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PROCURATION AS THE BROADEST COMMERCIAL POWER OF ATTORNEY

Summary: The procuration, which is the broadest commercial power of attorney regulated by the Companies Act, is systematically discussed. Certain legal rules on procuration are critically analyzed, suggestions are given on how to interpret certain rules, and what should be done de lege ferenda. The scope and content of the procurator's powers to represent the principal are determined. It is explained that it is mandatory to establish the content of the procurator's power of representation and to determine the content of both legal and business law limitations of the authorization of representation from the procurator. Before the final considerations summarizing the de lege ferenda proposals, the termination of the procura is briefly explained.

Key words: procuration, general power of attorney, commercial power of attorney, merchant