

Transfer of Immovables in European Private Law: The Common Core of European Property Law

This book provides a comprehensive overview of the transfer of immovables in European private law. It examines the common core of European property law, focusing on the principles and rules that govern the transfer of ownership of land and buildings. The book also explores the different legal systems that exist in Europe and how they have influenced the development of the common core.

The Common Core of European Property Law

The common core of European property law is a set of principles and rules that govern the transfer of ownership of land and buildings. These principles and rules have been developed over centuries and are based on the Roman law tradition. The common core includes the following principles:



Transfer of Immovables in European Private Law (The Common Core of European Private Law Book 16)

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Enhanced typesetting : Enabled
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- The principle of *numerus clausus*, which states that there are only a limited number of ways to transfer ownership of land and buildings.
- The principle of *publicity*, which states that the transfer of ownership of land and buildings must be made public in Free Download to be effective against third parties.
- The principle of *good faith*, which states that the parties to a transfer of ownership of land and buildings must act in good faith.

The Different Legal Systems in Europe

The different legal systems in Europe have influenced the development of the common core of European property law. The following are some of the most important legal systems:

- The *civil law system*, which is based on the Roman law tradition and is used in most of the countries of continental Europe.
- The *common law system*, which is based on the English common law tradition and is used in the United Kingdom and Ireland.
- The *mixed legal system*, which combines elements of both the civil law and common law systems and is used in some countries, such as Scotland and South Africa.

The Transfer of Immovables in European Private Law

The transfer of immovables in European private law is governed by the principles and rules of the common core of European property law. The

following are some of the most important steps in the transfer of immovables:

- The parties to the transfer must agree on the terms of the sale.
- The parties must sign a written contract of sale.
- The contract of sale must be registered with the land registry.
- The transfer of ownership is complete when the registration is complete.

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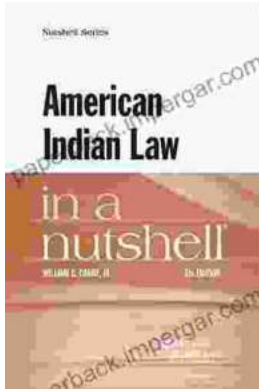


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