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| Descrizione fisica | 1 online resource (160 p.) |
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| Lingua di pubblicazione | Inglese |
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| Note generali | Includes indexes. |
| Nota di contenuto | Prolegomenon: Two Dominions of Virtue; Of Moral Clarity; Perspectival Bias; Two Sovereign Masters; Sense upon Stilts; A Hierarchy of Pleasure; Miscellaneous Issues; A Moral Law?; The End We All Seek; Ethico-Legal Consilience; Legal Constitutionalism; PART I: MAXIMS; Introduction: The Imprint of Equity; A Legacy of Trust; The Value of a Promise; Where There Is a Will; Chapter I: Lex Naturalis; Substance Over Form; To Right Every Wrong; He That Is Without Sin; To Seek, to Strive, to Find; Words as Bonds; Extinction of Forfeiture; Contra Fraud; Chapter II: Procedural Formality Aiding the VigilantIn loco procurator; Limiting Litigation; Ceteris paribus, legal interest will prevail; Ceteris paribus, earlier interest will prevail; Chapter III: Guiding Principles; In Personam; Following the Law; Hume's Guillotine; Equity as Equality; Disavowing the Volunteer; Nothing in Vain; PART II: PERFECTING EQUITY; Chapter IV: Reform; Advancement; Abolishing Exoneration Clauses; Tracing the Labyrinth; Formalities Concerning Disposition of an Equitable Interest; Unexhausted Beneficial Interest; Non-charitable Purpose Trusts; The Future of Equity; Index; Index of Cases Cited _GoBack |
| Sommario/riassunto | This monograph on British Equity Law (that branch which deals with wills, probate, trust funds and land law) discusses the philosophical |

underpinnings of the 'Maxims of Equity' - twenty or so guiding principles which attempt to ameliorate the rigor of the common law, and to discuss these principles in light of both jurisprudential philosophy and actual case law. Equity is a world unto itself. Originally conceived and administered by the ancient Court of Chancery in England, this arcane body of rules and principles has matured into a distinct branch of modern jurisprudence, influencing almost e
