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Legal Aspects of Regulatory Treatment of Banks in Distress

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During the last ten years the Islamic banking sector has grown rapidly, at an international level, as well as in individual jurisdictions including the UK. Islamic finance differs quite substantially from conventional banking, using very different mechanisms, and operating according to a different theory as it is based on Islamic law. Yet at the same time it is always subject to the law of the particular financial market in which it operates. This book takes a much-needed and comprehensive look at the legal and regulatory aspects which affect Islamic finance law, and examines the current UK and international banking regulatory frameworks which impact on this sector. The book examines the historical genesis of Islamic banking, looking at how it has developed in Muslim countries before going on to consider the development of Islamic banking in the UK and the legal position of Islamic banks within English law. The book explores company, contract, and some elements of tax law and traces the impact it has had on the development of Islamic banking in the UK, before going on to argue that the current legal and regulatory framework which affects the Islamic banking sector has on certain occasions had an unintended adverse impact on Islamic banking in the UK. The book also provides an overview of the Malaysian experience in relation to some of the main legal and regulatory challenges in the context of Islamic banking and finance.

Published in 1998. The various conventions which apply to the subject of unlawful interface with civil aviation have proved effective only to the extent of nurturing existing values of international law as they are restrictively perceived through the parameters of air law. This book examines the offence of unlawful interference with international civil aviation and analyses critically the legal and regulatory regime that applies thereto, with a view to recommending measures that are calculated to infuse a new approach to the problem. Emphasis is laid throughout the work on

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action which may be taken to alleviate the problem of unlawful interference. Its conclusion incorporates various steps that can be taken towards achieving this objective. The author focuses on the core of the problem which has effectively precluded significant progress into inroads that would curb the threat terrorism in aviation: the attitude of the international community. The book therefore examines in limine the fundamental role of international law in the light of the United Nations Congress of International Public Law of March 1995, and its effect on international criminal law. It then determines the applicable principles of State sovereignty and examines the principles of State responsibility. Its main purpose is to recommend the establishment of a new philosophy of international criminal law which transcends municipal boundaries. Academic, scholarly and judicial precedent for this book is the adduced in support of this argument. The book also examines the role of International Civil Aviation Organization (ICAO) as the regulatory body responsible for civil aviation, in the context of new approaches made by the international community towards the status of ICAO in aviation security. The practical value of this work essentially lies in the legal recommendations it makes at its conclusion, which are based on existing principles of international law. It will thus be invaluable not only to international and aviation lawyers, criminal lawyers (both international and national), security professionals and teachers and students of international law, but also to aviation industry executives and regulatory agency specialists whose responsibilities impinge on or are determined by existing and evolving legal and security measures.

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Cyberspace has become a critical part of our lives and as a result is an important academic research topic. It is a multifaceted and dynamic domain that is largely driven by the business-civilian sector, with influential impacts on national security. This book presents current and diverse matters related to regulation and jurisdictional activity within the cybersecurity context. Each section includes a collection of scholarly articles providing an analysis of questions, research directions, and methods within the field. The interdisciplinary book is an authoritative and comprehensive reference to the overall discipline of cybersecurity. The coverage of the book will reflect the most advanced discourse on related issues.

This book offers a comprehensive coverage of laws and practices relating to banking. It begins with a module on the legal framework of regulations and the subsequent module covers a wide spectrum of laws that impacts on banking operations. Though tailored

This book consists of the proceedings of the most recent Oxford Law Colloquium, which was concerned with the global regulation of the securities market. It is particularly topical in the light of recent regulatory failures in financial markets, notably the collapse of Barings Bank. The contributors to this volume, experienced lawyers and economists from the USA and the UK, have produced essays which review and analyze recent developments and approaches to the legal and regulatory challenges.

This book is a part of the courseware for Diploma in International Banking and Finance offered by Indian Institute of Banking & Finance. Liberalisation of overseas investment norms for Indian corporates has brought with it business opportunities for India

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