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Gift And The Promise

Gerrit De Geest



Gift And The Promise:

Law 101 Jay M. Feinman, 2000 Perhaps most important we learn that law is voluminous and complex but accessible to everyone BOOK JACKET Gifts Richard Hyland, 2009-06-05 Gifts A Study in Comparative Law is the first broad based study of the law governing the giving and revocation of gifts ever attempted Gift giving is everywhere governed by social and customary norms before it encounters the law and the giving of gifts takes place largely outside of the marketplace As a result of these two characteristics the law of gifts provides an optimal lens through which to examine how different legal systems engage with social practice The law of gifts is well developed both in the civil and the common laws Richard Hyland's study provides an excellent view of the ways in which different civil and common law jurisdictions confront common issues The legal systems discussed include principally in the common law those of Great Britain the United States and India and in the civil law the private law systems of Belgium and France Germany Italy and Spain Professor Hyland also serves a critique of the dominant method in the field which is a form of functionalism based on what is called the praesumptio similitudinis namely the axiom that once legal doctrine is stripped away developed legal systems tend to reach similar practical results His study demonstrates to the contrary that legal systems actually differ not only in their approach and conceptual structure but just as much in the results **ThirdWay**, 1999-02 Monthly current affairs magazine from a Christian perspective with a focus on politics society economics and culture Contract as Promise Charles Fried, 2015 Contract as Promise is a study of the foundations and structure of contract law It has both theoretical and pedagogic purposes It moves from trust to promise to the nuts and bolts of contract law The author shows that contract law has an underlying unifying moral and practical structure This second edition retains the original text and includes a new Preface It also includes a lengthy postscript that takes account of scholarly and practical developments in the field over the last thirty years especially the large and rich law and economics literature *The Enforceability of Promises in European Contract Law* James Gordley, 2001-07-12 Civil law and common law systems are held to enforce promises differently civil law in principle will enforce any promise while common law will enforce only those with consideration In that respect modern civil law supposedly differs from the Roman law from which it descended where a promise was enforced depending on the type of contract the parties had made This 2001 volume is concerned with the extent to which these characterizations are true and how these and other differences affect the enforceability of promises Beginning with a concise history of these distinctions the volume then considers how twelve European legal systems would deal with fifteen concrete situations Finally a comparative section considers why legal systems enforce certain promises and not others and what promises should be enforced This is the second completed project of The Common Core of European Private Law launched at the University of Trento **The Bow of Promise** George D. Elderkin, Charles Cardwell McCabe, John R. Sweney, William James Kirkpatrick, F. A. Hardin, 1898 Corpus Juris. Being a Complete and Systematic Statement of the Whole Body of the Law as Embodied in and Developed by All Reported Decisions

William Mack, William Benjamin Hale, 1922 **The Dignity of Commerce** Nathan B. Oman, 2017-01-19 Why should the law care about enforcing contracts We tend to think of a contract as the legal embodiment of a moral obligation to keep a promise When two parties enter into a transaction they are obligated as moral beings to play out the transaction in the way that both parties expect But this overlooks a broader understanding of the moral possibilities of the market Just as Shakespeare's Shylock can stand on his contract with Antonio not because Antonio is bound by honor but because the enforcement of contracts is seen as important to maintaining a kind of social arrangement today's contracts serve a fundamental role in the functioning of society With *The Dignity of Commerce* Nathan B. Oman argues persuasively that well-functioning markets are morally desirable in and of themselves and thus a fit object of protection through contract law Markets Oman shows are about more than simple economic efficiency To do business with others we must demonstrate understanding of and satisfy their needs This ability to see the world from another's point of view inculcates key virtues that support a liberal society Markets also provide a context in which people can peacefully cooperate in the absence of political, religious, or ideological agreement Finally the material prosperity generated by commerce has an ameliorative effect on a host of social ills from racial discrimination to environmental destruction The first book to place the moral status of the market at the center of the justification for contract law *The Dignity of Commerce* is sure to elicit serious discussion about this central area of legal studies **Criminal Law and Procedure in New Jersey Including the Subjects of Disorderly Persons and Bastardy** Clifford Lee Newman, 1926 Contract Law and Economics Gerret de Geest, 2010-10 This unique and timely book offers an up-to-date, clear and comprehensive review of the economic literature on contract law The topical chapters written by leading international scholars include precontractual liability, misrepresentation, duress, gratuitous promises, gifts, standard form contracts, interpretation, contract remedies, penalty clauses, impracticability and foreseeability, Option contracts, warranties, long term contracts, marriage contracts, franchise contracts, quasi contracts, behavioral approaches and civil contract law are also discussed This excellent resource on contract law and economics will be particularly suited to contract law scholars, law teachers, policy makers and judges For experts in and practitioners of contract law this will be a key book to buy **Personal Property Law** Michael G. Bridge, 2015 What type of right is a property right How are items of property classified for legal purposes In this revised edition of *Personal Property Law* Michael Bridge provides answers to these fundamental questions of property law His critical analysis includes new material on insolvency in particular the anti-deprivation principle and the *pari passu* rule as well as comprehensive accounts of recent case law *OBG v Allan Yearworth and Datastream* and statutory developments Widely considered to be the best short introduction to English personal property law Bridge constructs an authoritative and systematic summary of this complex field for readers approaching the subject for the first time It focuses on the acquisition, loss, transfer and protection of interests in personal property law and specific topics include ownership and possession, treatment of the separate

contributions of the common law and equity to modern personal property law discussion of modes of transfer the means of protecting property interests the resolution of disputes concerning title to personal property the grant of security interests and the issues arising out of the transformation and mixing of tangible personal property **European Contract Law** Hein Kötz, 2017-09-29 This new edition of European Contract Law examines the contract rules of several different European jurisdictions including the most important civilian systems and English common law while attempting to articulate general principles which are common in all of them While the first edition was limited to a comparative analysis of the rules on formation and validity of contracts agency third party beneficiaries and assignment the second edition now also includes contractual remedies and various updates and revisions of the first edition especially in light of the recent changes to the French Code civil Furthermore the book comprises a wealth of translated extracts of legislation cases and academic literature comprehensively covering all aspects of contract law The book was originally published in German to considerable acclaim This English edition has been translated by Gill Mertens building on the work done by the translator of the first edition Tony Weir This edition will be invaluable to scholars and practitioners in Europe and beyond **The Codes of California as Amended and in Force at the Close of the Thirty-sixth Session of the Legislature, 1905 ...: Civil code** California, John F. MacLane, 1906 **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

Advanced Introduction to Contract Law and Theory Brian H. Bix, 2023-07-01 This comprehensive Advanced Introduction provides an overview of contract law and contemporary contract theory Demonstrating that an understanding of theory and policy is a vital aspect of being an effective practicing lawyer Brian H Bix explores which theoretical approaches can best explain and justify contract law arguing for greater critical attention to the connections between contract law theory practice and teaching **Lawyers' Reports Annotated** , 1911 *Contract Law For Dummies* Scott J. Burnham, 2011-12-06 Take the mumbo jumbo out of contract law and ace your contracts course Contract law deals with the promises and

agreements that law will enforce Understanding contract law is vital for all aspiring lawyers and paralegals and contracts courses are foundational courses within all law schools Contract Law For Dummies tracks to a typical contracts course and assists you in understanding the foundational legal rules controlling voluntary agreements people enter into while conducting their personal and business affairs Suitable as a supplement to introductory and advanced courses in contract law Contract Law For Dummies gives you plain English explanations of confusing terminology and aids in the reading and analysis of cases and statutes Contract Law For Dummies gives you coverage of everything you need to know to score your highest in a typical contracts course You'll get coverage of contract formation contract defenses contract theory and legality agreement consideration restitution and promissory estoppel fraud and remedies performance and breach electronic contracts and signatures and much more Tracks to a typical contracts course Plain English explanations demystify intimidating information Clear practical information helps you interpret and understand cases and statutes If you're enrolled in a contracts course or work in a profession that requires you to be up to speed on the subject Contract Law For Dummies has you covered

The Old Testament in the Life of God's People Jon Isaak, 2009-06-30 This book celebrates the contributions to Old Testament theology of Elmer A Martens President and Professor of Old Testament at Mennonite Brethren Biblical Seminary Fresno California both positions now Emeritus It includes 3 essays written by Martens himself as well as 15 others written by his former students colleagues friends and even one of his professors The essays are clustered around three topics Christians use of the Old Testament aligning God's people with God's call for justice and addressing the issue of land in the life of God's people each of which reflects an area of special interest to Martens A biographical sketch a list of the honoree's varied publications and indexes are included Martens has had a productive career as teacher author and preacher a career spanning almost six decades and five continents After 40 years of seminary teaching Elmer is known to many as professor He taught his signature class Old Testament theology from 1968 to 2004 at Mennonite Brethren Biblical Seminary shaping an entire generation of preachers and Bible teachers His Old Testament theology textbook God's Design now in its third edition continues to be used at the seminary as well as in translation in numerous other schools around the world

Contract H G Beale, W D Bishop, M P Furmston, 2008 This casebook on contract comprises a wide selection of cases and materials that illustrate the substantive law and places it in its legal and commercial context It demonstrates how the rules work both inside and outside the courtroom

American Law Gerrit De Geest, 2020-07-31 This concise primer offers an introduction to U S law from a comparative perspective explaining not only the main features of American law and legal culture but also how and why it differs from that of other countries Students beginning LLM programs in the U S in particular international students will find this primer invaluable reading

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