

Andrew Burrows

*Remedies
for*

TORTS

AND

BREACH

OF

CONTRACT

Second edition

BUTTERWORTHS

Remedies For Torts And Breach Of Contract

**Alured Nathaniel Myddelton
Wilshire, Alured Myddelton Wilshire**

Remedies For Torts And Breach Of Contract:

Remedies for Torts and Breach of Contract Andrew S. Burrows, 1994 Remedies for Torts, Breach of Contract, and Equitable Wrongs Andrew Burrows, 2019 The fourth edition of Andrew Burrows seminal work *Remedies for Torts Breach of Contract and Equitable Wrongs* previously *Remedies for Torts and Breach of Contract* updates and extends coverage of judicial remedies for civil wrongs in English law Since the release of the previous edition in 2004 the scope of discussion in the book has developed to include many contemporary case studies Examples of these include *Morris Garner v One Step Ltd* on negotiating damages *Milner v Carnival* on quantum of mental distress damages *Forsyth Grant v Allen* on restitution for torts to name but a few as well as crucial Supreme Court decisions on penalty clauses *Cavendish v Makdessi* and injunctions *LauritzenCool Araci v Fallon* and *Coventry v Lawrence* In addition to comprehensive updating to take account of new developments in the law this book includes two new chapters Unique to the fourth edition the first explores damages under the Human Rights Act of 1998 the second examines negotiating damages *Remedies for Torts Breach of Contract and Equitable Wrongs* by leading scholar Andrew Burrows is a popular work amongst students and practitioners due to its broad coverage factual detail insightful application of academic context and enduring subject matter **Remedies for Torts, Breach of Contract, and Equitable Wrongs** Andrew Burrows QC FBA, Andrew S. Burrows, 2019 *Remedies for Torts Breach of Contract and Equitable Wrongs* fourth edition is a major text for students legal practitioners and academics Celebrated as a leading work on judicial remedies for civil wrongs in English law this accessible and enduring work is extensively revised for its fourth edition 2019 *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 **Damages, Injunctive Relief, and Other Remedies in Tort and Free Speech Cases** Russell L. Weaver, Duncan Fairgrieve, 2023-11-21 This book examines a variety of important issues that arise in tort and free speech cases including asset freezing orders non pecuniary damages in financial services cases the illegality defense in restitution cases contributory negligence and the avoidable loss rule whether robotic speech should be protected like other speech fact checking remedies and disinformation the right of reply in media regulation the right to be secure and free speech and social media platform censorship **The Law of Remedies for Torts** Francis Hilliard, 1873 *Rights and Private Law* Donal Nolan, Andrew Robertson, 2011-12-02 In recent years a strand of thinking has developed in private law scholarship which has come to be known as rights or rights based analysis Rights analysis seeks to develop an understanding of private law obligations that is driven primarily or exclusively by the recognition of the rights we have against each other rather than by other influences on private law such as the pursuit of community welfare goals Notions of rights are also assuming greater importance in private law in other respects Human rights instruments are having an increasing influence

on private law doctrines And in the law of unjust enrichment an important debate has recently begun on the relationship between restitution of rights and restitution of value This collection is a significant contribution to debate about the role of rights in private law It includes essays by leading private law scholars addressing fundamental questions about the role of rights in private law as a whole and within particular areas of private law The collection includes contributions by advocates and critics of rights based approaches and provides a thorough and balanced analysis of the relationship between rights and private law

A Casebook on Contract Andrew Burrows, 2020-06-11 provides everything you want in a case book a stimulating thought provoking and up to date account of contract law It combines both fantastic academic commentary and superbly selected materials making it simply one of the best contract law casebooks Student Law Journal This is the seventh fully updated edition of Professor Burrows Casebook offering law students the ideal way to discover and understand contract law through reading highlights from the leading cases Designed to be used either on its own or to supplement a contract law textbook this book covers the undergraduate contract law course in a series of clearly presented and carefully structured chapters The author provides an expert introduction to each topic and his succinct notes and questions seek to guide students to a proper understanding of the cases The relevant statutes are also set out along with a principled analysis of them In addition to cross references to further discussion in the leading textbooks an innovative feature is the summary of leading academic articles in each chapter The book is designed not to overwhelm students by its length but covers all aspects of the law of contract most commonly found in the undergraduate curriculum

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

Arbitration and Contract Law Neil Andrews, 2016-04-18 This book deals with the contractual platform for arbitration and the application of contractual norms to the parties dispute Arbitration and agreement are inter linked in three respects i the agreement to arbitrate is itself a contract ii there is scope subject to clear consensual exclusion in England for monitoring the arbitral tribunal's fidelity and accuracy in applying substantive English

contract law iii the subject matter of the arbitration is nearly always a contractual matter These three elements underlie this work They appear as Part I arbitration is founded on agreement Part II monitoring accuracy Part III synopsis of the English contractual rules frequently encountered within arbitration The book will be a useful resource to foreign lawyers or English non lawyers English lawyers seeking a succinct discussion and to arbitral tribunals

The Principles of the Law of Contracts and Torts Alured Nathaniel Myddelton Wilshire, Alured Myddelton Wilshire, 1922

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

Equity Today Ben McFarlane, Steven Elliott KC, 2023-06-29 This book presents a clear carefully analysed picture of the operation of equity today across the common law world Rather than revisit the abstract debate as to whether or not equity has fused with the common law it focuses on specific equitable principles and doctrines Expert contributors step back and take a wider view of those doctrines examining how they can best be understood today and how they might develop in the future This will prove invaluable to practitioners and courts at first instance as well as appellate level allowing them to navigate the constantly growing mass of case law Drawing on expertise from across the worlds of academia practice and the bench this seminal collection provides the most illuminating picture available of how equity operates

The World of Maritime and Commercial Law Charles Mitchell, Stephen Watterson, 2020-04-30 This collection of 20 essays contains recent work by legal scholars practitioners and judges all internationally renowned for their expertise in the fields of maritime and commercial law For maritime lawyers the book contains absorbing and important studies of the law governing maritime collisions carriage of goods by sea examining the meaning of actual carriage in the Hamburg Rules and the complex web of rules that governs multimodal carriage and marine insurance discussing the history of the doctrine of utmost good faith and jurisdiction clauses in cargo policies In the area of private international law there are chapters on the choice of law rules affecting the ownership of ships and on recent cases where conflict of laws issues have been decided by the Privy Council For generalist commercial lawyers there is a wealth of scholarship on the Sale of Goods Act 1979 its provisions and scope and on the rules of contractual interpretation their history content and application in commercial settings In addition there are chapters on negotiating damages for breach of contract illegality tracing

misapplied funds the application of private law rules to disputes about cryptocurrencies and developments in the law of directors duties Taken as a whole the essays in this collection stand out for their breadth of scholarship analytical power depth of understanding and penetrating insights even into the knottiest problems of maritime and commercial law They are essential reading for every maritime and commercial lawyer and a fitting tribute to a scholar who has led the way in both fields for many decades *Subrogation and Marshalling* Rory Gregson,2024-10-31 This innovative and thought provoking book studies how subrogation and marshalling should be understood in the context of private law Subrogation and marshalling are legal rules which give a person new rights with prima facie the same content as someone else s extinguished rights There is little examination of why the law does this This book argues that the key to understanding subrogation is the distinctive form of the rights that it creates The form of rights created reflects a particular role in ensuring interpersonal justice subrogation s role is to properly distribute the burden of debts Taking this model the book goes on to resolve persistent controversies in the case law including when subrogation should occur what rights it should create the relationship between subrogation and marshalling and whether subrogation is a remedy for unjust enrichment

MacQueen and Thomson Contract Law in Scotland Hector L MacQueen,2020-08-13 Provides a comprehensive introduction to the principles of the Scots law of contract and provides the reader with a clear analysis of this difficult area of the law This practical text Illustrates the different types of contractual situations and examines the formation performance and enforcement of contracts Includes examples of typical contract clauses and treats remedies in detail Is set in a comparative context and discusses the problems of cross border and international contracts Explains the underlying principles of contract law Is written in a clear well structured style and uses diagrams to illustrate complex situations The fifth edition covers key Supreme Court cases including Cavendish Square Holding BV v Tala El Makdessi and ParkingEye Limited v Beavis regarding penalty clauses It also includes a new chapter on capacity to make a contract ie Who can make a Contract This title is included in Bloomsbury Professional s Scottish Law and Scots Law Student online services Anson's Law of Contract J. Beatson,Andrew Burrows,John Cartwright,2020 Anson s Law of Contract offers exceptional detail precision and clarity on contract law It is a classic text in the field providing a stimulating account of the law With comprehensive coverage of all topics covered on contract law courses this definitive work is essential reading for anyone interested in the law of contract whether as a student practitioner or academic **The Law of Torts** Sir John William Salmond,1912 *The Protection of Property Rights Through Tort Law* Victoria Evans,2025-08-07 This book analyses the problems caused by relying on tort law mechanisms to protect tangible property interests in the common law and suggests a new way of thinking to rectify these issues As English common law relies primarily on tort law for the protection of tangible property interests property rights are protected by a group of claims that as a whole are informed by a set of concerns that have little to do with the vindication of property rights The book demonstrates how tort law tends to focus on loss within the

case law and argues that this fundamental mismatch wholly undermines the category of property rights since the protection of property through tort is simultaneously too broad and too narrow Discussing trespass to goods trespass to land private nuisance conversion and negligent property damage the book advances a novel way of re thinking about the property protecting torts far better suited to their unique role within the law Using cases throughout the book will be of interest to students scholars and practitioners within the fields of property law tort law and private law in general **Great Debates in Contract Law** Jonathan Morgan, 2020-04-02 This textbook is an engaging introduction to the more advanced writings on contract law primarily designed to allow students to get under the skin of the topic and begin to build their critical thinking and analysis skills Each chapter is structured around key questions and debates that provoke deeper thought and ultimately a clearer understanding This edition has been extensively rewritten to include new cases and scholarship throughout New sections include no oral modification clauses substantive fairness regulation of standard form contracts and remoteness of damage in contract An excellent book for students of contract law who wish to know more the aim of the book is not to present a complete overview of theoretical issues in contract law but rather to illustrate the current debates which are currently going on among those working in shaping the area The text features summaries of the views of notable experts on key topics and each chapter ends with a list of guided further reading New to this Edition Extensively rewritten to include new cases and scholarship throughout New sections and debates include no oral modification clauses substantive fairness regulation of standard form contracts and remoteness of damage in contract

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