

Jens Bormann and Philip M. Bender

Judge Without Lawsuit

The Notary in Civil Law Countries




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Jens Bormann (Editor) and Philip M. Bender (Author)

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Explainer



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Foreword

Civil law notaries play a central role in the preventive administration of justice and the implementation of the rule of law in the digital age. At the same time, we feel that people know very little about them. This is generally true for those outside the notarial sphere, but it particularly applies to representatives from the common law world, where notaries, as understood in the civil law context, do not exist. However, our profession depends on being understood. Otherwise, national policy makers or international experts – be it from the World Bank or the OECD – will not appreciate the added value that a functioning system of preventive justice provides.

This is why we made this explainer a priority of the German Vice-Presidency for Europe within the International Union of Notaries (UINL). It is written for the curious reader who just wants to acquire some fun facts about our profession, for the common law jurist interested in exchange, for policy makers and experts who have to draft regulation in notarial matters, and for our colleagues from all around the world who wish to reflect on their daily business.

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Table of Contents

Executive Summary	1
Part I: Serving the Interests of Contracting Parties	3
Chapter 1: Judge Without Lawsuit	7
Chapter 2: Neutral Advisor	9
Chapter 3: Personalizing Default Rules	11
Chapter 4: Between Legal and Ordinary Language	13
Chapter 5: Managing the One-Stop-Shop	15
Chapter 6: De-Biasing and Equalizing Bargaining Power	17
Part II: Serving the Interests of Society	19
Chapter 7: Gatekeeper of Registers	23
Chapter 8: Fighting Money Laundering & Other Crimes	25
Chapter 9: Promoting Distributive Justice	27
Chapter 10: Relieving the Judiciary	29
Chapter 11: Frontrunners of Digitalization	31
Chapter 12: Between Independence and Supervision	33
Part III: Areas of Law	35
Chapter 13: Real Estate Law	39
Chapter 14: Company Law	41
Chapter 15: Succession Law	43
Chapter 16: Family Law	45
Chapter 17: Powers of Attorney	47
Chapter 18: Conflict of Laws	49
Endnotes	51
Bibliography	69
Index	77