

L'application des Actes uniformes de l'OHADA

Mahutedji Jimmy Vital KODO

Lapplication Des Actes Uniformes De Lohada

Roman Wölfel



L'application Des Actes Uniformes De Lohada:

L'application des actes uniformes de l'OHADA, 2012-06-01 Afin de sécuriser les flux économiques et les investissements seize chefs d'état d'Afrique ont signé le traité relatif à l'Harmonisation du droit des affaires en Afrique. Cet ouvrage rend compte de la réception et de l'application du droit de l'OHADA tant par les juridictions nationales que par la juridiction supranationale créée par la CCJA. Il présente aussi la première étude intégrale de la jurisprudence publiée de l'OHADA et qui a contribué à l'élaboration du code IDEF annoté de l'OHADA.

Introduction critique à l'OHADA Paul-Gérard Pougoué, Yvette Rachel Kalieu Elongo, 2008, Ending Africa's Energy Deficit and the Law Yinka Omorogbe, Ada Orodor, 2018-02-22 With the inclusion of access to energy in the sustainable development goals the role of energy to human existence was finally recognized. Yet in Africa this achievement is far from realized. Omorogbe and Orodor bring together experts in their fields to ask what is stalling progress examining problems from institutions catering to vested interests at the continent's expense to a need to develop vigorous financial and fiscal frameworks. The ramifications and complications of energy law are labyrinthine this volume discusses how energy deficits can burden disabled people women and children in excess of their more fortunate counterparts as well as considering environmental issues including the delicate balance between the necessity of water for drinking and cleaning and the use of water in industrial processes. A pivotal work of scholarship the book poses pressing questions for energy law and international human rights.

International Bank and Other Guarantees Handbook Yann Aubin, Louis de Longeaux, Jean-Claude Vecchiatto, 2011-01-01 The International Bank and Other Guarantees Handbook provides a practical examination of the laws of 19 countries and groups of countries in the Middle East and Africa regions in respect to bank and other guarantees. It also contains among other things various guarantees forms. The aim of each country specific chapter of the Handbook is to provide actionable information designed to guide legal or other practitioners in such jurisdiction. The editors Mr Yann Aubin Mr Jean Claude Vecchiatto and Mr Louis de Longeaux deal with guarantees in an international context on a daily basis in the course of their respective positions as in-house lawyers of Fortune 500 multinational companies and partner of a multinational law firm. Yann Aubin is the Director of Legal Operations and Deputy General Counsel at Schlumberger based in Paris. He is the co-editor of the Export Control Laws and Regulations Handbook. Jean Claude Vecchiatto is Vice President Head of Corporate and Project Finance Legal Affairs at the European Aeronautic Defence and Space Company EADS based in France and Germany. Louis de Longeaux is a partner with Orrick Herrington and Sutcliffe law firm based in China England France Germany Italy Japan Russia Taipei and USA. The International Bank and Other Guarantees Handbook is invaluable to any international trade professional lawyer finance manager project manager etc or entity with a need to know the specific requirements to be complied within the jurisdiction in question for the efficient use of bank or other related guarantees.

L'effectivité du droit de l'OHADA Jean Gatsi, Willy James Ngoué, 2006

Contracts Between Ecclesiastical Entities According to Canon Law Joseph Clifford N. Ndi, 2018-08-28 Within

ecclesiastical circles both from the perspective of legal practice and ordinary relational matters between ecclesiastical entities the theme of contract very scarcely occupies a place of prominence It is a situation that is due on the one hand and to a large extent to the fact that the canonisation of civil law on contracts c 1290 CIC 1983 has had the consequence of transferring the preoccupation of the entities on this matter to the domain of civil law Besides and still connected to the above is the tendency to attribute a merely pastoral relevance to their relationships with little or no reference to the juridic aspects inherent in these relationships It is a situation that is largely responsible for the crisis which do not uncommonly characterise some of these relationships as verified over the centuries particularly in the relationship between dioceses and religious institutes The issuance of various papal and conciliar exhortations before and after Vatican II as well as the normative instructions and legal provisions contained in various juridic documents most prominently cc 271 520 681 and 790 of CIC 1983 has gone a long way to dissipate some of the tensions of the past However the true nature of how the contractual relationship between ecclesiastical entities including the attendant issues of conceptual understanding civil status of ecclesiastical entities resolution of contractual disputes etc remains a matter of investigative interest for the canonist This is in a nutshell the substance of this research work The conclusions arrived at offer the reader an insight into the available untapped resources within the ecclesiastical legal system as well as some considerable possibilities which remain to be explored to the benefit of the subjects of canon law

Droit de l'arbitrage dans l'espace OHADA Paul-Gérard Pougoué, 2000

L'efficacité de l'arbitrage OHADA Oumar Bah, 2020-02-24

Consid r comme une r volution juridique en Afrique francophone l espace de l Organisation pour l harmonisation en Afrique du droit des affaires OHADA est depuis sa cr ation un terrain propice la collaboration entre le juge tatique et l arbitre Cependant si dans l arbitrage sp cifique de la Cour commune de justice et d arbitrage CCJA il revient au juge communautaire la charge d administrer la proc dure et d assurer le service apr s vente durant la phase post arbitrale la d termination du juge national dans l arbitrage de droit commun est une op ration complexe En effet le flou lexical entourant l expression g n rique d signant le juge tatique entra ne un morcellement de son champ de comp tence Selon que l on se trouve dans la phase pr paratoire l arbitrage ou durant la phase arbitrale et post arbitrale le juge national n est pas toujours le m me Suivant l organisation judiciaire propre chacun des tats parties il pourra s agir des juridictions d instances dans le cadre d une comp tence exclusive ou des juridictions d appels dans le cadre d une comp tence partag e avec les juridictions d instances avant tout pourvoi en cassation devant la CCJA Cela dit qu il s agisse de l arbitrage sp cifique de la CCJA ou de l arbitrage de droit commun le juge tatique joue d abord un r le d assistance en cas de difficult s Pour ce faire il aide les parties et les arbitres lors de la constitution du tribunal arbitral l administration des pi ces et la prorogation du d lai de l arbitrage De m me si les parties en expriment le besoin le juge tatique en cas d urgence reconnue et motiv e ordonne des mesures provisoires ou conservatoires Enfin lorsque l arbitre prononce la sentence il reviendra encore au juge tatique le soin de veiller son exequatur effectif apr s l puisement des voies de recours devant son

office **Liber Amicorum Judge Mohammed Bedjaoui** Emile K. Yakpo, Tahar Boumedra, 1999-05-01 This *Liber Amicorum* was written by prominent colleagues and friends of the President of the International Court of Justice Judge Mohammed Bedjaoui in honour of his 70th birthday and in celebration of a lifelong career devoted to the promotion of international law. The contributors are each and every one the most outstanding professors and thinkers in their field and the range of topics reflects a broad scope of current thought and theory in international law. The book is divided into a general introductory part on the life and times of Judge Bedjaoui followed by four sections. Section One is on General International Law featuring a range of articles from environmental treaties to the role of the United Nations. Section Two is devoted to the International Court of Justice and includes analyses of the role and procedure of the ICJ. Section Three contains an interesting selection of articles in the field of Human Rights from self-determination to the concept of universality. Section Four addresses a miscellanea of international legal questions especially those related to international organizations. The contributions are in both English and French.

African Yearbook of International Law, 1988 A. A. Yusuf, 1999-06-01 The *African Yearbook of International Law* provides an intellectual forum for the systematic analysis and scientific dissection of issues of international law as they apply to Africa as well as Africa's contribution to the progressive development of international law. It contributes to the promotion, acceptance of and respect for the principles of international law as well as to the encouragement of the teaching, study, dissemination and wider appreciations of international law in Africa. A clear articulation of Africa's views on the various aspects of international law based on the present realities of the continent as well as on Africa's civilization, culture, philosophy and history will undoubtedly contribute to a better understanding among nations. The *African Yearbook of International Law* plays an important role in examining the tensions underlying the State in Africa and by shedding more light on the causes of the fragility of African State institutions so as to facilitate the identification of appropriate remedies. The tension and interrelationships among issues such as territorial integrity, self-determination, ethnic diversity and nation building are constantly addressed. Development, human rights and democratization in Africa are also the subject of continuous attention and examination. The Special Theme of this volume is Regional Economic Integration in Africa.

La Position du droit international dans l'ordre juridique congolais et l'application de ses normes Joseph Kazadi Mpiana, 2013-04-04 La République démocratique du Congo est unanimement présente comme un État de tradition moniste avec primauté du droit international. Cependant, aux termes d'une analyse critique tant du point de vue de la théorie que de la pratique, l'auteur offre une nouvelle approche qui accorde mieux la théorie dualiste. La primauté du droit international en droit congolais n'est nullement constitutive d'un rapport hiérarchique mais se traduit par une préférence pas absolue de la norme internationale au détriment de la norme interne. Cette approche dualiste s'étend également au droit privé des organisations internationales. Au moment où le juge congolais s'internationalise notamment par le biais de l'application du statut de Rome de la Cour pénale internationale et au regard de l'entrée en vigueur en droit congolais du droit découlant de l'OHADA, une étude

approfondie sur les rapports entre le droit international et le droit congolais s'avère indispensable. En plus de la r ussite de sa lecture r aliste des normes constitutionnelles de la RDC en mati re de trait s et d actes normatifs des organisations internationales l ouvrage de Joseph Kazadi Mpiana s av re un apport de poids pour la jurisprudence congolaise dans l application du droit international

Revue de droit uniforme, 2004

La langue et le droit Joseph Fometeu, Philippe Briand, Léonie Metangmo-Tatou, 2018-09-27

G n ralement appr hend s comme objets de sciences distincts la langue et le droit sont pourtant deux ph nom nes socioculturels qui ne s indiff rent pas mutuellement. Les rapports qu ils entretiennent constituent un terrain fertile la r flexion multidisciplinaire. Gr ce un certain ancrage historique et en s appuyant sur l exp rience de diff rents pays cet ouvrage appr hende ces rapports sous les prismes de la th orie du droit de la linguistique juridique et de la traduction juridique

L'Ohada et le secteur informel Stéphanie Kwemo, 2012-11-05

Cet ouvrage nous fait d couvrir l Organisation pour l Harmonisation en Afrique du Droit des Affaires OHADA cr e par le Trait de Port Louis le Maurice du 19 octobre 1993 et entr en vigueur le 18 septembre 1995. Afin de cr er un espace conomique dot d une s curit juridique susceptible d attirer les investissements trangers et de consolider les investissements nationaux les tats membres se sont fortement inspir s du droit des affaires fran ais le contexte socio conomique africain n ayant pas t suffisamment pris en compte dans la mise en place de ce dispositif. Le tissu conomique des pays membres de l OHADA se caract rise par la pr dominance du secteur informel sur le secteur formel. Cette tude nous pr sente le cas du Cameroun dont le secteur informel compte un peu plus de 90% des emplois. Ainsi bien que ce secteur soit le moteur du d veloppement conomique en Afrique le l gislateur de l OHADA n en a pas suffisamment tenu compte lors de l laboration des actes normatifs. Le cadre juridique est donc inadapt au secteur informel. Or pour que l int gration conomique africaine r ussisse c est l un des objectifs de l OHADA il est n cessaire de consid rer tous les acteurs de la vie conomique. L tude vise en ce sens l identification des mesures qui pourraient tre prises dans le cadre de l espace OHADA d une part et dans le cadre national camerounais d autre part pour laborer une l gislation appropri e au secteur informel le r sultat recherch tant la migration progressive des op rateurs du secteur informel vers le secteur formel de l conomie. Cet ouvrage int ressera les magistrats les avocats sp cialis s dans le droit des affaires les chefs d entreprise africains mais galement les professionnels de l conomie comme les banquiers ou encore les professeurs et leurs tudients. L ouvrage a t soutenu par le Fonds scientifique Jean Bastin AISBL

Juridicités, 2006

F ter le quaranti me anniversaire d un centre tel le Laboratoire d anthropologie juridique de Paris LAJP n est pas seulement changer quelques congratulations d usage c est aussi faire le point de l volution de certains de ses chantiers de recherche et mesurer la vitalit du projet scientifique. L anthropologie du droit est n e et s est d velopp e en France la facult de droit et des sciences conomiques de Paris puis l universit Paris 1 Panth on Sorbonne dans des conditions h t rodoxes vis vis des disciplines dont elle est issue l anthropologie sociale le droit et l histoire des institutions. Ses chercheurs ont eu relever en commun de v ritables d fis propres aux sciences en gestation d fis qui ont soud entre eux ceux qui se r clament d une lecture comparative.

et interculturelle du ph nom ne juridique Ainsi pendant vingt cinq ans une communaut cosmopolite s est retrouv e au bureau 500 de la Sorbonne devenu un lieu mythique pour les plus anciens Les divers travaux ici pr sent s font entrer le lecteur dans la d couverte d une d marche originale reconnue l chelle internationale tant dans le domaine de la recherche fondamentale que dans le contexte de ses applications La justice des mineurs en France la mondialisation des droits de l homme et de la gouvernance les politiques fonci res et de d centralisation puis le droit des affaires en Afrique en sont les illustrations **La fiscalité pétrolière au Gabon** Tristan Pamphile Zolo Tomo,2017 *Comprendre l'OHADA* Alhousseini Mouloul,2000

La régionalisation du droit international ,2013-01-30 La r gionalisation du droit international public a de nombreuses facettes L ouvrage traite la fois des divers domaines de la r gionalisation droit de la mer droit de la s curit collective droits de l homme droit de l environnement droit des organisations internationales de l tendue des degr s et des techniques de la r gionalisation Il aborde galement les interactions concurrence et compl mentalit tant entre les niveaux universel et r gional qu entre les r gionalismes Le pr sent ouvrage int ressera les avocats en droit public et droits de l homme les magistrats les fonctionnaires ainsi que les professeurs et leurs tudians **Juridis Périodique - Numéro : 59** ,

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