



UINL

The Union Internationale du Notariat Latin (International Union of Latin Notaries, "UINL") has put forward observations on how the considerable barrier resulting in practice from the differences in civil law in the Member States of the EC, particularly mortgage law, could at least be lowered, if not completely overcome. The UINL Commission for European Affairs (CACE) therefore set up a "Eurohypothech" subcommittee to (1) produce a comparative law review of the Swiss Schuldbrief and the German Briefgrundschuld; (2) contrast the results of this legal comparison with the legislation in the EC States and (3) on that basis to draw up suggestions for future common legislation on a security right over real property with a marketable title. As a result of the work carried out by this "Eurohypothech" subcommittee the UINL/CACE submitted its proposal for the introduction of a "Eurohypothech" to the EC Council of Ministers on 22.5.1987.

Re. this proposal by the UINL see in particular Wehrens, ÖnotZ 1988, pp. 181 – 191; Wehrens, WM 1992, pp. 557 – 563; Wehrens, Real Security Regarding Immovable Objects – Reflection on a Euro-Mortgage, in: Towards a European Civil Code, The Hague/London/Boston 1998, pp. 551 – 564; Kircher, Grundpfandrechte in Europa, pp. 481 – 506; Stöcker, Die Eurohypothech, pp. 228 et seq.