

# Land Law Clarendon Law

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## **Discrimination Law** - Sandra Fredman 2011-05-26

This text provides an introduction to discrimination law. Drawing on a wide variety of philosophical and legal sources, the concepts of equality and anti-discrimination law are introduced in their social and historical context.

## **An Introduction to the Law of Trusts** - Simon Gardner 2011-05-05

A comprehensive, stimulating introduction to trusts law, which provides readers with a clear conceptual framework to aid understanding of this challenging area of the law. Aimed at readers studying trusts at an undergraduate level, it provides a succinct and enlightening account of this area of the law. Concise and clear, this book also identifies and discusses many analytical perspectives, encouraging a deeper understanding of the issues at hand. It offers an outstanding treatment of specific areas, in particular remedial constructive trusts and trusts of family homes. Ideal for providing a broad background to the issues before embarking on an in-depth study of trusts, it can also be used to help the reader to develop their understanding. For those looking to challenge themselves, detailed footnotes highlight further issues and point the direction for future reading. Fully revised to take into account the Charities Act 2006, judicial developments through case law, and recent academic work in this area, this new edition in the renowned Clarendon Law Series offers a well-written, careful, and insightful introduction to the law of trusts.

## *The Idea of Property* - Laura S. Underkuffler 2003

Legal scholars and philosophers have long been engaged in studying the secret of the internal structure of property in law. This text aims to advance our understanding of property as an idea and the power that claimed property rights should have against competing public interests.

## **Public Law** - Adam Tomkins 2003-07-17

Written in the well-established tradition of the Clarendon Law Series, Public Law offers a stimulating re-interpretation of the central themes and problems of English constitutional law. It offers full consideration of the historical development of public law. This book is an introduction that will be especially appealing to the enquiring student who is looking to reflect critically on the assumptions underpinning the standard presentation of the subject. Written throughout in an engaging and accessible style, Public Law examines the issues of power and accountability that are central to constitutional and administrative law. Among the topics considered are the unwritten nature of the constitution, the changing relationship between the law and the politics of the constitution, the separation of powers, the enduring influence of the crown, the role and functions of Parliament, questions of responsible government, and the law of judicial review and human rights.

## Lawyers and the Making of English Land Law, 1832-1940 - J. Stuart Anderson 1992

In this book Stuart Anderson offers a completely fresh interpretation of the manner in which the concepts found in the 1925 property legislation were formed by debates about law reform beginning in the 1840s. Examining texts of the statutes with a historian's eye Anderson explains how the statutes were enacted, by whom and for what reasons. Partly a work of modern legal history, partly a commentary on modern English land law, this book should be read by all modern legal historians, property lawyers, and historians concerned with the relationship between property, politics, and the professions.

## **Legal Philosophies** - J. W. Harris 1980

## **The Idea of Property in Law** - James E. Penner 1997

This book presents an alternative viewpoint in the ongoing dialogue on property. Dr Penner places the idea of property within the broader system of rules, rights and powers which make up the legal system.

## **The International Law of Property** - John G. Sprankling 2014-05-01

Does a right to property exist under international law? The traditional answer to this question is no: a right to property can only arise under the domestic law of a particular nation. But the view that property rights are exclusively governed by national law is obsolete. Identifiable areas of property law have emerged at the international level, and the foundation is now arguably being laid for a comprehensive international regime. This book provides a detailed investigation into this developing international property law. It demonstrates how the evolution of international property law has been influenced by major economic, political, and technological changes: the embrace of private property by former socialist states after the end of the Cold War; the globalization of trade; the birth of new technologies capable of exploiting the global commons; the rise of digital property; and the increasing recognition of the human right to property. The first part of the book analyzes how international law impacts rights in specific types of property. In some situations, international law creates property rights, such as rights in aboriginal lands, deep seabed minerals, and satellite orbits. In other areas, it harmonizes property rights that arise at the national level, such as rights in intellectual property, rights in foreign investments, and security interests in personal property. Finally, it restricts property rights that may be recognized at the national level, such as rights in celestial bodies, contraband, and slaves. The second part of the book explores the thesis that a global right to property should be recognized as a general matter, not merely as a moral precept but rather as an entitlement that all nations must honour. It establishes the components of such a right, arguing that the right to property at the international level should be seen in the context of five key components of ownership: acquisition, use, destruction, exclusion, and transfer. This highly innovative book makes an important contribution to how we conceptualize the protection of property and to the understanding that much of this protection now takes place at the international level.

## Land Law - Elizabeth Cooke 2012-06-28

Written by the Law Commissioner responsible for land law, this second edition is an invaluable resource for students new to the subject. It provides a clear overview of the subject, details key cases, and offers both a clear explanation of how the law works and insights into how property lawyers think.

## **Commentaries on the Laws of England** - William Blackstone 1765

## *Southern Cross* - Reinhard Zimmermann 1996

This work provides a history of the main institutions of South African private law, as well as exploring the process through which the integration of English common law and continental civil law was achieved in that jurisdiction. It is a first stepping stone in the writing of the history of private law in South Africa.

## **Common Law Aboriginal Title** - Kent McNeil 1989

Examines effects of colonisation on title to land in territories settled by the English; outlines possession and title to land in English law, the Crown's title to land in England; describes methods of acquisition of territorial sovereignty; discusses common law Aboriginal title (native title) and its application in United States, Canada and Australia; mentions *Milirrpum v. Nabalco Pty Ltd.*

### **Property and Justice** - J. W. Harris 1996-10-10

When philosophers put forward claims for or against 'property', it is often unclear whether they are talking about the same thing that lawyers mean by 'property'. Likewise, when lawyers appeal to 'justice' in interpreting or criticizing legal rules we do not know if they have in mind something that philosophers would recognize as 'justice'. Bridging the gulf between juristic writing on property and speculations about it appearing in the tradition of western political philosophy, Professor Harris has built from entirely new foundations an analytical framework for understanding the nature of property and its connection with justice. Property and Justice ranges over natural property rights; property as a prerequisite of freedom; incentives and markets; demands for equality of resources; property as domination; property and basic needs; and the question of whether property should be extended to information and human bodily parts. It maintains that property institutions deal both with the use of things and the allocation of wealth, and that everyone has a 'right' that society should provide such an institution.

### The Modern Law of Estoppel - Elizabeth Cooke 2000

The law of estoppel might be called the law of consistency which obliges people to stand by things they have said. This book examines how the law has tried to deal with this issue.

### *Elements of Land Law* - Kevin J. Gray 1993-01-01

This work offers a systematic account of land law which, by proceeding from fundamental principles to consideration of the law as it is applied, succeeds in placing land law in its social context whilst retaining the strengths of a more traditional approach. To this end the work is divided into two parts: the first offering a detailed description and analysis of the substantive law and its underlying principles, while the second examines a number of key issues which illustrate the effects of land law, particularly within the sphere of residential property. Throughout the book, there are extensive case references including references to American and Australian law and to unreported cases available on LEXIS.

### *The Unity of the Common Law* - Alan Brudner 2013-10-03

In this classic study, Alan Brudner investigates the basic structure of the common law of transactions. For decades, that structure has been the subject of intense debate between formalists, who say that transactional law is a private law for interacting parties, and functionalists, who say that it is a public law serving the collective ends of society. Against both camps, Brudner proposes a synthesis of formalism and functionalism in which private law is modified by a common good without being subservient to it. Drawing on Hegel's legal philosophy, the author exhibits this synthesis in each of transactional law's main divisions: property, contract, unjust enrichment, and tort. Each is a whole composed of private-law and public-law parts that complement each other, and the idea connecting the parts to each other is also latently present in each. Moreover, Brudner argues, a single narrative thread connects the divisions of transactional law to each other. Not a row of disconnected fields, transactional law is rather a story about the realization in law of the agent's claim to be a dignified end-master of its body, its acquisitions, and the shape of its life. Transactional law's divisions are stages in the progress toward that goal, each generating a potential developed by the next. Thus, contract law fulfils what is incompletely realized in property law, negligence law what is germinal in contract law, public insurance what is seminal in negligence law, and transactional law as a whole what is underdeveloped in public insurance. The end point is the limit of what a transactional law can contribute to a life sufficient for dignity. Reconfigured and expanded with a contribution by Jennifer Nadler, *The Unity of the Common Law* stands out among contemporary theories of private law in that it depicts private law as purposive without being instrumental and as autonomous without being empty formal.

### **Equity** - Sarah Worthington 2006-08-17

This second edition of Sarah Worthington's *Equity* maintains the clear ambitions of the first. It sets out the basic principles of equity, and illustrates them by reference to commercial and domestic examples of their operation. The book comprehensively and succinctly describes the role of equity in creating and developing rights and obligations, remedies and procedures that differ in important ways from those provided by the common law itself. Worthington delivers a complete reworking of the material traditionally described as equity. In doing this, she provides a thorough examination of the fundamental principles underpinning equity's most significant incursions into the modern law of property, contract, tort, and unjust enrichment.

In addition, she exposes the possibilities, and the need, for coherent substantive integration of common law and equity. Such integration she perceives as crucial to the continuing success of the modern common law legal system. This book provides an accessible and elementary exploration of equity's place in our modern legal system, whilst also tackling the most taxing and controversial questions which our dual system of law and equity raises.

### 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.

### Private Law and the Rule of Law - Lisa M. Austin 2014

The rule of law is widely perceived to be a public law doctrine, concerned with the way governmental authority conforms to dictates of law. This book explores the idea that the rule of law instead concerns the conditions under which any relationship - that among citizens as well as that between citizens and the state - becomes subject to law.

### A Concise History of the Common Law - Theodore Frank Thomas Plucknett 2001

Plucknett, Theodore F.T. *A Concise History of the Common Law*. Fifth Edition. Boston: Little, Brown and Company, 1956. Reprinted 2001 by The Lawbook Exchange, Ltd. LCCN 00-067821. ISBN 1-58477-137-2. Cloth. \$125. \* "Professor Plucknett has such a solid reputation on both sides of the Atlantic that one expects from his pen only what is scholarly and accurate...Nor is the expectation likely to be disappointed in this book. Plucknett's book is not...a mere epitome of what is to be found elsewhere. He has explored on his own account many regions of legal history and, even where the ground has been already quartered, he has fresh methods of mapping it. The title which he has chosen is, in view of the contents of the volume, rather a narrow one. It might equally well have been *A Concise History of English Law*...In conjunction with *Readings on the History and System of the Common Law* by Dean Pound...this book will give an excellent grounding to the student of English legal history." Percy H. Winfield. *Harv. L. Rev.* 43:339-340.

### **Land Law, 3e** - Elizabeth Cooke 2020-09-10

A comprehensive account of the land law of England and Wales written without undue technicality for students new to the subject. It provides a clear overview of the subject, details key cases, and offers both a clear explanation of how the law works and insights into how property lawyers think.

### **Law and Gender** - Joanne Conaghan 2013-09-05

What role does gender play in shaping the law and legal thinking? This book provides an answer to this question, examining the historical role of gender in law and the relevance of gender to modern jurisprudence. It presents a clear, concise introduction to thinking about gender issues for lawyers and law students.

### Land, Law, and Lordship in Anglo-Norman England - John Hudson 1997

He traces the increasing sophistication of law and the changes in royal control of justice, and offers a significant reassessment of legal developments in the eleventh and twelfth centuries.

### **Unjust Enrichment** - Peter Birks 2005-01-13

This new edition of *Unjust Enrichment* by the editor of the Clarendon Law Series, is a fully updated, clear and concise account of the law of unjust enrichment. It attempts to move away from the use of obscure terminology inherited from the past. This text is the first book to insist on the switch from restitution to unjust enrichment, from response to event. It organises modern law around five simple questions: Was the

defendant enriched? If so, was it at the claimant's expense? If so, was it unjust? The fourth question is then what kind of right the claimant has, and the fifth is whether the defendant has any defences. This second edition was revised and updated by Peter Birks before his death from cancer on 6 July 2004 at the age of 62. It represents the final thinking of the world's leading authority on the subject.

*International Law* - Vaughan Lowe 2007-09-27

This title provides students with a concise and analytical overview of what the 'law' means in an international context and an introduction to the main institutions and mechanisms of international law.

**Resulting Trusts** - Robert Chambers 1997

Robert Chambers has written a much-needed, detailed examination of the resulting trust which will be invaluable to all barristers and academics working in the areas of equity and trusts, restitution and the law of property.

**Towards the Environmental Minimum** - Stefan Theil 2021-09-09

A practical human rights approach strengthens environmental protection without requiring radical departures from established protection regimes and legal principles.

*Introduction to Company Law* - Paul Davies 2010-09-23

Written by one of the foremost experts in the area, Paul Davies' Introduction to Company Law provides a comprehensive conceptual introduction, giving readers a clear framework with which to navigate the intricacies of company law. The five core features of company law - separate legal personality, limited liability, centralized management, shareholder control, and transferability of shares - are clearly laid out and examined, then these features are used to provide an organisation structure for the conduct of business. It also discusses legal strategies that can be used to deal with arising problems, the regulation of relationships between the parties, and the trade-offs that have been made in British company law to address some of the conflicting issues that have arisen. Fully revised to take into account the Companies Act 2006, and including a new chapter on international law which considers the role of European Community Law, this new edition in the renowned Clarendon Law Series offers a concise and stimulating introduction to company law.

**Essays in Law and History** - Sir William Searle Holdsworth 1995

Holdsworth, William S. Essays in Law and History. Edited by A.L. Goodhart and H.G. Hanbury. Oxford: At the Clarendon Press, 1946. xv, 302 pp. Reprinted 1995 by The Lawbook Exchange, Ltd. LCCN 99-047234. ISBN 1-886363-13-7. Cloth. \$75. \* This volume collects seventeen essays the great legal scholar wrote over the course of his very prolific career. Topics chosen include martial law, the English constitution, case law, equity, trusts, libel, law reporting in the nineteenth- and twentieth-centuries, contract and land law, among others. "The constitutional historian, the international lawyer, the real property expert, the common law practitioner, the civilian and even the general reader will each find something to his address. It is a book to browse and enjoy at leisure.": Law Quarterly Review 64:120-2. The book concludes with a table of cases and name and general indexes.

*The Oxford Handbook of Legal Studies* - Peter Cane 2005

This volume provides a widely accessible overview of legal scholarship at the dawn of the 21st century. Through 43 essays by leading legal scholars based in the USA, the UK, Australia, New Zealand, Canada, and Germany, it provides a varied and stimulating set of road maps to guide readers through the increasingly large and conceptually sophisticated body of legal scholarship. Focusing mainly, though not exclusively, on scholarship in the English language and taking an international and comparative approach, the contributors offer original and interpretative accounts of the nature, themes, and preoccupations of research and writing about law. They then go on to consider likely trends in scholarship in the next decade or so.

**Modern Land Law** - Martin Dixon 2014-03-05

Modern Land Law offers a lively and thought-provoking account of a subject that remains at the heart of our legal system. Dispelling any apprehension about the subject's formidability from the outset, this compact textbook provides an absorbing and exact analysis of all the key legal principles relating to land. Written with students firmly in mind, the principal features of this textbook include: • a clear introduction to every chapter which frames each topic in its wider context; • corresponding chapter summaries which

help to consolidate learning and encourage reflection; • the use of tables and diagrams to aid understanding of complicated topics; • a friendly two-color text design which complements Martin Dixon's comprehensible and engaging writing; • an updated companion website which supports this textbook with a fully customizable testbank for lecturers; self-test questions and practice exam-style questions for students as well as podcasts to keep students updated with new cases, important decisions and other newsworthy issues relating to land law. This 9th edition has been thoroughly revised and updated to take into account key developments in the law in the light of the Law Commission's recommendations on easements and covenants, as well as the increased impact of the HRA 1998 on case law. All major recent decisions and judgments will be incorporated alongside a discussion of proposals for reform and new legislation. Modern Land Law is one of the most current and reliable textbooks available on land law today.

**An Introduction to the Law of Trusts** - Simon Gardner 2011-05-05

This text provides a concise and analytical overview of the English law of trusts, drawing out especially this area's underlying concerns and suggesting ways in which the rules can be explained and evaluated.

*A History of the Land Law* - Alfred William Brian Simpson 1986

This classic work (formerly entitled An Introduction to the History of Land Law) has been thoroughly revised with some chapters rewritten to bring it completely up to date. It is available for the first time in paperback.

**The Laws of War on Land** - Thomas Erskine Holland 1908

**Tort Law Concentrate** - CAROL. BRENNAN 2019-08

Tort Law Concentrate is written and designed to help you succeed. Accurate and reliable, Concentrate guides help focus your revision and maximise your exam performance. Each guide includes revision tips, advice on how to achieve extra marks, and a thorough and focused breakdown of the key topics and cases.

**The Turning Point in Private Law** - Ugo Mattei 2018-10-26

Can private law assume an ecological meaning? Can property and contract defend nature? Is tort law an adequate tool for paying environmental damages to future generations? This book explores potential resolutions to these questions, analyzing the evolution of legal thinking in relation to the topics of legal personality, property, contract and tort. In this forward thinking book, Mattei and Quarta suggest a list of basic principles upon which a new, ecological legal system could be based. Taking private law to represent an ally in the defence of our future, they offer a clear characterization of the fundamental legal institutions of common law and civil law, considering the challenges of the Anthropogenic era, technological tools of the Internet era, and the global rise of the commons. Summarizing the fundamental institutions of private law: property rights, legal personality, contract, and tort, the authors reveal the limits of these legal institutions in relation to historical international evolution and their regulation in the contexts of catastrophic ecological issues and technological developments. Engaging and thoughtful, this book will be interesting reading for legal scholars and academics of private law and, in particular, those wishing to understand the role of law when facing technological and ecological challenges.

**A History of the Land Law** - Alfred William Brian Simpson 1986

This classic work (formerly entitled An Introduction to the History of Land Law) has been thoroughly revised with some chapters rewritten to bring it completely up to date. It is available for the first time in paperback.

**An Essay on Possession in the Common Law** - Pollock 1888

*The New Law of Land Registration* - Elizabeth Cooke 2003-09-17

This book is an examination of the law of land registration in England and Wales, in the light of the Land Registration Act 2002, and in particular at the way land registration is influenced by, and in turn influences, the evolution of land law as a whole. It examines the legal problems that have arisen in connection with land registration and considers the effect of the 2002 statute, drawing extensively upon the law in other jurisdictions and considering possibilities for future development. This is a book which will be essential reading for students, their teachers, and practitioners who will have to grapple with the intricacies of the new Act when it comes into force.

*The Law of Property* - Frederick Henry Lawson 2002

This new edition of Property Law is completely revised and updated to incorporate all recent legislative

changes and provides a clear and critical account of the basic principles of the law of property. It provides both a succinct and thoughtful overview of the subject and also pulls together themes and raises thought-provoking insights and synergies.