

Federal Securities Laws

Selected Statutes, Rules and Forms
1999 Edition

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Ecurities Regulation 1999 Selected Statutes Rules And Forms

Antonio Marcacci



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Transnational Securities Regulation Antonio Marcacci, 2022-11-25 The book provides an analysis of the emergence evolution and transformation of transnational securities regulation and of the influences from and the interactions between global regulatory powers in the field Combining insights from law and political science the work employs a two tier complementary on the books and in action approach The more classical on the books approach draws on scholarship in United States and European Union securities regulation transnational regulation and global administrative law regime complexity global governance studies and the regulatory production of the International Organisation of Securities Commissions IOSCO The law in action approach leverages the author's experience as Compliance senior professional in a multinational financial institution as well as research interviews with senior IOSCO staff The author's findings enable the reader to develop an original understanding of IOSCO its standards and its unique place in the transnational regulatory arena They also challenge the doxa that the US are the only driving regulatory power in the securities area when in fact other regulatory powers are emerging for the time being the EU The balance has shifted and regulatory compromises are achieved at different points in the rule making process *Capital Markets Handbook* John C. Burch, Bruce S. Foerster, 2005-01-01 Capital Markets Handbook Sixth Edition is the definitive desk reference for capital market professionals and a complete resource for anyone working in the financial markets field Written by seasoned professionals in association with the SIA Capital Markets Handbook covers the latest developments in major securities legislation and all aspects of documentation underwriting pricing distribution settlement immediate aftermarket trading of new issues compliance issues a glossary a bibliography and appendices containing the full text of the primary statutes and regulations The Sixth Edition includes coverage of new developments including compliance issues such as New amendments to NASD Rule 2710 The Corporate Financing Rule governing underwriting compensation Updates on PIPE and Registered Direct Transactions Amendments to Rule 10b-18 governing corporate repurchase of equity securities Online Dutch auction procedures in use for the Google Inc IPO United Kingdom Financial Service Authority guidance on conflict of interest regarding pricing and allocation issues which have been adopted by one major U S investment bank Amendments to Rule 105 Regulation M concerning short selling in connection with public offerings Currency conversion in settlement of a global offering NASD Rule 2790 Restriction on the Purchase and Sale of IPO equity securities NASD IPO Distribution Manager procedures for filing with NASD Corporate Financing Proposed NASD Rule 2712 concerning allocation and distribution of shares in an initial public offering A reorganized compliance chapter in a checklist format designed to ease and enhance CEO and CFO Compliance Certification required by a proposed amendment to NASD Rule 3010 Supervision and the adoption of

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Erwerb eigener Aktien Ralf Koschmieder, 2000-05-03 Inhaltsangabe

Einleitung Der Erwerb eigener Aktien ist in Deutschland von einer wechsellvollen Geschichte gepr gt Mit der Notverordnung aus dem Jahre 1931 kam es zu einem fast l ckenlosen Verbot des Erwerbs eigener Aktien was in der Folgezeit als wichtige Errungenschaft des modernen Rechts der Kapitalgesellschaft angesehen wurde Auch bei der Umsetzung der Kapitalmarktrichtlinie im Jahre 1978 kam es zu keiner Lockerung des Verbots obwohl Art 19 I der Richtlinie Spielraum f r eine Liberalisierung gibt Begr ndet wurde dies damit da s schon wegen des zweifelhaften Wertes den die M glichkeit des Erwerbs eigener Aktien ganz allgemein hat von dieser M glichkeit der Richtlinie im deutschen Recht nicht Gebrauch gemacht werden sollte In der Folgezeit besch ftigte man sich vor allem im juristischen Schrifttum verst rkt mit dem Erwerbsverbot wobei die bisherige gesetzliche Regelung in zunehmenden Ma e kritisiert wurde und man eine begrenzte Erlaubnis des Erwerbs anregte Die betriebswirtschaftliche Literatur schenkte diesem Thema bislang wenig Aufmerksamkeit was auf die bisherige Bedeutungslosigkeit auf Grund des Verbotes zur ckzuf hren sein mag Dies nderte sich mit der Liberalisierung des Aktienr ckerwerbs durch das Inkrafttreten des Gesetzes zur Kontrolle und Transparenz im Unternehmensbereich KonTraG am 27 April 1998 Der Schwerpunkt der Arbeiten konzentrierte sich jedoch vorwiegend auf die steuerlichen und bilanziellen Auswirkungen des Erwerbs Die vorliegende Diplomarbeit untersucht die Probleme Verfahren und Auswirkungen des Erwerbs eigener Aktien Zur Erkenntnisgewinnung bedient sich der Verfasser der Arbeit des Vergleichs der amerikanischen und der deutschen Finanzierungspraxis Die Wahl des amerikanischen Systems geschah dabei vor folgendem Hintergrund Die amerikanische Finanzierungspraxis beherrscht die internationalen Finanzm rkte auf welche deutsche Aktiengesellschaften immer mehr angewiesen sind In den USA gibt es umfangreiche empirische Untersuchungen welche die Auswirkungen des Erwerbs eigener Aktien beschreiben Weltweit werden in keiner Region mehr

eigene Aktien als in den Vereinigten Staaten erworben Gang der Untersuchung Theoretische und empirische
Untersuchungsergebnisse welche sich auf den amerikanischen Markt beziehen lassen sich jedoch nicht problemlos auf
Deutschland übertragen Die Arbeit ist deshalb so aufgebaut da im ersten Teil die wirtschaftlichen und rechtlichen
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