

DERECHO CONCURSAL BANCARIO

3ª Edición

*Corregida, ampliada y actualizada a la Ley 16/2022 de reforma del
Texto Refundido, más adendas sobre la
EXONERACIÓN DE DEUDAS y FÓRMULARIOS*

JOSEP GALLÉL BOOK



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VV.AA.

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Derecho concursal bancario Josep Gallel Boix,2012 **contratos bancarios , Estudios de Derecho español y europeo** VV.AA.,2009 Para conmemorar los veinticinco años de la creación de la Facultad de Derecho se reunieron los docentes que en ella han impartido clase para elaborar esta obra colectiva no sólo referente doctrinal sino un auténtico símbolo del trabajo universitario desde las distintas perspectivas que el Derecho ofrece **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 *Derecho Concursal Bancario* Josep Gallel Boix,2020 *Derecho Comercial Comparado* H. A. H. Audretsch,1989 La desprivatización y la desjudicialización del derecho de la insolvencia González Pachón, Laura,2021-04-01 Este libro presenta una teoría sobre la articulación actual del Derecho concursal El título lo revela con claridad desprivatización y desjudicialización del Derecho de la insolvencia Desprivatización en cuanto que los procedimientos concursales de saneamiento de empresas en la práctica han hecho desaparecer el concurso e instituciones análogas en el tratamiento de la insolvencia de determinadas empresas en especial aquellas con valor crucial o estratégico para las economías Desjudicialización en las instituciones preventivas del concurso con una paralela minoración progresiva del papel del juez que ve reducida su actuación a un control ex post cuando se pretende una eficacia heterónoma Este análisis también se contempla desde la perspectiva de la regulación actual el Texto Refundido de la Ley Concursal en vigor desde el 1 de septiembre de 2020 que viene a constituir la base idónea para que en el futuro se pueda acometer la inexcusable trasposición de la Directiva UE 2019/1023 del Parlamento Europeo y del Consejo de 20 de junio sobre marcos de reestructuración preventiva exoneración de deudas e inhabilitaciones y sobre medidas para

aumentar la eficiencia de los procedimientos de reestructuración insolvencia y exoneración de deudas Las sociedades cooperativas de servicios financieros en España , Este libro trata de las cooperativas de crédito que pueden además prestar servicios de inversión y de las cooperativas de seguros Se trata de clases que están presentes en el origen del cooperativismo ya que satisfacen necesidades básicas de los socios y de los terceros con los que pueden contratar crédito financiero inversión y cobertura de riesgos Se analizan las peculiaridades que caracterizan a ambas cooperativas y que recorren su sistema jurídico desde la constitución el régimen de los socios los órganos sociales con marcadas especialidades en lo que al órgano de administración respecta el régimen económico o las modificaciones estructurales hasta la disolución y extinción Por su peculiar naturaleza consecuencia de su consideración como parte del sistema financiero a estas cooperativas les resultan de aplicación además de las normas propiamente de Derecho cooperativo estatales y autonómicas generales y especiales las que conforman el sistema de ordenación de estos mercados y establecen el régimen de control supervisión y solvencia de las entidades que en ellos actúan Es precisamente este particular régimen jurídico el que dificulta y a la vez sirve de aliciente para abordar el estudio pormenorizado ambas clases de cooperativas Derecho Concursal Bancario 3a Edición. Corregida, ampliada y actualizada a la Ley 16/2022 de reforma del Texto Refundido , **Derecho: Conceptos Fundamentales** Cristóbal Orrego, 2023-09-14 Este libro es una introducción a los principios e ideas básicas de todo orden jurídico La obra intenta ayudar a los ciudadanos activos y especialmente a los estudiantes de primera o de la carrera de Derecho a adquirir el germen de la mentalidad jurídica En un lenguaje accesible el autor sitúa el fenómeno jurídico en el marco de la filosofía política moral y jurídica repasa los principales significados del derecho y sus comprensiones filosóficas explica las fuentes del derecho en particular la ley la jurisprudencia y la costumbre con sus mutuas relaciones delinea el ordenamiento jurídico con sus principales ramas y el orden normativo escalonado hoy en crisis y finalmente introduce al lector en los rudimentos de la interpretación del derecho la hermenéutica jurídica y en la cuestión de sus conexiones con el orden tico y con la justicia es decir con los criterios que permiten criticar el derecho vigente y reformarlo a la luz de criterios supraleales Derecho Conceptos Fundamentales se basa en la larga experiencia del autor en la formación integral de estudiantes universitarios de Derecho quienes han aprendido en sus cátedras los conceptos jurídicos fundamentales así como también a abordar de manera crítica los problemas de las principales ramas del derecho público y privado en diálogo con las corrientes del pensamiento jurídico clásico y contemporáneo Estudios de derecho comercial Matías Zegers Ruiz-Tagle, 2017 2017 07 28 Regulación y desregulación Esteban Ma Faus Mompert, Esteban María Faus Mompert, 2001 Las políticas de desregulación y el rápido proceso de innovación financiera favorecido por aquellas han conducido a una transformación muy importante de los sistemas financieros en todos los países a lo largo de los últimos veinticinco años pero en pocos países esa transformación ha sido tan profunda como en España El autor contempla estos procesos desde la perspectiva actual Incluye amplia bibliografía y documentación utilizada ad Derecho concursal bancario Josep Gallel Boix, 2020 **La Declaración Del Concurso de**

Acreeedores ,2005 Contrato de elaboración por el sistema de maquila Pascual Eduardo Alferillo,1994 **Los créditos con privilegios generales** María Luisa Mestre Rodríguez,Carmen L. García Pérez,Ascensión Leciñena Ibarra,2009-01-01

La presente monografía tiene como objetivo delimitar cada uno de los supuestos que el artículo 91 de la Ley Concursal recoge como privilegios generales. En el examen se pretende conjugar el régimen jurídico específico del concurso con el significado que cada crédito privilegiado tiene en su disciplina. Es decir, nos adentramos en una materia en la que a la dificultad del Derecho concursal se le añade la propia de los diferentes casos que el precepto prevé. La complejidad se implementa por la circunstancia de que a pesar de los intentos del legislador de reducir este tipo de privilegios, intención declarada en la Exposición de Motivos de la Ley Concursal, es el propio legislador el que en normas posteriores ha creado dudas acerca de su intención igualmente declarada en la misma Ley: esto es, la de excluir del procedimiento concursal cualquier otro privilegio que no se halle entre los expresamente previstos en la Ley. La interpretación de estas otras disposiciones y el intento de adecuarlas al sentido y espíritu de la Ley Concursal es otro de los intentos de este estudio. Al lector le resultará de especial ayuda dado que en él se alude a las diferentes opciones interpretativas acompañada de numerosa doctrina jurisprudencial relativa a una u otras teorías acerca del ámbito objetivo de los créditos a los que la Ley reconoce el privilegio. Esta visión se completa con el régimen que el Proyecto de Ley sobre Ejecuciones singulares establece para este tipo de privilegios. Las autoras de la presente monografía son profesoras Titulares de Derecho Civil del Departamento de Derecho Civil de la Facultad de Derecho de la Universidad de Murcia. La Profesora Carmen L. García Pérez ha trabajado en ámbitos diversos del Derecho Privado; si bien destaca su inclinación por temas fronterizos con otras disciplinas jurídicas. Entre los trabajos publicados podemos citar las monografías *El arbitraje Testamentario*, *Titulares de los Derechos de la Personalidad*, *Legitimación para defenderlos* y *La promesa de dar garantía*. A Garantías exigibles al promotor de urbanizaciones privadas. Por su parte, la Profesora Ascensión Leciñena Ibarra ha trabajado sobre sociedades profesionales, destacando la monografía sobre la Sociedad de medios. Asimismo ha publicado el trabajo sobre *La influencia del planeamiento urbanístico en el régimen de luces y vistas*. Entre las publicaciones de la Profesora María Luisa Mestre Rodríguez destacar su trabajo sobre *La interpretación testamentaria*. Índice I INTRODUCCIÓN Carmen L. García Pérez 1 Nociones previas y breve referencia a los antecedentes de la actual regulación 2 Regulación actual II EL SUPUESTO DEL ARTÍCULO 91 1º DE LA LEY CONCURSAL Ascensión Leciñena Ibarra 1 Acreeedores con privilegio general del artículo 91 1º lc 1 1 Asalariado sin relación de dependencia con el concursado 1 2 Trabajador persona especialmente relacionada con el deudor 1 3 Causahabientes de los titulares de los créditos salariales 1 4 Titulares no asalariados de créditos salariales 2 ámbito objetivo del privilegio del artículo 91 1º LC 2 1 Notas generales de los créditos privilegiados ex artículo 91 1º 2 2 Créditos con privilegio general ex artículo 91 1º A Salarios B Indemnizaciones derivadas de la extinción de los contratos C Indemnizaciones derivadas de accidentes de trabajo y enfermedad profesional D Recargos sobre prestaciones en materia de salud laboral III LOS PRIVILEGIOS TRIBUTARIOS Y DE LA SEGURIDAD SOCIAL

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