



# Mehrheitsbeschlüsse im Personengesellschaftsrecht (German Edition)

*Stefan Schmutterer*

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Examensarbeit aus dem Jahr 2008 im Fachbereich Jura - Zivilrecht / Handelsrecht, Gesellschaftsrecht, Kartellrecht, Wirtschaftsrecht, Note: 14,5, Universität Potsdam (juristische Fakultät), Sprache: Deutsch, Abstract: In der vorliegenden Arbeit soll untersucht werden, inwieweit es gestattet ist von dem gesetzlichen Einstimmigkeitserfordernis im Personengesellschaftsrecht abzuweichen und die Mehrheit der Gesellschafter entscheiden zu lassen.

Über die Motive des Gesetzgebers, das im Personengesellschaftsrecht gesetzlich verankerte Einstimmigkeitsprinzip, sowie den Grundsatz der Vertragsfreiheit, soll die Notwendigkeit einer Beschränkung der Mehrheitsmacht untersucht werden um daraus Schutzinstrumente für die persönlich haftenden Gesellschafter einer Personengesellschaft herzuleiten.

Hierzu setzt sich der Autor kritisch mit Rechtsprechung und Literatur auseinander.

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