1.	Record Nr.	UNINA9910792899903321
	Titolo	Equitable compensation and disgorgement of profit / / edited by 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.
	Nota di contenuto	Equity's personal monetary remedies Simone Degeling and Jason 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