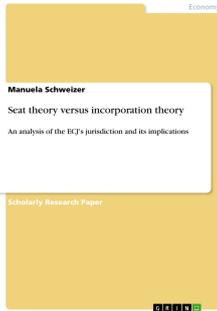


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SEAT THEORY VS INCORPORATION THEORY EBOOKS 2019



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Release Date: Expected @@expectedReleaseDate@@

This report is about the European Court of Justice's jurisdiction and its implications on German Corporate Law: It explores how European Law is influencing and thereby changing national Corporate Law. In doing so, the author analyses the impact of the ECJ's rulings in the cases Daily Mail, Centros, Überseering as well as Inspire Art and their effect on the until recently in continental Europe prevailing seat theory. Furthermore, the author carefully analyses the subsequent developments in Germany, with a particular focus on the trend to form a British Limited instead of a German GmbH as well as the thus resulting reform of German Limited Liability Company Act (GmbHG). Finally, the new competition of legal forms is evaluated by balancing the arguments in favour and/or against this development. Keywords seat theory, Sitztheorie, incorporation theory, Gründungstheorie, Daily Mail, Centros, Überseering, Inspire Art, race to the bottom, race for laxity, Limited, SE, Limited Liability Company Act, GmbHG Studienarbeit aus dem Jahr 2007 im Fachbereich Wirtschaft - Recht, Note: 1,2, Hochschule Heilbronn (Business School Heilbronn (MBA)), Veranstaltung: The governmental and legal environment of business, 23 Quellen im Literaturverzeichnis.

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