

Week 1

Eigendom van onroerende zaken, beperkte genotsrechten en overdracht onder voorbehoud van een beperkt recht.

Hoorcollege 12 november

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Werkgroepen Week van 15 november 2021
n:

Onderwerpen

- Eigendom van onroerende zaken
- Beperkte rechten in het algemeen en genotsrechten in het bijzonder
- Overdracht onder voorbehoud van een beperkt recht

Literatuur

- Pitlo/Reehuis & Heisterkamp
 - Hoofdstuk 1: **Roeren/onroerend (nr. 10 t/m 14, 26 en 27)**
 - Hoofdstuk 6: **Levering van registergoederen (nr. 186 t/m 187)**
 - Hoofdstuk 10: Eigendom van onroerende zaken (nr. 535 t/m 548)
 - Hoofdstuk 12: Kenmerken/vestiging en tenietgaan van beperkte rechten in het algemeen (nr. 588 t/m 610); Erfpacht (nr. 641-644, 653), Opstal (nr. 666 t/m 671), Vruchtgebruik (nr. 678 t/m 688) en erfdienstbaarheid (611-640)
 - T. van der Linden, 'Natrekking moet worden begrepen als een noodzakelijk kwaad', *NTBR* 2020/16, afl. 5. (zelf opzoeken)

Rechtspraak

- HR 15 november 1991, NJ 1993/316 (Dépex/Curatoren)
- HR 31 oktober 1997, ECLI:NL:HR:1997:ZC2478, NJ 1998/97 (Portacabin)
- HR 15 januari 2010, ECLI:NL:HR:2010:BK9136, BNB 2010/80 (Woonark)
- HR 24 december 2010, ECLI:NL:HR:2010:BO3644, BNB 2011/83 (Havenkranen)
- HR 27 september 2013, ECLI:NL:HR:2013:CA0813, BNB 2013/248 (Warmtekrachtkoppelingsinstallatie)

Leeswijzer

Hoofdstuk 12 kan goed met de wet in de hand gelezen worden. Pitlo neemt de lezer als het ware als een gids mee door de verschillende artikelen van de genotsrechten, maar het systematisch zwaartepunt ligt bij de bespreking van

Onroerende Zaken Jaarboekje 2001

IM Harris



Onroerende Zaken Jaarboekje 2001:

CBR Jaarboek 2001-2002 , *Jaarboekje: Onroerende Zaken 2010* , Duiding Collectieve schuldenregeling Elie Van Acker, Caroline Verbeke, 2015-08-20 Grondige commentaar op de procedure van de collectieve schuldenregeling met alle relevante aspecten Het eerste hoofdstuk voorziet de artikelen 1675 Ger W van een theoretische duiding met klassieke verwijzingen naar rechtspraak en rechtsleer Maar om een procedure collectieve schuldenregeling op te volgen en te evalueren moeten de betrokken actoren ook opzoekingswerk doen in de wettelijke bepalingen van de meest verscheidene rechtstakken Daarom worden deze materies ook in dit werk door specialisten uitgebreid geduid OCMW erfenis fiscus echtscheiding onderhoudsgeld familierechtbank pro deo advocaat verkoop verjaring huur consumentenkrediet en bescherming energie telecom RVA arbeidsrecht IBO werkloosheid gezinsbijslag maximumfactuur en OMNIO statuut zorgverzekering tegemoetkoming gehandicapten pensioen invaliditeit handel drijven voorlopig bewind Al deze onderwerpen worden op een praktische doch ook stevig juridisch onderbouwde wijze uiteengezet De wetgeving wordt tevens aangevuld met een zeer praktische en concrete toelichting in functie van wat voor CSR belangrijk is De financiële implicaties van een wet worden telkens toegelicht met de vermelding van nuttige websites adressen cijfers lijsten De hoofdvraag waarvan dit werk is uitgegaan is Wat wil een praktijkjurist over dit item weten en wat zijn de problematieken waarmee hij dagelijks geconfronteerd wordt Voor de schuldbemiddelaars de OCMW's de magistraten de maatschappelijk werkers de advocaten en de vele juristen die betrokken zijn bij deze procedure is dit omvangrijk werk circa 1800 blz een nuttige leidraad CBR Jaarboek 2002-2003 , **CBR Jaarboek 2005-2006 (Reeks CBR Jaarboeken)** , **Armoede en Sociale Uitsluiting. Jaarboek 2004** , **Staatkundig en staathuishoudkundig jaarboekje** , 1849 Rotterdamsch jaarboekje , 2002

Steunpunt gelijkekansenbeleid. Jaarboek 1 , 2003 Het Steunpunt Gelijkekansenbeleid S GKB heeft als belangrijkste opdracht wetenschappelijk onderzoek te doen dat relevant is in de beleidsvoorbereiding en beleidsevaluatie op het terrein van maatschappelijke ongelijkheid Dit eerste jaarboek bundelt informatie over gelijke kansen en over de verschillende doelgroepen waarrond in het S GKB wordt gewerkt Het eerste deel geldt als theoretische omkadering van het begrip gelijke kansen In deel II komen de onderzoekers van het S GKB aan het woord met voorbeelden van lopend onderzoek op het terrein van onderwijs en gezondheidszorg over gelijke kansen voor allochtonen voor ouderen voor holebi's en over het thema beeldvorming Deel III bevat statistieken en indicatoren en deel IV interviews met mensen die op verschillende manieren te maken hebben met gelijke kansen Staatkundig en staathuishoudkundig jaarboekje voor... , 1867 Staatkundig en staathuishoudkundig jaarboekje Vereeniging voor de Statistiek in Nederland, CBR-Jaarboek 2003-2004 , *CBR jaarboek 2004-2005* , 2005 **Nederlands kunsthistorisch jaarboek** , 2005 **Property and Trust Law in the Netherlands** Arthur Salomons, Matthias Haentjens, 2017-04-24 Derived from the renowned multi volume International Encyclopaedia of Laws this practical analysis of the law of property in the Netherlands deals with the issues related to rights

and interests in all kinds of property and assets immovable movable and personal property how property rights are acquired fiduciary mechanisms and security considerations Lawyers who handle transnational disputes and other matters concerning property will appreciate the explanation of specific terminology application and procedure An introduction outlining the essential legal cultural and historical considerations affecting property is followed by a discussion of the various types of property Further analysis describes how and to what extent legal subjects can have or obtain rights and interests in each type The coverage includes tangible and intangible property varying degrees of interest and the various ways in which property is transferred including the ramifications of appropriation expropriation and insolvency Facts are presented in such a way that readers who are unfamiliar with specific terms and concepts in varying contexts will fully grasp their meaning and significance The book includes ample references to doctrine and cases as well as to relevant international treaties and conventions Its succinct yet scholarly nature as well as the practical quality of the information it provides make this book a valuable time saving tool for any practitioner faced with a property related matter Lawyers representing parties with interests in the Netherlands will welcome this very useful guide and academics and researchers will appreciate its value in the study of comparative property law

(Non-)conformity in the 1980 UN Convention on Contracts for the International Sale of Goods Sonja Kruisinga, 2004 The 1980 UN Convention on Contracts for the International Sale of Goods CISG unifies the law governing the rights and obligations arising from a contract for the international sale of goods for the seller and the buyer The CISG entered into force on 1 January 1988 The current number of 62 contracting States representing two thirds of the world trade shows the relevance of this Convention Moreover the International Chamber of Commerce ICC has published a model for an international sales contract that presupposes the application of the Convention Since no supranational court exists to safeguard a uniform interpretation of its provisions the case law from different states on the basis of the CISG needs to be compared One of the main obligations for the seller under the Convention is to deliver goods which are in conformity with the contract art 35 CISG With respect to this particular obligation a number of questions have arisen For example do the goods delivered need to comply with any public law requirements in the country where the goods will be used When and how does a buyer have to give notice to the seller of any lack of conformity Is any fault on the part of the seller required for a buyer to be able to rely on this provision Who bears the burden of proof Can a buyer rely on any concurrent claims based on national law alongside his claim based on lack of conformity This book contains an analysis of the case law that has been established on the basis of the CISG concerning the aforementioned questions Special attention has been paid to court decisions in Austria Belgium France Germany the Netherlands and Switzerland as well as to arbitral awards by the ICC Court of Arbitration In this respect the role of the UNIDROIT Principles of International Commercial Contracts in the interpretation of the CISG has also been analysed The book provides a unique combination because it contains both an analysis of the issue of non conformity as such and an overview of the recent case law on this topic as well as recommendations for international

commercial practice Therefore this book will be of interest to both academics and legal practitioners **The Netherlands, Switzerland, Czech Republic, Slovakia, Malta, Latvia** Wolfgang Faber, Brigitta Lurger, 2010-12-23 This excellent series presents comparative study analysis and evaluation of 28 European legal systems in the field of transfer of movables Major topics are the notion of ownership the derivative acquisition of ownership e g by a sales contract the good faith acquisition of ownership and other property rights the multiple sale of the same movable the protection of possession positive acquisitive prescription and processing and consolidation The work is based on comprehensive country reports which are to be published on the relevant legal rules in Europe and has the drafting and publication of text proposals of uniform European rules with commentary and comparative notes as its primary goal It intends to influence the future development of European private law on the EU level This sixth volume of the series presents up to date national reports of The Netherlands Switzerland Czech Republic Slovakia Malta Latvia Statistisch jaarboek ,2000 **Statistisch jaarboek** Netherlands. Centraal Bureau voor de Statistiek, 2001 **De Franse Nederlanden : jaarboek** Jozef Deleu, 2001

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