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Sexually Transmitted Debt Surety Experience And English Law

Jodi Gardner, Iain Ramsay



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Sexually Transmitted Debt Belinda Fehlberg,1997-01

The Theory of Contract Law Peter Benson,2001-02-05

Although the law of contract is largely settled there appears to be no widely accepted comprehensive theory of its main principles and doctrines or of its normative basis Contract law theory raises issues concerning the relation between law and morality the role and the importance of rights the connection between justice and economics and the distinction between private and public law This collection of six full length essays written by some of the most eminent scholars in the field explores the general theory of contract law from a variety of theoretical perspectives The volume addresses a wide range of issues both methodological and substantive in the theory and practice of contract law While the essays build upon past theoretical contributions they also attempt to take contract theory further and suggest promising ways to develop theory of contract law

Cranston's Consumers and the Law Colin Scott,Julia Black,2000-08 The third edition of this text is designed to bring the reader up to date with developments in consumer law up to 1999 It includes material on utilities and financial services regulation

Law and Families Helen Rhoades,2017-11-30 This volume highlights important classic and contemporary works by law and society scholars who analyze the complex and often highly political relationship between law and families Featuring authors from Australia Canada England and the United States the volume looks at how socio legal scholars think about families and the law how law shapes family practices the capacity of family law to deliver social justice and how family disputes are resolved Topics such as law s role in recognizing spousal and parental relationships or promoting responsible behaviour or equality norms are covered and the relationship between law s assumptions and the lived realities of families is problematized

Prenuptial Agreements and the Presumption of Free Choice Sharon

Thompson,2015-08-27 This book provides an alternative perspective on an issue fraught with difficulty the enforcement of prenuptial agreements Such agreements are enforced because the law acknowledges the rights of spouses to make autonomous decisions about the division of their property on divorce Yet this book demonstrates that in the attempt to promote autonomy other issues such as imbalance of power between the parties become obscured This book offers an academic and practical analysis of the real impact of prenuptial agreements on the relationships of those involved Using a feminist and contractual theoretical framework it attempts to produce a more nuanced understanding of the autonomy exercised by parties entering into prenuptial agreements This book also draws on an empirical study of the experiences and views of practitioners skilled in the formation and litigation of prenuptial agreements in New York Lastly it explores how the court might address concerns regarding power and autonomy during the drafting and enforcement processes of prenuptial agreements which in turn may enhance the role that prenups can play in the judicial allocation of spousal property on the breakdown of marriage

Regulation of Sexual Conduct in UN Peacekeeping Operations Olivera Simic,2012-05-25 This book critically examines the response of the United Nations UN to the problem of sexual exploitation in UN Peace Support

Operations It assesses the Secretary General's Bulletin on Special Protection from Sexual Exploitation and Sexual Abuse 2003 SGB and its definition of sexual exploitation which includes sexual relationships and prostitution With reference to people affected by the policy using the example of Bosnian women and UN peacekeepers and taking account of both radical and sex positive feminist perspectives the book finds that the inclusion of consensual sexual relationships and prostitution in the definition of sexual exploitation is not tenable The book argues that the SGB is overprotective relies on negative gender and imperial stereotypes and is out of step with international human rights norms and gender equality It concludes that the SGB must be revised in consultation with those affected by it namely local women and peacekeepers and must fully respect their human rights and freedoms particularly the right to privacy and sexuality rights Law and Gender in Modern Ireland Lynsey Black, Peter Dunne, 2019-02-21 Law and Gender in Modern Ireland Critique and Reform is the first generalist text to tackle the intersection of law and gender in this jurisdiction for over two decades As such it could hardly have come at a more opportune moment The topic of law and gender perhaps more so than at any other time in Irish history has assumed a dominant place in political and academic debate Among scholars and policy makers alike the regulation of gendered bodies and the legal status of sexual and gendered identities is now a highly visible fault line in public discourse Debates over reproductive justice exemplified by the recent referendum to remove the 8th Amendment increased rights for lesbian gay bisexual and transgender persons including the public sanctioned introduction of same sex marriage and the historic mistreatment of women and young girls have re shaped Irish public and political life and encouraged Irish society to re examine long unchallenged gender norms While many traditional flashpoints remain such as abortion and prostitution sex work there are also new questions including surrogacy and the gendered experience of asylum frameworks which have emerged As policy makers seek to enact reforms they face a population with increasingly polarised perceptions of gender and a legal structure ill equipped for modern realities This edited volume directly addresses modern Irish debates on law and gender Providing an overview of the existing rules and standards as well as exploring possible options for reform the collection stands as an important statement on the law in this jurisdiction and as an invaluable resource for pursuing gendered social change While the edited collection applies a doctrinal methodology to explain current statutes case law and administrative practices the contributors also invoke critical gender queer and race perspectives to identify and problematise existing and potential challenges This edited collection is essential reading for all who are interested in law gender and processes of social change in modern Ireland *Mistake, Fraud and Duties to Inform in European Contract Law* Ruth Sefton-Green, 2005-02-10 This 2005 examination of twelve case studies about mistake fraud and duties to inform reveals significant differences about how contract law works in thirteen European legal systems and despite the fact that the solutions proposed are often similar what divergent values underlie the legal rules Whereas some jurisdictions recognise increasing duties to inform in numerous contracts so that the destiny of mistake and fraud classical defects of consent may

appear to be uncertain other jurisdictions continue to refuse such duties as a general rule or fail to recognise the need to protect one of the parties where there is an imbalance in bargaining power or information Avoiding preconceptions as to where and why these differences exist this book first examines the historical origins and development of defects of consent then considers the issues from a comparative and critical standpoint Financial Services Law and Compliance in Australia Gail Pearson,2009-03-30 Up until the global credit crisis in 2008 Financial Services was the fastest growing sector of the Australian economy This growth has had profound implications for individuals corporations and government Following extensive review in the last part of the twentieth century Australia put in place an overarching system for regulating all financial services replacing a system that was based on separate regulation of products in individual industries Focusing on the implications of the new system for retail clients financial citizens Financial Services Law and Compliance in Australia provides a comprehensive account of the regulatory structure and a detailed analysis of the legislative framework including discussion of the new regulatory bodies the new licensing requirements for those wishing to enter the financial services market and the new obligations for those marketing or offering financial services to the public This is an essential resource for those working in and advising on financial services for students of financial services law and for anyone needing to understand this new regime in Australia Personal Insolvency Law, Regulation and Policy David Milman,2017-05-15 As the radical reforms contained in the Enterprise Act 2002 have come fully on stream Personal Insolvency Law has become a major focus of attention At the same time all evidence points to increasing levels of personal debt with the consequential rise in bankruptcies Personal Insolvency Law Regulation and Policy therefore provides a timely evaluation of the current state of English law in this important area The volume presents a critical analysis of the regimes of bankruptcy and individual voluntary arrangement in the context of current policy goals It examines the impact of the Insolvency Act 2000 and the Enterprise Act 2002 and discusses the treatment of bankruptcy within the global economy The book will be a valuable guide for students and academics engaged in the study of this increasingly important branch of private law The study will also be of value to practitioners and policy makers *Law's Relations* Jennifer Nedelsky,2011-10-11 Jennifer Nedelsky claims that we must rethink our notion of autonomy rejecting the usual vocabulary of control boundaries and individual rights If we understand that we are fundamentally in relation to others she argues we will recognize that we become autonomous with others **Feminist Perspectives on Contract Law** Linda Mulcahy,Sally Wheeler,2017-01-27 The law of contract is ripe for feminist analysis Despite increasing calls for the re conceptualisation of neo classical ways of thinking feminist perspectives on contract tend to be marginalised in mainstream textbooks This edited collection questions the assumptions made in such works and the ideologies that underpin them drawing attention to the ways in which the law of contract has facilitated the virtual exclusion of women the feminine and the private sphere from legal discourse Contributors to this volume offer a range of ways of thinking about the subject and cover topics such as the feminine offeree feminist perspectives on contracts in

cyberspace the forgotten world of women and contracts restitution and feminist economic theory the gendered power dynamics of undue influence and the feminisation of dispute resolution *Re-examining Insolvency Law and Theory* Emilie Ghio, John M. Wood, Jennifer L.L. Gant, 2023-12-11 An original book offering a unique theoretical approach Re examining Insolvency Law and Theory analyses the important role that legal theory plays in the development of insolvency law It explores how law and theory are able to respond to issues of financial distress in the 21st century and questions how insolvency law could develop to address contemporary challenges

The Politics of Land Reform in Africa Doctor Ambreena Manji, 2013-07-04 Across Africa land is being commodified private ownership is replacing communal and customary tenure Farms are turned into collateral for rural credit markets Law reform is at the heart of this revolution The Politics of Land Reform in Africa casts a critical spotlight on this profound change in African land economy The book illuminates the key role of legislators legal consultants and academics in tenure reform These players exert their influence by translating the economic and regulatory interests of the World Bank civil society groups and commercial lenders in to questions of law Drawing on political economy and actor network theory The Politics of Land Reform in Africa is an indispensable contribution to the study of agrarian change in developing countries

The Oxford Handbook of Empirical Legal Research Peter Cane, Herbert Kritzer, 2012-05-17 The empirical study of law legal systems and legal institutions is widely viewed as one of the most exciting and important intellectual developments in the modern history of legal research Motivated by a conviction that legal phenomena can and should be understood not only in normative terms but also as social practices of political economic and ethical significance empirical legal researchers have used quantitative and qualitative methods to illuminate many aspects of law s meaning operation and impact In the 43 chapters of The Oxford Handbook of Empirical Legal Research leading scholars provide accessible and original discussions of the history aims and methods of empirical research about law as well as its achievements and potential The Handbook has three parts The first deals with the development and institutional context of empirical legal research The second and largest part consists of critical accounts of empirical research on many aspects of the legal world on criminal law civil law public law regulatory law and international law on lawyers judicial institutions legal procedures and evidence and on legal pluralism and the public understanding of law The third part introduces readers to the methods of empirical research and its place in the law school curriculum

Integrating Socio-Legal Studies into the Law Curriculum Caroline Hunter, David Cowan, 2017-02-28 An important collection examining how socio legal studies and empirical legal research can be integrated into the law curriculum looking at both core qualifying subjects and stand alone socio legal modules and considering theoretical and methodological approaches combined with practical examples

Advanced Introduction to Feminist Perspectives on Law Margaret Thornton, 2024-08-06 This Advanced Introduction overviews the ongoing struggle for gender equality since the nineteenth century It considers how women have looked to law as a means of facilitating entry into the public sphere including in higher

education work and professional life **Researching Property Law** Sarah Blandy, Susan Bright, 2015-08-31 For those embarking on or engaged in property law research this is a unique resource which includes contributions from twelve international scholars who each analyse a different research approach addressing its value associated methodology and the challenges involved in pursuing it **Landmark Cases in Consumer Law** Jodi Gardner, Iain Ramsay, 2024-01-11 This book analyses the history of the common law foundations of consumer law and encourages readers to rethink the role that consumer law plays in our society Consumer law is often constructed as purely statute based law However as this collection will demonstrate this is far from the truth Much of the history of the common law concerns consumer transactions and markets Case law has often established or modified the ground rules of consumer markets has had a patterning effect on the economic organisation of markets and has expressed cultural visions of the market and consumers An analysis of landmark cases of consumer law allows many traditional cases to be viewed through a new and distinct lens providing significant academic and intellectual value The collection also includes a unique socio legal perspective considering the role that consumer law has played in addressing racial discrimination LGBTQ challenges and the rights of women This collection of landmark cases demonstrates the theoretical and practical significance of consumer law through a wide range of contributions by distinguished authors from the United Kingdom Europe the United States and Australia **Feminist Judgments** Rosemary Hunter, Clare McGlynn, Erika Rackley, 2010-09-30 While feminist legal scholarship has thrived within universities and in some sectors of legal practice it has yet to have much impact within the judiciary or on judicial thinking Thus while feminist legal scholarship has generated comprehensive critiques of existing legal doctrine there has been little opportunity to test or apply feminist knowledge in practice in decisions in individual cases In this book a group of feminist legal scholars put theory into practice in judgment form by writing the missing feminist judgments in key cases The cases chosen are significant decisions in English law across a broad range of substantive areas The cases originate from a variety of levels but are primarily opinions of the Court of Appeal or the House of Lords In some instances they are written in a fictitious appeal but in others they are written as an additional concurring or dissenting judgment in the original case providing a powerful illustration of the way in which the case could have been decided differently even at the time it was heard Each case is accompanied by a commentary which renders the judgment accessible to a non specialist audience The commentary explains the original decision its background and doctrinal significance the issues it raises and how the feminist judgment deals with them differently The book also includes chapters examining the theoretical and conceptual issues raised by the process and practice of feminist judging and by the judgments themselves including the possibility of divergent feminist approaches to legal decision making From the foreword by Lady Hale Reading this book ought to be a chastening experience for any judge who believes himself or herself to be both true to their judicial oath and a neutral observer of the world If lawyers and judges like me have so much to learn from reading this book then surely other more sceptical lawyers

and judges have even more to learn other scholars and not only feminists must also be fascinated by the window it opens onto the process of judicial reasoning not the straightforward predetermined march from A to B of popular belief but something altogether more complicated and uncertain And anyone will find it a very good read

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