

1. Record Nr.	UNINA9910779439403321
Autore	Spark Gareth
Titolo	Vitiation of contracts : international contractual principles and English law // Gareth Spark [[electronic resource]]
Pubbl/distr/stampa	Cambridge : , : Cambridge University Press, , 2013
ISBN	1-139-61115-1 1-107-23787-4 1-139-60933-5 1-139-61301-4 1-139-38282-9 1-139-61673-0 1-139-62603-5 1-283-87068-1 1-139-62231-5
Descrizione fisica	1 online resource (xviii, 335 pages) : digital, PDF file(s)
Classificazione	LAW021000
Disciplina	346.02/2
Soggetti	Impossibility of performance Nullity Discharge of contracts Breach of contract Impossibility of performance - England Nullity - England Discharge of contracts - England Breach of contract - England
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Title from publisher's bibliographic system (viewed on 05 Oct 2015).
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	; Introduction -- Mental incapacity -- Non est factum in English law -- Common mistake in English law -- Mistake as to identity in English law -- Mistake as to terms in English law -- Mutual mistake in English law -- Mistake under the PICC, PECL, DCFR, and US Restatement (Second) of Contracts -- Misrepresentation -- Duress -- Undue influence -- Unconscionability -- Undue influence and unconscionability under the

PICC, PECL and DCFR -- ; Conclusion.

---

Sommario/riassunto

Vitiating of Contracts proposes a new theory to explain the rationale of general vitiating factors in English contract law. It provides a clear link to voluntariness as the foundation of contractual liability and compares the English position, in light of this theory, with the Principles of International Commercial Contracts (PICC), the Principles of European Contract Law (PECL), the Draft Common Frame of Reference (DCFR) and the US Restatement (Second) of Contracts.

---