Record Nr. UNINA9910511802703321 Equitable compensation and disgorgement of profit / / edited by **Titolo** Simone Degeling and Jason Varuhas Pubbl/distr/stampa Oxford [UK];; Portland, Oregon:,: Hart Publishing,, 2017 **ISBN** 1-5099-0148-5 1-5099-0146-9 1-5099-0147-7 Descrizione fisica 1 online resource (373 pages) Collana Hart studies in private law;; v. 21 Disciplina 346/.004 Soggetti Compensation (Law) Equity Rescission (Law) Restitution Trusts and trustees Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Note generali Includes index. Nota di bibliografia Includes bibliographical references and index. Equity's personal monetary remedies -- Simone Degeling and Jason Nota di contenuto Varuhas -- Disgorgement of profit and fiduciary loyalty -- Matthew Harding -- Justice, redress, and the right to do wrong -- Andrew S Gold -- Equitable compensation: an overview -- Julie Ward -- An English misturning with equitable compensation -- James Edelman --Brickenden -- Matthew Conaglen -- Falsifying the trust account and compensatory equitable compensation -- James Penner -- Causation in the restoration of a misapplied trust fund: fundamental norm or red herring? -- Lusina Ho -- Accounts of profits and third parties -- Jamie Glister -- Monetary remedies for equitable participatory liability: general principles and current questions -- Pauline Ridge -- Equitable compensation for equitable estoppels -- Jessica Hudson -- Rudiments of the equitable remedy of compensation for breach of confidence --PG Turner -- Rescission, restitution, and compensation -- Elise Bant --Discretion and equitable compensation -- Simone Degeling. Sommario/riassunto This collection of essays interrogates significant issues at the forefront

of scholarship and legal practice in the field of money remedies in

equity. Chapters address the contentious and developing field of equitable compensation, including: the nature of equitable compensation; the relevant causation inquiry for equitable compensation; whether notions of contribution apply to multiple agents; accessorial liability; the role of discretion in limiting equitable compensation; which wrongs yield equitable compensation; and the extent to which compensation in equity differs from money remedies at common law. Other chapters examine the remedy of disgorgement of profit, and specifically the theoretical basis of that remedy, its application in the context of fiduciary obligations, and third-party issues. A number of chapters also examine the interrelationship between loss- and gain-based money relief. In addressing these issues the book includes both doctrinal and theoretical perspectives, and brings together leading equity scholars and judges from across the common law world