

Georg Wielinger

**Master Thesis
Cash Pooling**

Abstract

The establishment of a cash pool raises a number of economic and especially legal questions. Especially, since cash pooling as a cross-sectional subject covers almost all areas of commercial law, it would be presumptuous to even try to deal with all the questions that arise by writing a master thesis.

This paper therefore deals with selected legal issues of cash pooling. After a presentation of the different concepts of cash pools and their basic principles, transfer pricing aspects of cash pool agreements are discussed.

In the following, selected aspects of capital maintenance rules as well as insolvency law issues shall be addressed. Finally, this thesis deals with the question whether and if so, which licensing requirements have to be considered when establishing a cash pool.

As a rule, the Austrian legal situation is examined as a starting point. In addition, approaches of selected other legal systems are presented.