

	TORTS		CONTRACTS	
LEGAL REMEDIES	Legal: Money Damages			
	Nominal Damages Punitive Damages	Compensatory Damages General & Special	Consequential	Liquidated Damages
EQUITABLE REMEDIES	Unjust Enrichment / Quasi-K Restitution Money Judgment			
	Replevin Ejectment			
	Disgorgement, Subrogation, Indemnity	Constructive Trust Equitable Lien	Disgorgement, Subrogation, Indemnity	RESTITUTIONARY REMEDIES
	Equitable: Injunctive Relief			
	Prohibitive Injunction Against Future Tort	Mandatory or Prohibitive	Specific Performance	
	Mandatory Injunction If Sheriff Can't Enforce Replevin or Ejectment	Permanent Temporary or T.R.O.	Rescission Reformation	

Remedies In Contract And Tort

**Donald Harris, David Campbell, Roger
Halsen**



Remedies In Contract And Tort:

Remedies in Contract and Tort Donald Harris, David Campbell, Roger Halson, 2002-03 Remedies is one of the key organizing concepts of the obligations approach to the common law This second edition modernizes the former 1995 edition quite considerably It determines the place of remedies in contract and tort within the debate about the reform of the common law obligation

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Remedies in Contract and Tort Donald Harris, 1988-01 This student text was previously published by Weidenfeld and Nicolson Contract and tort are core subjects which are increasingly taught alongside each other As well as providing a full account of the law on remedies in contract and tort this book looks at how the law actually operates in practice The many similarities and the considerable differences between the law of contract and tort are thoroughly investigated

Remedies for Breach of Contract Solène Rowan, 2012-01-26 A thought provoking analysis of remedies for breach of contract this book examines the commitment of English law to the protection of contractual performance It considers specific remedies termination compensatory damages gain based monetary awards punitive damages and contractually negotiated remedies It also looks forward by considering how the protection of performance could be strengthened in the future The book approaches English law remedies for breach of contract through the comparative study of French law which offers significant scope for informative contrast It sheds new light on contractual remedies in both jurisdictions and challenges fundamental aspects of English law in this area With coverage of lively academic debates and recent developments in the case law on both sides of the Channel the book discusses topical issues There is also commentary on aspects of two recent far reaching reform projects relating to the French Civil code and of the Draft Common Frame of Reference Indispensable reading for private lawyers from common and civil law backgrounds with an interest in remedies for breach of contract whether comparatists or not the book should prove to be an invaluable resource for students academics and practitioners on the current state and future reform of the law in this area

Comparative Remedies for Breach of Contract Nili Cohen, Ewan McKendrick, 2005-02-28 The book provides a comparative analysis of the law relating to remedies for breach of contract It examines different remedies such as specific performance and damages doing so from the viewpoint of different legal systems principally the English American German French and Israeli Each essay is written by a recognised specialist in his or her own field Topics covered include the relationship between substantive rights and contract remedies the recent reforms of the law relating to breach of contract in Germany the remedies in the context of a third party beneficiary and the extent to which a claimant can choose the remedy which he or she deems to be the most appropriate The book also makes use of a range of techniques particularly economic analysis when examining the legal rules The book contains an introductory essay written by the editors and an essay by Professor Friedman which deals with the relationship between substantive rights and contract remedies

Remedies for Torts and Breach of Contract Andrew S.

Burrows,1987-01-01 **Sourcebook on Obligations and Legal Remedies** Geoffrey Samuel,1999 This sourcebook provides a selection of primary source materials on contract tort and restitution to offer an introduction to the law of obligations The book also sets out to act as an introductory primary sourcebook on the law of remedies with sections devoted to debt damages account injunctions and rescission The book is intended to be comprehensive on problem solving and legal reasoning in the context of the law of obligations It is designed to be a collection of materials and commentary for students interested not only in the techniques of positive law problem solving but also in bridging the gap with more theoretical subjects such as comparative law and jurisprudence The Modern Law of Contract Richard Stone,2005 The Modern Law of Contract builds on the success of the popular Principles of Contract Law Taking account of a variety of theoretical approaches economic sociological and empirical the book combines meticulous examination of authorities and commentary with a modern and contextual approach The range of material covered combined with an accessible style means that this book meets the needs of all undergraduate contract courses enabling students to gain a profound understanding of this pivotal field It will also be useful for students studying contract law as part of another discipline *The Law and Practice in Actions for Torts in the State of New York* James Newton Fiero,1903 The Principles of the Law of Contracts and Torts Alured Nathaniel Myddelton Wilshire,Alured Myddelton Wilshire,1922 The Anatomy of Tort Law Peter Cane,1997-06-19 Accessible yet theoretically stimulating analysis which depicts tort law as a system of ethical rules and principles of personal responsibility **North Carolina Practice and Procedure in Civil Cases** Atwell Campbell McIntosh,1929 **The German Law of Torts** Basil S Markesinis,Hannes Unberath,2002-06-10 Since its first appearance in 1986 this book has won uniform praise from many of the world s leading comparatists has been acclaimed by senior judges and has been cited by the courts of many countries This new edition of the work substantially re written and systematically up dated contains over 150 leading judgments most translated in their entirety along with references to over 2000 other decisions from Germany and the Common law world While the book remains an ideal tool for teaching comparative torts and comparative methodology the fact that it has been extensively rewritten and enlarged now also makes it an indispensable source of inspiration for those with a professional interest in tort litigation and tort reform Topics discussed include economic loss psychiatric injury wrongful birth life and sterilisation cases products liability traffic accidents accidents at work environmental liability and compensation for personal injuries and death **Commercial Remedies** Graham Virgo,Sarah Worthington,2017-08-24 Written by leading experts this book offers unique coverage of the most difficult and pressing concerns within commercial remedies *Contract Damages* Djakhongir Saidov,Ralph Cunnington,2008-05-30 This book is a collection of essays examining the remedy of contract damages in the common law and under the international contract law instruments such as the Vienna Convention on Contracts for the International Sales of Goods and the UNIDROIT Principles of International Commercial Contracts The essays written by leading experts in the area raise important and topical issues relating to the law

of contract damages from both theoretical and practical perspectives The book aims to inform readers of current developments problems trends and debates surrounding contract damages and reflects an ongoing dialogue on damages among representatives of common law civil law mixed and trans national legal systems The general issues addressed in the collection include the purpose and scope of damages the measures of damages recoverability of losses methods of limiting damages and the assessment of damages A special emphasis is placed on the examination of the role of gain based damages the meaning and definition of loss the recoverability of damages for injury to business reputation the recoverability of legal fees the rules of mitigation and foreseeability the dilemma between the abstract and concrete approaches to the calculation of damages and the relationship between changes in monetary value and the assessment of damages *The Michigan Digest Annotated* George Foster Longsdorf, 1920

Principles of the English Law of Obligations Andrew Burrows, 2016-12-01 Principles of the English Law of Obligations provides students with a high quality overview of this key area of English law Drawing together updated chapters from the third edition of English Private Law the subjects covered include contract tort and equitable wrongs unjust enrichment and remedies Written by a team of acknowledged experts the chapters give a clear simple and accurate overview of the guiding principles and rules of the English law of obligations including contract and tort which are compulsory subjects for law degrees and on professional courses Whether looking for an accessible conceptual introduction to the area or a handy revision reference students will find this book invaluable

Measuring Damages in the Law of Obligations Sirko Harder, 2010-07-12 This book challenges certain differences between contract tort and equity in relation to the measure in a broad sense of damages Damages are defined as the monetary award made by a court in consequence of a breach of contract a tort or an equitable wrong In all these causes of action damages usually aim to put the claimant into the position the claimant would be in without the wrong Even though the main objective of damages is thus the same for each cause of action their measure is not While some aspects of the measure of damages are more or less harmonised between contract tort and equity e g causation in fact and mitigation significant differences exist in relation to 1 remoteness of damage which is the question of whether when and to which degree damage needs to be foreseeable to be recoverable 2 the compensability of non pecuniary loss such as pain and suffering distress and loss of reputation 3 the effect of contributory negligence which is the victim's contribution to the occurrence of the wrong or the ensuing loss through unreasonable conduct prior to the wrong 4 the circumstances under which victims of wrongs can claim the gain the wrongdoer has made from the wrong and 5 the availability and scope of exemplary or punitive damages For each of the five topics this book examines the present position in contract tort and equity and establishes the differences between the three areas It goes on to scrutinise the arguments in defence of existing differences The conclusion on each topic is that the present differences between contract tort and equity cannot be justified on merits and should be removed through a harmonisation of the relevant principles

Contract Law Neil Andrews, 2011-05-26 This textbook takes a fresh approach to

contract law as a first edition it reflects the subject in the 21st century more accurately than other texts Comprehensive and scholarly it maps the curriculum perfectly but detailed references and further reading sections encourage students to explore the subject further Understanding is paramount and chapter introductions clearly guide students through the material The textbook takes an innovative approach to case law breaking down and discussing individual elements of a case and selecting short key extracts it gives students the tools to read cases independently and with confidence An examination of the historical and theoretical foundations of the subject and a concluding chapter tracking emerging fields ensure the broadest possible perspective Discussion of key recent cases such as Durham Tess Valley Airport 2010 and Chartbrook 2009 make this important new text a must for contract law students

Understanding the Law of Obligations Andrew

Burrows, 2000-11-15 NEW in paperback From the Reviews of the hardback edition This is a fascinating and thought provoking collection of eight essays Taken together they represent a coherent and compelling exposition of the English law of obligations One is left with the picture of an author who remains a devotee of practical scholarship and the deductive technique of the common law and has a grasp on its intricacies second to none Edwin Peel The Law Quarterly Review 1999 These essays all concerned with various aspects of contract tort and unjust enrichment are a pleasure to peruse and a distinct cut above the usual lacklustre collection of past triumphs now beyond their sell by date Without exception they are both topical and relevant together they form a readable scholarly and eclectic mixture of exposition and polemic of speculation and analysis Andrew Tettenborn The Cambridge Law Journal 1999 quite simply the most convincing and complete explanation of the law of obligations that is currently available the book is thorough compelling definitive and highly important Paul Kearns Anglo American Law Review 1999 an extremely important work produced by a leading academic David Wright Adelaide Law Review

Unveiling the Energy of Verbal Beauty: An Emotional Sojourn through **Remedies In Contract And Tort**

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