

Rechtliche Besonderheiten eines Engagements in Australien **Fettnäpfchen vermeiden.**

Dr. Wolfgang Babeck
15. September 2021

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3. Tochtergesellschaft
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7. Tenderverfahren



1. Eigentumsvorbehalt

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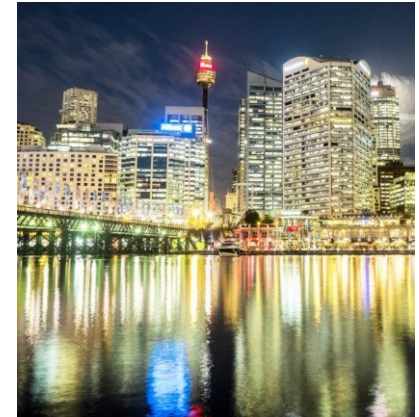
1. Eigentumsvorbehalt bisher
2. PPSR – Personal properties securities register
3. Registrierung des Vertrags
4. Keine Notifizierungspflicht
5. Vor Eintreffen der Ware



2. Handelsvertreter/Vertriebshändler

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1. Nicht kodifiziert
2. 89b HGB – Handelsvertreter-
ausgleichsanspruch
3. KPIs
4. Anzuwendendes Recht/Gerichtsstand



3. Gründung Tochtergesellschaft

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1. Nur noch **Mantelgesellschaft**
2. Proprietary Limited (Pty Ltd) within 5 days
 - Kein Notar
 - Kein Gründungskapital
 - Resident director
3. Tochtergesellschaft statt Niederlassung

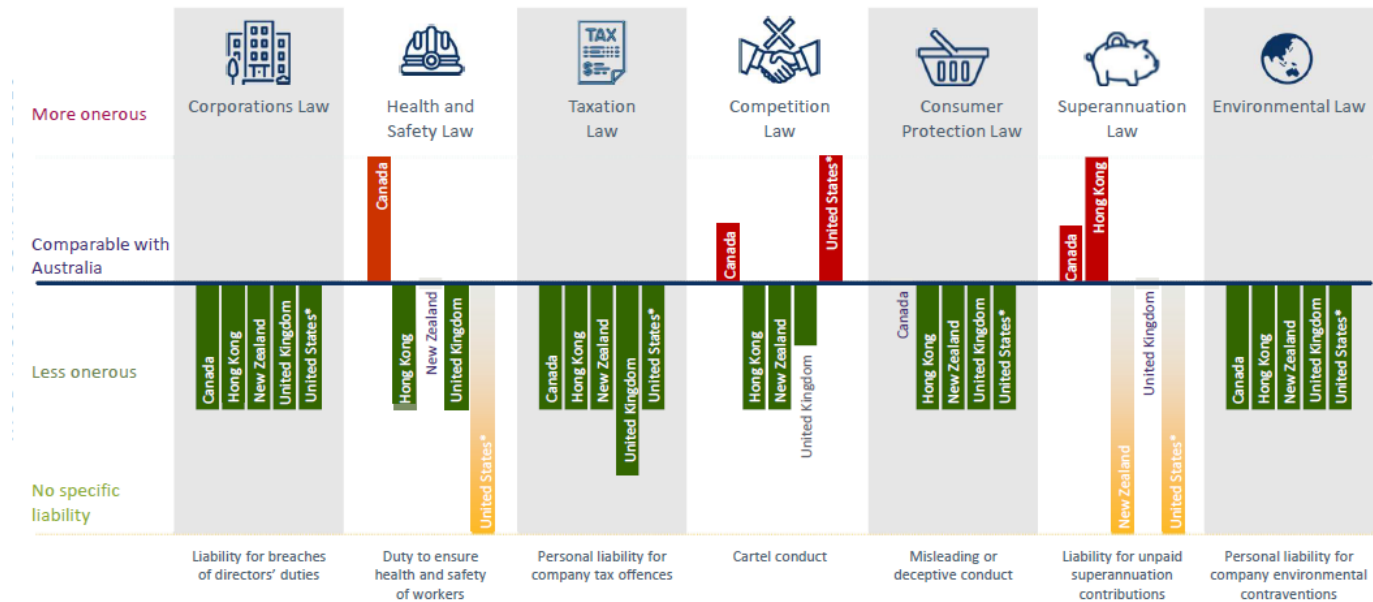


4. Haftung

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Cross-jurisdictional review - directors' duties

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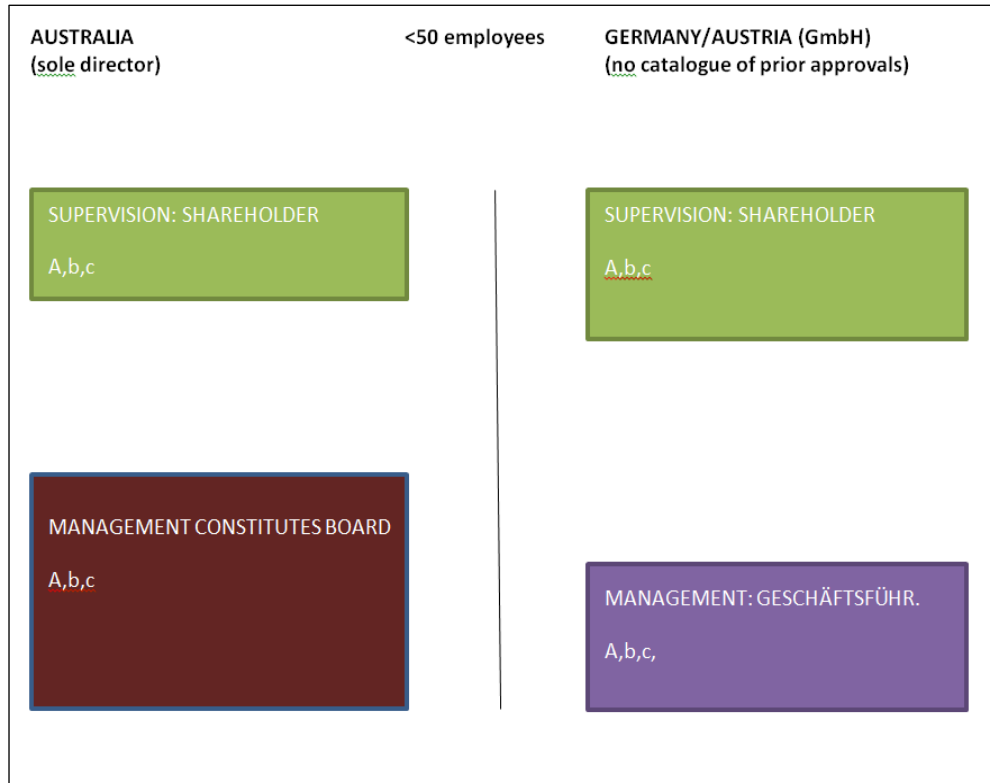
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*selected jurisdictions (Federal and Delaware laws)

5. Governance

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6. Payment Systems/Fintech

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1. Lasche Regelungen
2. Oft keine Broking License
3. Viele ASIC Exemption
4. Achtung **AUSTRAC**
5. GDPR
6. „Netflix“ Tax



7. Tenderverfahren

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1. NSW Procurement Policy Framework
2. Firmengründung?
3. RFT, EOI - Qualified Response
4. Standardverträge
5. **Risikoprüfung**
6. Compliance



Weitere Informationen

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www.australischesrecht.de

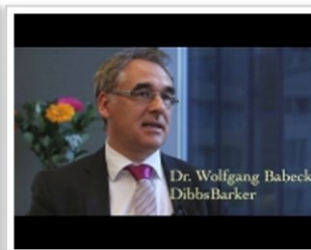
Investitionsführer Australien



Firmengründung



Arbeitsrecht



Prozessrecht



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