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Secured Transactions Law Reform: Principles, Policies and Practice

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Secured transactions law has been the subject of close scrutiny over the last two decades. One of the main reasons for this is the importance of availability of credit and the consequent need to reform collateral laws in order to improve access to finance. The ability to give security effectively influences, not only the cost of credit but also, in some cases, whether credit will be available at all. This requires rules that are transparent and readily accessible to non-lawyers, as well as rules that recognise the needs of small and medium-sized enterprises. This book critically engages with the challenges posed by inefficient secured credit laws. It offers a comparative analysis of the reasons and the needs for secured transactions law reform, as well as a discussion of the steps taken in many common law, civil law, and mixed law jurisdictions. The book, written under the auspices of the Secured Transactions Law Reform Project, informs the debate about reform. It advances novel arguments written by world renowned experts that will build upon the existing literature, and, as such, will be of interest to academics, legal practitioners, and the judiciary involved in secured transactions law around the world. The text considers reform initiatives that have taken place up to the end of April 2016. [Subject: Commercial Law, Banking &?Finance, Contract Law, Tort Law, Restitution Law]

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