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Handbuch des Sachverständigen- rechts

Praxisleitfaden für das
Verwaltungsverfahren

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Handbuch Des Sachverständigenrechts: Praxisleitfaden Für Das Verwaltungsverfahren

Martin Attlmayr

Zahlreiche bedeutende Verwaltungsentscheidungen beruhen auf Gutachten von Sachverständigen. Selbst bei alltäglichen Entscheidungen, etwa im Bau- oder Gewerberecht, sind diese, aufgrund der Komplexität verschiedener Verwaltungsmaterien, unentbehrlich. Trotz der elementaren Bedeutung in der Praxis fehlte bislang eine umfassende Darstellung des Sachverständigenbeweises im Verwaltungsverfahren. Das Handbuch bietet, erstmals in Österreich, eine umfassende Darstellung des Sachverständigenrechts im Verwaltungsverfahren und behandelt auch die wesentlichen Fragen der Haftung des Sachverständigen nach Zivil- und Strafrecht. Es arbeitet in verständlicher Weise die Rechtsgrundlagen des Sachverständigenbeweises auf und erläutern die reichhaltige Rechtsprechung des Verwaltungsgerichtshofes sowie bezüglich der Haftungsfragen des OGH. In einzelnen Schritten wird die richtige Vorgangsweise bei der Begutachtung erläutert und anhand von Formulierungsbeispielen dem Praktiker eine verlässliche Anleitung zur Erstellung eines rechtsrichtigen Gutachtens gegeben.

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