

Collateral Warranties Explained

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Fee tails were a basic building block for family landholding from the end of the thirteenth to the beginning of the twentieth century. The classic entail was an interest in land which was inalienable and could only pass at death by inheritance to the lineal heirs of the original grantee.

Biancalana's study considers the origins, development and use of the entail in later medieval England, and the origins and early use of a reliable legal mechanism for the destruction of individual entails, the common recovery. He untangles the complex history surrounding medieval landholding in this detailed study of the fee tail, the product of extensive research in original sources. This book includes an extensive index of over three hundred common recoveries with discussions of their transactional contexts. A major work which will interest lawyers and historians.

Preparing an Alliance Contract

Chitty on Contracts, 31st edition volumes 1 & 2

The Law for Architects

Building Quantities Explained

Practical Building Forms and Agreements

A Treatise of Frauds, Covins, and Collusions ... Illustrated and explained in several adjudged cases under each proper title, at Common Law, and Court of Equity. To which is added an abstract of the Act of the 18th of Q. Anne, against Frauds committed by Tenants

Chitty on Contracts is the pre-eminent reference work on contract law in the common law world. It has been used for generations by lawyers as the leading guide to contracts, and is relied on to provide insight and aid in complex areas of the law. The work is in two volumes: Volume One covers the General Principles of contract law, while Volume Two offers guidance on Specific Contracts, namely contractual issues in specific industry sectors. (Volume One of the work is available as a standalone for those who need coverage of the general principles of contract law only).

The use of collateral warranties has been rapidly growing in the UK since the mid 1980s. Following the recent ruling in July 1990 of the House of Lords in Murphy v. Brentwood District Council (extending its decision in D & F Estates Ltd v. The Church Commissioners (1988)) the prospects of success of tenants and subsequent purchasers in a claim for negligence have been severely restricted. This radical change in the law has led developers, tenants, subsequent purchasers and funding institutions to seek a contractual, creating a direct contractual relationship with architects, engineers, contractors and sub-contractors. The remedy has its own problems. Very few standard forms of collateral warranty exist and even those recently introduced are not yet widely used - developers, tenants, purchasers and funding institutions have therefore produced their own forms which they seek to impose. In commercial transactions the courts are not necessarily concerned with fairness. Collateral warranties may create extremely onerous legal burdens, often greater and longer lasting than those which exist under the contract to which they relate, and which may cause serious problems in relation to professional indemnity insurance cover. Now for the first time, this unique book provides expert and practical guidance to collateral warranties. Related areas of the law are clearly and comprehensively explained, providing an invaluable account of this important and controversial subject. It is essential reading for all those involved in the construction industry and their legal advisers

Contract Law

Alphabetically Digested Under Proper Titles

Law Books in Print: Subject index

A New Abridgment of the Law with Large Additions and Corrections

Contract Practice for Surveyors

Les Termes de la Ley

The Joint Contracts Tribunal's (JCT) Standard Form of Building Contract, one of the most common standard contracts used in the UK to procure building work, is updated regularly to take account of changes in legislation and industry practice and relevant court decisions from litigation. The JCT 05 Standard Building Contract: Law and Administration is a second edition to the authors' earlier award-winning The JCT98 Building Contract: Law and Administration, and clarifies complex issues surrounding obligations and rights under the contract. This makes it an essential reference for construction professionals, employers, contractors, and lawyers new to construction seeking to update and consolidate their knowledge. The book also provides the knowledge and understanding of the contract, which are a fundamental part of the education of most students who go on to become managers and leaders in the construction industry. It thoroughly works through the provisions of the contract in simple language, using case law examples and relevant statute to demonstrate approaches to its interpretation.

This comprehensive and popular textbook aims to bridge the gap between theoretical study and practical application. It covers the essentials of construction contracts, including how the law has developed, the reasoning behind key clauses and how contract law is applied in practice, and it helps to make the transition from student to practitioner manageable. This text is intended for all undergraduates studying a construction contract law or a contract administration module or unit. It is ideal for postgraduate degrees in quantity surveying and building surveying, construction project management, and construction management. Civil engineers and students of architecture and architectural technology will find it provides a comprehensive guide to the law in the construction context. It is also very comprehensive in scope and provides sufficient materials to bridge the gap between the student and professional texts. New to this Edition: - Discussion of the implementation of the Local Democracy, Economic Development and Construction Act 2009, amending the Housing Grants Construction and Regeneration Act 1996 - Updates to sections on the formation of contracts, mistakes in tenders, equitable remedies, agency and supervision, and the immunity of expert witnesses, reflecting the latest Supreme Court

judgements - Clarification of the relationship between construing and implication of terms, and the law on construction operations - Expansion of the case law on professional liability, and on the Defective Premises Act as a statutory term - More real-world construction examples to illustrate concepts and theories

An Abridgment of the American Law of Real Property

Maryland Reports

Collateral Warranties

Collateral Warranties Explained

Being a Series of the Most Important Law Cases, Argued and Determined in the Provincial Court and Court of Appeals of the Then Province of Maryland, from the Year 1700 [i.e. 1658]

Down to the [end of 1799] ... Selected from the Records of the State, and from Notes of Some of the Most Eminent Counsel who Practised Law Within that Period

Arcana Clericalia: Or, the Mysteries of Clerkship Explained ..

A legal reference on construction law that offers guidance for professionals and addresses the important construction law issues.

This title helps clarify complex areas of the JCT 05 standard building contract, making it an essential reference for professionals seeking to update their knowledge. The book works through the contract issues thoroughly yet clearly, using case law examples to demonstrate the latest amendments in regards to the Construction Act.

A Systematic Arrangement of Lord Coke's First Institute of the Laws of England

The First Part of the Institutes of the Laws of England, Or, A Commentary Upon Littleton

Construction Contract Law

1176–1502

The Law of Charters and Bills of Lading Shortly Explained

Not the Name of the Author Only, But of the Law Itself

The purpose of this book is to help employers and their advisers (especially their Quantity Surveyors) in drawing up all the contracts required on a normal UK building project.

Architect's Legal Handbook: The Law for Architects, Fifth Edition is a collection of papers including those on International Work by Architects, on European community Law affecting Architects, and the Architects' Professional Indemnity Insurance. This collection is a comprehensive guideline to laws in England, Scotland, and the European community. This handbook seeks to make architects more aware of where possible legal pitfalls may lurk. Coverage is updated to include changes in English Law, Scottish Law, English Law of Contract, the Law of Tort, Architect's Appointment and Collateral Warranties, Architects' Liability, English and Scottish Land Laws, and the Standard Building Contracts in England. The origins and sources of the laws and the basic principles are explained, which guide the reader into how these are applied in the architects' relations with their clients and clients; contractors. A wider discussion is given on the topic of collateral warranties, incorporation options, and legal organizations such as partnerships and limited companies. Upon the formation of the European Community, institutions and treaties have arisen, so a review of technical harmonization and standards, right of establishment and freedom to provide services, product liability, and consumer protection is provided in order. The international workplace for British architects is also discussed, covering most countries in Europe. This collection of papers will prove useful for architects and engineers, especially those who want to put up their own architectural firms. The book can be likewise an informative source for architectural students, lawyers, and professors in business and commercial law.

The American Law of Real Property

The JCT 05 Standard Building Contract

Chitty on Contracts: General principles

A Treatise on the Law of Sale of Personal Property

And Remainders and Reversions Expectant Thereupon, Illustrated. The Statute De Donis Conditionalibus, and what Estates of Inheritance May be Intailed, and what May Not be Intailed: With the Conveniencies and Inconveniencies Arising Thereby, Explained and Demonstrated. The Doctrine of Perpetuities Fully Cleared. And the Nature, Operation, and Use of Fines, in Destroying of Estates Taile, and of Recoveries in Barring Remainders and Reversions, Approved. With Variety of Authentick Precedents, and Select Cases Proper to Each Particular, and General Cases Applicable to the Whole. By H. Curson of the Inner Temple

Complete Contract Law

Coke's Institutes are thought to be the first textbooks on the modern common law. Taken together they are a virtual legal encyclopedia of the law as it stood in Coke's lifetime.

First published in 1628, it was a standard work for decades. This reprint of the 18th edition is considered preferable due to the notes and thorough index.

Complete Contract Law offers students a carefully blended combination of the concepts and cases of contract law, accompanied by insightful commentary - a combination designed to encourage critical thinking, stimulate analysis, and promote a complete understanding.

Construction Law Handbook

Text, Cases, and Materials

Chitty on Contracts, 31st edition volume 1

Being a Series of the Most Important Law Cases Argued and Determined in the Provincial Court and Court of Appeals of the Then Province of Maryland ...

Revisal of 1908 of North Carolina

A New Abridgement of the Law

A long established text that aims to meet the needs of students studying building measurement in the early years of quantity surveying and building degree courses. It contains a careful selection of examples embracing all the principal building elements and including alternative constructional methods to illustrate a range of approaches.

[I] From the year 1700 (i.e. 1658) down to the American revolution.--[II] From May, 1780, to May, 1790.--[III] From October, 1790, to May, 1797.--[IV] From May, 1797, to the end of 1799. With an appendix of cases argued and determined in the late Provincial court.

Supplement

Being the Public and General Statutes of the State, Prepared by Authority of Chapter 522 of the Public Laws of 1907, and Annotated with Decisions of Supreme Court

The Law Concerning Estates Taile

Analytical Index of Parallel Reference to the Cases Adjudged in the Several Courts of Pennsylvania ...

Architect's Legal Handbook

Post-Construction Liability and Insurance

The approach adopted has been to consider the duties of the surveyor in the light of the principal provisions of the JCT Standard Form of Building Contract, as those duties should be dealt with in accordance with accepted good practice. This has been supported by detailed examples enabling the reader to appreciate how the provisions of the Standard Form should be addressed and how the duties laid upon the surveyor in relation to them should be discharged.

This book provides a detailed guide to the principles and practice of construction contracts. It is written for both students and professionals working in all branches of surveying and construction. Based around the JCT 05 Standard Building Contracts, it has been fully revised and updated to reflect the latest versions of these contracts. The book sets out clearly what should be done at each stage of the construction contract process. Each step is illustrated with examples of good practice making clear the role and responsibilities of the surveyor and how responsibilities are best delivered. This fourth edition of Contract Practice for Surveyors builds on the book's reputation for clarity and simplicity to provide the most accessible and useful introductory guide to construction contracts available today.

Law and Administration

The Fee Tail and the Common Recovery in Medieval England

Consolidated Statutes of North Carolina, Prepared Under Public Laws 1917, Chapter 252, and Public Laws 1919, Chapter 238

A New Abridgment of the Law

On the Plan of Sir Matthew Hale's Analysis

Nec4

With the single European market and the growing internationalisation of the work of architects, engineers and contractors it is important for professionals to be aware of the liability provisions of legal systems around the world. An essential reference for lawyers and insurance companies, especially in construction law and insurance, this is required reading for construction professionals involved in international work.

Since this book was first published over ten years ago, collateral warranties have been used increasingly by funding institutions, building purchasers and tenants to create a contractual relationship between themselves and other parties involved in the project, whether architect, engineer, contractor or subcontractor. Indeed, collateral warranties are now being used to create primary contractual obligations. There have been some immensely important developments in the law relating to collateral warranties since the first edition. The Contracts (Rights of Third Parties) Act 1999 has introduced radical new developments into English contract law. The book now includes a completely new chapter on the legislation, which also looks at the potential practical uses of the Act on development projects. The House of Lords has handed down a number of key decisions recently on third party remedies and on the principles relating to damages on assignment (such as Linden Gardens, Panatown, Henderson v. Merrett Syndicates and White v. Jones). These and some 65 other new cases are considered in the new edition. Finally, a number of standard forms of warranty have been issued and these are now discussed, in particular the new JCT standard form of warranty for main contractors and subcontractors. This immensely important book was widely welcomed when it was first published. The new edition has been thoroughly updated and will continue to be the authoritative reference on the subject. "David Cornes and Richard Winward's book is a veritable mine of such information and is eminently readable" Construction News 16/05/02 "For those of you working in

construction, managing building or indeed other contracts, you must have at least one authoritative source of advice and information. If this is your area of work, then this is your book" Building Engineer, July 2002

With Reference to the French Code and Civil Law

Or, Certain Difficult and Obscure Words and Terms of the Common and Statute Laws of England, Now in Use, Expounded and Explained
Winward Fearon on Collateral Warranties

This textbook takes a fresh approach to contract law; as a first edition it reflects the subject in the 21st century more accurately than other texts. Comprehensive and scholarly, it maps the curriculum perfectly but detailed references and further reading sections encourage students to explore the subject further. Understanding is paramount and chapter introductions clearly guide students through the material. The textbook takes an innovative approach to case law: breaking down and discussing individual elements of a case and selecting short key extracts it gives students the tools to read cases independently and with confidence. An examination of the historical and theoretical foundations of the subject and a concluding chapter tracking emerging fields ensure the broadest possible perspective. Discussion of key recent cases such as Durham Tess Valley Airport (2010) and Chartbrook (2009) make this important new text a must for contract law students.

This explanation of collateral warranties analyzes numerous examples of typical clauses found in warranties. The author, who has handled professional indemnity claims on behalf of design professionals for over 20 years, describes the liabilities commonly encountered by architects.