Twenty Years of Estonian Law of Property Act – Experiences and Perspectives

International Conference
November 28-29, 2013

THURSDAY, November 28

Venue: Main Building of the University of Tartu, Main Hall, Ülikooli 18

Time: 9.00-18.00

9.00-9.30  Registration

9.30-10.00  Opening by Mr. Erik Puura, Vice-Rector for Development of the University of Tartu
Welcome speeches
Mr. Priit Pikamäe, Chief Justice of the Supreme Court of Estonia
Mr. Märt Rask, Former Chief Justice of the Supreme Court of Estonia
Mr. Hanno Pevkur, Minister of Justice
Mr. Marko Pomerants, Head of the Legal Affairs Committee of the Parliament of Estonia
Mrs. Anne Saaber, Chairman of the Chamber of Notaries
Mr. Jaan Ginter, Dean of the Faculty of Law of the University of Tartu

PLENARY SESSION

Chair: Paul Varul

10.00-10.30  The Process of Developing of the Law of Property Act and Influences of the Act on the Estonian Private Law System
Paul Varul, University of Tartu

10.30-11.00  Importance of the Law of Property Act in the Context of the Economic Development
Juhan Parts, Ministry of Economic Affairs and Communications

11.00-11.40  A Model for a European Categorisation of Objects of Property Rights
Christian von Bar, University of Osnabrück
11.40-12.10  Land Registration and Economic Integration: a Comparison of EU and US Developments
Sjef van Erp, University of Maastricht

12.10-12.40  Discussion

12.40-14.00  Lunch

Chair: Irene Kull

14.00-14.30  Preparation of Law of Property Act – the Most Important Stages and Necessary Amendments Today
Priidu Pärna, notary

14.30-15.00  Development of the Land Register and its Trends in Estonia
Villu Kõve, Supreme Court, University of Tartu

15.00-15.30  The New Scottish Law of Land Registration
Andrew Steven, Commissioner, Scottish Law Commission

15.30-16.00  Coffee break

Chair: Kai Härmand

16.00-16.30  Reform of Land Registration in Latvia
Janis Rozenfelds, University of Latvia

16.30-17.00  Principle of Freedom of Contract in Property Law
Irene Kull, University of Tartu

17.00-17.30  Comparative Remarks on the International Property Law of Estonia, Germany and the EU
Alexander Trunk, University of Kiel

17.30-18.00  Discussion - Jüri Adams, Tõnu Ints

20.00-23.00  Reception organised by the Chamber of Notaries
University Café, Ülikooli 20, II floor, Tartu
**FRIDAY, November 29**

Venue: Hotel Dorpat, Conference Centre, Turu 2, Tasku (4th floor)

Time: 9.00-17.00

### I Harmonisation of Property Law in Europe

**Chair: Andrus Lillo**

<table>
<thead>
<tr>
<th>Time</th>
<th>Topic</th>
<th>Speaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>9.30-10.00</td>
<td>The Scandinavian Approach to Property Law Described Through Six Basic Legal Concepts</td>
<td>Claes Martinson, University of Göteborg</td>
</tr>
<tr>
<td>10.00-10.20</td>
<td>Discussion</td>
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<tr>
<td>10.20-10.40</td>
<td>Coffee Break</td>
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</tbody>
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### II Restrictions on Immovable Property Ownership, restricted real rights and common ownership

**Chair: Tiit Sepp**

<table>
<thead>
<tr>
<th>Time</th>
<th>Topic</th>
<th>Speaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>10.40-10.55</td>
<td>Restrictions on Immovable Property Ownership</td>
<td>Urmas Volens, University of Tartu, Law Firm SORAINEN</td>
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<tr>
<td>10.55-11.10</td>
<td>Right of Superficies and Servitudes – Developments throughout Twenty Years</td>
<td>Tarvo Puri, notary</td>
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<tr>
<td>11.10-11.30</td>
<td>Discussion</td>
<td></td>
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</tbody>
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**Chair: Priidu Pärna**

<table>
<thead>
<tr>
<th>Time</th>
<th>Topic</th>
<th>Speaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>11.30-11.45</td>
<td>Contemporary Problems of Common Ownership</td>
<td>Kaupo Paal, Tallinn Circuit Court</td>
</tr>
<tr>
<td>11.45-12.00</td>
<td>Forthcoming Amendments in the Law of Apartment Ownership</td>
<td>Vaike Murumets, Ministry of Justice</td>
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<tr>
<td>12.00-12.30</td>
<td>Discussion</td>
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<tr>
<td>12.30-13.30</td>
<td>Lunch</td>
<td></td>
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</tbody>
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III Proprietary Securities

Chair: Villu Kõve

13.30-13.50  Regulation of Securities in Estonian Legal System – Developments and Problems
Martin Käärdi, University of Tartu, Law Firm Raidla Lejins & Norcous

13.50-14.10  The Estonian Concept of Independent Mortgage and its Place Among European Security Rights over Real Property
Rein Tiivel, Estonian Academy of Security Sciences

Wolfgang Faber, University of Salzburg

14.40-15.00  The Concept of Security Rights over Real Property in German Law
Thomas Hoffmann, University of Tartu, DAAD

15.00-15.30  Coffee Break

Chair: Martin Käärdi

15.30-15.45  Securities in Insolvency Proceedings
Anto Kasak, Law Firm Kasak & Missik

15.45-16.00  Using Collateral in Secured Lending
Annemari Õunpuu, Swedbank AB

16.00-16.40  Discussion

16.40-16.50  Conclusions and the end of the Conference