deben continuar siendo materia de debate para lograr no solo equidad y transparencia en la mismas sino la promoción efectiva de mercados diversos, competitivos y en continua transformación y crecimiento.

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Manual De Derecho Mercantil Broseta Gratis Book Review: Unveiling the Magic of Language

In a digital era where connections and knowledge reign supreme, the enchanting power of language has be apparent than ever. Its power to stir emotions, provoke thought, and instigate transformation is really remarkable. This extraordinary book, aptly titled "**Manual De Derecho Mercantil Broseta Gratis**," compiled by a very acclaimed author, immerses readers in a

captivating exploration of the significance of language and its profound impact on our existence. Throughout this critique, we will delve into the book's central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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