

LAWS1001: Contract

LLB Prince Saprai
LAWS6101

View Online



[1]

'Butler Machine Tool Co. Ltd. v Ex-Cell-O Corporation (England) Ltd. [1979] 1 W.L.R. 401', Weekly Law Reports [Online]. Available:
<http://login.westlaw.co.uk.libproxy.ucl.ac.uk/maf/wluk/app/tocectory?ao=o.l659A2F50E42411DAAC39ABBA9FE62CD9&ndd=2&sttype=stdtemplate&context=3>

[2]

R. Rawlings, 'The Battle of Forms', The Modern Law Review, vol. 42, no. 6, pp. 715-721, 1979, doi: 10.1111/j.1468-2230.1979.tb01565.x.

[3]

Brownsword, Roger, Contract law: themes for the twenty-first century, 2nd ed. Oxford: Oxford University Press, 2006.

[4]

Burrows, A. S., Understanding the law of obligations: essays on contract, tort and restitution. Oxford: Hart, 1998.

[5]

E. McKendrick, 'English Contract Law: A Rich Past, an Uncertain Future?', Current Legal Problems, vol. 50, no. 1, pp. 25-68, 1997, doi: 10.1093/clp/50.1.25.

[6]

Hugh Beale and Tony Dugdale, 'Contracts between Businessmen: Planning and the Use of Contractual Remedies', *British Journal of Law and Society*, vol. 2, no. 1, pp. 45–60, 1975 [Online]. Available: <http://www.jstor.org/stable/1409784>

[7]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[8]

R. Rawlings, 'The Battle of Forms', *The Modern Law Review*, vol. 42, no. 6, pp. 715–721, 1979, doi: 10.1111/j.1468-2230.1979.tb01565.x.

[9]

S. Gardner, 'Trashing with Trollope: A Deconstruction of the Postal Rules in Contract', *Oxford Journal of Legal Studies*, vol. 12, no. 2, pp. 170–194, 1992, doi: 10.1093/ojls/12.2.170.

[10]

Nolan, D., 'Offer and acceptance in the electronic age', in *Contract formation and parties*, vol. Oxford-Norton Rose law colloquium series, Oxford: Oxford University Press, 2010, pp. 61–87.

[11]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[12]

Atiyah, P.S., 'Consideration: a restatement', in *Essays on contract*, Oxford: Clarendon, 1986.

[13]

G. H. Treitel, 'Consideration: a critical analysis of Professor Atiyah's fundamental restatement', *Australian law journal*, vol. 50, 1976.

[14]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[15]

Catharine MacMillan, 'How temptation led to mistake: an explanation of *Bell v Lever Brothers, Ltd*', *Law Quarterly Review*, vol. 119, no. Oct, pp. 625–659, 2003 [Online].

Available:

<http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=ICC9D7861E72111DA9D198AF4F85CA028&crumb-action=reset&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

[16]

C. MacMillan, 'Rogues, swindlers and cheats: the development of mistake of identity in English contract law', *The Cambridge Law Journal*, vol. 64, no. 03, 2005, doi: 10.1017/S0008197305007014.

[17]

A. Tettenborn, 'Agreements, Common Mistake and the Purpose of Contract', vol. 27, 2011 [Online]. Available:

<http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=52V7-RN71-DY6D-F1Y7&csi=267872&oc=00240&perma=true&elb=t>

[18]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[19]

P. S. Atiyah and G. H. Treitel, 'Misrepresentation Act 1967', *The Modern Law Review*, vol. 30, no. 4, pp. 369–388, 1967 [Online]. Available: <http://www.jstor.org/stable/1092599>

[20]

Richard Hooley, 'Damages and the Misrepresentation Act 1967', *Law Quarterly Review*, vol. 107, pp. 547–551, 1991 [Online]. Available: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I79B8F040E45411DA92358E85EE602D8A&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

[21]

Jill Poole, 'Reforming damages for misrepresentation: the case for coherent aims and principles', *Journal of Business Law*, pp. 269–305, 2007 [Online]. Available: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I42561390DF1B11DB929F9C45DFCF9B17&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

[22]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[23]

P. Birks, 'The travails of duress', *Lloyd's maritime and commercial law quarterly*, pp. 342–351, 1990.

[24]

P. Birks and C. N. Yin, 'On the nature of undue influence', in *Good faith and fault in contract law*, Oxford: Clarendon Press, 1995, pp. 57–97.

[25]

S. A. Smith, 'Contracting under Pressure: A Theory of Duress', *The Cambridge Law Journal*, vol. 56, no. 02, 1997, doi: 10.1017/S0008197300081368.

[26]

M. Chen-Wishart, 'Undue influence: beyond impaired consent and wrongdoings towards a relational analysis', in *Mapping the law: essays in memory of Peter Birks*, Oxford: Oxford University Press, 2006, pp. 201–222.

[27]

P. Saprai, 'Unconscionable enrichment?', in *Philosophical foundations of the law of unjust enrichment*, Oxford: Oxford University Press, 2009, pp. 417–436.

[28]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[29]

'Unfair Contract Terms Act 1977 (1977 c 50)' [Online]. Available: <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4ST8-BG90-TWPY-Y1FR&csi=274768&oc=00240&perma=true&elb=t>

[30]

'Unfair Terms in Consumer Contracts Regulations 1999 (SI 1999/2083)' [Online]. Available: <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4SW8-2510-TX08-C1MW&csi=283306&oc=00240&perma=true&elb=t>

[31]

Roger Brownsword, 'The Unfair Contract Terms Act: a decade of discretion', *Law Quarterly Review*, vol. 104, no. Jan, pp. 94–119, 1988 [Online]. Available: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?crumb-action=reset&docguid=I7D96EDC0E45411DA92358E85EE602D8A&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

[32]

H. Collins, 'Good Faith in European Contract Law', *Oxford Journal of Legal Studies*, vol. 14, no. 2, pp. 229–254, 1994, doi: 10.1093/ojls/14.2.229.

[33]

S. Bright, 'Unfairness and the Consumer Contract Regulations', in *Contract terms*, vol. Oxford-Norton Rose law colloquium series, Oxford: Oxford University Press, 2007, pp. 173–190.

[34]

S. Whittaker, 'Unfair Contract Terms, Unfair Prices and Bank Charges', *The Modern Law Review*, vol. 74, no. 1, pp. 106–122, 2011, doi: 10.1111/j.1468-2230.2010.00838.x.

[35]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[36]

'Law Reform (Frustrated Contracts) Act 1943 (1943 c 40)' [Online]. Available: <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=4ST8-H0X0-TWPY-Y1MM&csi=274768&oc=00240&perma=true&elb=t>

[37]

McKendrick, Ewan, 'Frustration, restitution and loss apportionment', in *Essays on the law of restitution*, Oxford: Clarendon Press, 1991.

[38]

Q. Liu, 'The White & Carter Principle: A Restatement', *The Modern Law Review*, vol. 74, no. 2, pp. 171–194, 2011, doi: 10.1111/j.1468-2230.2011.00842.x.

[39]

McKendrick, Ewan, *Contract law: text, cases, and materials*, 5th ed. Oxford: Oxford University Press, 2012.

[40]

Daniel Friedmann, 'The performance interest in contract damages', *Law Quarterly Review*, vol. 111, no. Oct, pp. 628–654, 1995 [Online]. Available: <http://login.westlaw.co.uk/maf/wluk/ext/app/document?docguid=ICCF890B0E72111DA9D198AF4F85CA028&crumb-action=reset&entityID=https://shib-idp.ucl.ac.uk/shibboleth>

[41]

E. McKendrick, 'Breach of Contract and the Meaning of Loss', *Current Legal Problems*, vol. 52, no. 1, pp. 37–73, 1999, doi: 10.1093/clp/52.1.37.

[42]

M. Graham, 'The Sky's the Limit: Contractual Damages for Non-Pecuniary Loss', *Lloyd's maritime and commercial law quarterly*, 2002.

[43]

L. Miller, 'Penalty Clauses In England And France: A Comparative Study', *International & Comparative Law Quarterly*, vol. 53, no. 01, 2004, doi: 10.1093/iclq/53.1.79.

[44]

L. Miller, 'Specific performance in the common and civil law : some lessons for harmonisation', in *Re-examining contract and unjust enrichment: Anglo-Canadian perspectives*, Leiden: Martinus Nijhoff, 2007, pp. 281–310 [Online]. Available: <https://contentstore.cla.co.uk//secure/link?id=d604907f-9436-e711-80c9-005056af4099>

[45]

'The Principle Against Self-Enslavement in Contract Law', 2009 [Online]. Available: <http://www.lexisnexis.com/uk/legal/docview/getDocForCuiReq?Ini=7X29-NBC0-Y92N-92K9&csi=267872&oc=00240&perma=true&elb=t>

[46]

P. Saprai, 'Measuring Expectation Damages', *In-Pactum*, 2010. [Online]. Available: <http://discovery.ucl.ac.uk/1315878/>

[47]

J. Finnis, 'Chapter 1: Natural law: the classical tradition', in *The Oxford handbook of jurisprudence and philosophy of law*, Oxford: Oxford University Press, 2002, pp. 1–60 [Online]. Available:

<https://contentstore.cla.co.uk//secure/link?id=41d60c21-4d36-e711-80c9-005056af4099>