

**Acquisition and loss of ownership under the Law on
Property and Other Real Rights (LPORR):
The influence of the BGB in Kosovo Law**

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Abstract Deutsch

Ziel des Artikels ist es, die rechtlichen Grundlagen des Erwerbs und Verlusts von Eigentum nach dem neuen kosovarischen Gesetz über Eigentum und andere dingliche Rechte (LPORR) von 2009 zu analysieren. Dabei werden Formen und rechtliche Voraussetzungen des Erwerbs und Verlusts von Eigentum diskutiert. Besonderes Augenmerk wird auf den Einfluss des deutschen Bürgerlichen Gesetzbuchs (BGB) auf das neue kosovarische Recht gelegt. Neben der Rezeption des deutschen Rechts enthält das LPORR auch viele rechtliche Ansätze, die bereits im alten kosovarischen Recht zu finden waren. Dieser Artikel soll auch einen Beitrag zur Klarstellung der Bedeutung der relevanten Normen des LPORR leisten und ihre Anwendung erleichtern, in dem der Inhalt und die Herkunft der Normen aus rechtsvergleichender Perspektiven insbesondere im Vergleich zum BGB darstellt werden.

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Abstract English

The aim of this paper is to analyse the legal bases of the new Law on Property and Other Real Rights (LPORR) of 2009 related to the acquisition and loss of ownership. During this analysis forms and legal requirements for acquiring and losing ownership will be discussed. Special attention will be paid to the influence of the German Civil Code (BGB). Beyond the influence of the BGB, the new law also contains many legal solutions which were applicable in Kosovo prior to the entry into force of the new law. Moreover, this article aims to clarify the meaning of the legal provisions and to facilitate implementation by explaining the content and origin of relevant provisions in the light of a comparative perspective with other jurisdictions, in particular with the German Civil Code.