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FEATURES

- Essays from leading private law scholars present original and authoritative contributions on cutting-edge issues in private law
- Exploration of important topics in contract, tort, unjust enrichment, equity and trusts, and property/land law, across both common and civil law
- Examines the controversy over judicial method in private law in the common law world, an increasingly relevant issue in light of the developing stance of the High Court of Australia against 'top-down' reasoning in private law

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Inspired by recent debate, the purpose of this collection of essays on private law doctrines, remedies, and methods is to celebrate and illustrate the contribution that both 'top-down' and 'bottom-up' methods of reasoning make to the development of private law.

The contributors explore a variety of topical subjects, including judicial approaches to 'top-down' and 'bottom-up' methods; teaching trusts law; the protection of privacy in private law; the development of the law of unjust enrichment; the private law consequences of theft; equity's jurisdiction to relieve against forfeiture; the nature of fiduciary relationships and obligations; the duties of trustees; compensation and disgorgement remedies; partial rescission; the role of unconscionability in proprietary estoppel; and the nature of registered title to land.

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