

DROIT FINANCIER

Introduction au droit financier

Les concepts de base du droit financier

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Volutions R Centes En Droit Financier

RJ Shavelson



Volutions R Centes En Droit Financier:

Droit de la finance alternative Jean-Marc Moulin, 2017-05-11 La finance est en crise mais elle est indispensable la vie des hommes en soci t Cependant il serait abusif de consid rer la finance comme un tout homog ne En effet loin de la finance conventionnelle qui fait la une de l actualit il existe une finance dite alternative qui tente de placer et de maintenir l Homme au centre de son projet et l horizon de son ambition Cet ouvrage premier du genre se propose de pr senter sous forme d tudes r alis es par des sp cialistes du droit financier les manifestations de cette finance alternative les outils instruments et techniques juridiques qui existent et qui permettent de concilier finance et humanisme travers l analyse des crit res de d veloppement durable ou religieux appliqu s la finance des monnaies alternatives du microcr dit de la notation extra financi re du mutualisme et du coop ratisme en finance du crowdfunding des fonds thiques du financement associatif du financement alternatif de l habitat ou du soutien des collectivit s publiques aux entreprises ce livre fait en France comme en Espagne au Royaume Uni en Gr ce et au Canada un tour d horizon complet de ce segment du secteur financier souvent m connu et qui offre n anmoins aux Hommes de r aliser leurs projets dans la perspective d un mieux tre collectif Pour rompre avec l id e que la finance n est que sp culation et pr dation Taxation for Environmental Protection Asbjorn Eriksson, Robert Hertzog, John Tiley, David Williams Ph.D., Friedrich Von Zezschwitz, 1991-11-08 This book brings together the work of scholars from England France Germany Sweden and the United States to examine the ways in which industrialized nations have used and are developing tax laws to help alleviate environmental problems For each country the contributors offer a thorough review of existing and proposed initiatives and an in depth evaluation of their effectiveness They also discuss the theoretical framework behind environmental tax initiatives explain alternative systems to taxation reveal problems in dealing with environmental concerns that are common to all of the countries studied and suggest ways to more efficiently coordinate tax and environmental policies Based on their research the contributors conclude that the general tax systems of the United States and other countries unintentionally conflict with environmental policies and that no country has yet been able to adequately control automobile pollution although some have had varying degrees of success in other areas The volume begins with an introduction that presents a nontechnical discussion of the current economic thinking on environmental taxes and alternatives such as direct government regulation and granting polluters limited or tradable rights to pollute The following chapters discuss each country in turn Each chapter first examines the institutional framework of the country central versus regional government how legislation is enacted and executed the distribution of authority over environmental matters and important environmental policy goals Next the compatability of the tax system with environmental goals is analyzed Finally there is a thorough treatment of that country s environmental tax initiatives including an in depth assessment of their relative success or failure Policymakers lobbyists economists and attorneys will find Taxation for Environmental Protection enlightening reading Le droit bancaire et financier en mouvement Jean-Pierre Buyle, Pierre

Proesmans, David Raes, 2013-07-29 Mich le Gr goire Initiatives r glementaires et l gislatives La proposition de r glement du Conseil 2012 0242 confiant la Banque centrale europ enne BCE des missions sp cifiques ayant trait aux politiques en mati re de contr le prudentiel des tablissements de cr dit pr voit d attribuer de mani re exclusive la BCE les missions de surveillance cl s n cessaires la supervision de tous les tablissements de cr dit de l Union europ enne La proposition de loi modifiant le Code civil en ce qui concerne les s ret s r elles mobili res tend l quilibre entre les int r ts l gitimes du pr teur de l emprunteur et du march au travers d une approche fonctionnelle prenant racine dans le Code civil mais cherchant l harmonisation avec les autres syst mes juridiques de l Union europ enne Le projet de loi portant ajustement de la loi sur la continuit des entreprises et organisant le dossier lectronique clarifie quelques points obscurs sans repenser fondamentalement les principes structures et objectifs de la loi Ces projets exerceront s ils sont int gr s dans le droit positif une influence d terminante sur l activit de cr dit Jean Pierre Buyle et Pierre Proesmans La jurisprudence d apr s crise 2008 en mati re d op rations bancaires Cette contribution examine comment les cours et tribunaux ont tranch les litiges en mati re d op rations en compte de cr dit et de bourse apr s la crise financi re de 2008 au regard des l gislations nouvelles relatives aux services de paiement aux pratiques de march la r glementation Mifid David Raes Le crowdfunding un mode de financement issu de la pratique La crise financi re de 2008 a engendr un durcissement des conditions d octroi du cr dit bancaire aux entreprises La difficult rencontr e par les petites et moyennes entreprises et a fortiori par les startups et les artistes acc der au march des capitaux en g n ral et au cr dit bancaire en particulier a favoris et acc l r l l mergence d une nouvelle forme de financement le crowdfunding Issu de la pratique ce nouveau mode de financement m rite que l on s y int resse David Raes examinera les diverses formes que peut rev tir le crowdfunding ainsi que son ad quation avec le droit financier belge notamment au regard des r gles r gissant les offres publiques d instruments de placement *Catalogue des dissertations et écrits académiques provenant des échanges avec les universités étrangères et reçus par la Bibliothèque nationale ...* Bibliothèque nationale (France). Département des imprimés, 1909 *Revue de droit judiciaire*, 1992 *La régulation financière face à la crise* Margot Sève, 2013-10-23 Un ouvrage richement document qui revient sur les manquements r glementaires d avant crise et l urgence d une plus grande transparence l gard des pargnants et des investisseurs La gravit de la crise financi re ne signifie pas que les cadres juridiques ant rieurs fussent totalement exempts de diligences r gulatoires L tude de ses causes laisse plut t penser que la r gulation du syst me financier tait d faillante dans ses param tres et son application De ce point de vue la crise peut tre per ue comme une crise de la r gulation Or le syst me financier appelle une r gulation sp cifique en raison des caract ristiques des march s qui le composent banque finance assurance complexes innovants globaux et interconnect s donc menac s du risque syst mique Ce dernier justifie que les pouvoirs publics accomplissent de nouveaux efforts de r gulation syst mique associant r glementation et supervision pour en termes de p rim tre et d objectifs embrasser un paradigme macroprudentiel et renforcer la transparence et la protection du consommateur Ces orientations sont d crites puis illustr es

par les réglementations récentes européennes et américaine Dodd Frank dont sont valus les apports et ou les effets pervers relatives notamment aux normes prudentielles aux institutions d'importance systémique aux nouvelles architectures de supervision nationale européenne et internationale la transparence des produits dérivés des plateformes de négociation et du système bancaire de l'ombre aux agences de notation aux stress tests aux abus de marché au trading haute fréquence aux moyens et pouvoirs accrus offerts aux régulateurs et la séparation entre banque de dépôt et banque d'investissement Un ouvrage de référence sur un sujet complexe en perpétuelle évolution

PROPOS DE L'AUTEUR Docteur en droit Margot Sève est avocate au sein du cabinet Skadden Arps Slate Meagher Flom LLP et membre du comite ditorial du Journal of Regulation En 2012 elle soutient sa thèse à la Sorbonne La régulation financière après la crise

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Confidentialité et prévention de la criminalité financière Guillaume Bègue, 2017-12-19

Résumé : L'attention des praticiens du secteur bancaire et financier cet ouvrage identifie et traite les questions issues du choc entre les composantes du principe de confidentialité secret professionnel protection des données personnelles devoir de confidentialité libertés publiques et les obligations de transparence auxquelles sont assujettis les professionnels du chiffre et du droit principalement les obligations de lutte contre le blanchiment de capitaux et le financement du terrorisme LAB CFT et celles relatives à la coopération et l'échange d'informations en matière fiscale Malgré l'objectif commun de respect de certains droits fondamentaux ces deux blocs de normes contradictoires sont source d'insécurité juridique non seulement pour ces professionnels mais également pour tous les individus dont les données sont utilisées L'auteur affine ici l'interprétation des obligations de vigilance tout en plaçant la réhabilitation du principe de confidentialité dans une analyse de droit comparé France Belgique Luxembourg Suisse et pays de Common Law Les solutions proposées clarifient sur les futurs enjeux liés à la prévention LAB CFT dans une perspective 4 directive européenne Plus largement les acteurs du monde universitaire apprécieront la dimension pluridisciplinaire de l'ouvrage aspects juridiques sociologiques géopolitiques et économiques qui témoignent de l'émergence d'un véritable droit du blanchiment en particulier de son volet préventif qui occupe désormais une place prépondérante dans le domaine de la régulation bancaire et financière

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