

Understanding Property Law Understanding Law

Designed to help the reader gain a deeper understanding of property law by explaining (in plain language) the analytical framework of the subject.

Forthcoming Publication date: November, 2015 Understanding Real Property Law by Karena Vigilanti-Northway is an introductory-level text, designed for students in disciplines such as construction, architecture, business or real estate who need to understand property law. Format: Paperback Once published, this title will also be available in eBook format [eISBN: 9780409340631]. This text provides a concise overview of the Australian property law system and illustrates how legal principles are applied in transactions. Engaging text and pedagogy are designed to aid student learning. Understanding Real Property Law covers all Australian jurisdictions and assumes no prior knowledge of law. Features oAeo covers all Australian jurisdictions oAeo no assumed knowledge of law oAeo clear and direct writing style, broken down into concise sections Related LexisNexis Titles Cameron-Dow, Real Property Law at a Glance, 2015 Edgeworth, Quick Reference Card: Real Property Law, 2nd edition, 2015 Jackman & Werren, LexisNexis Study Guide: Property Law, 2nd edition, 2015 Newton & Cheung, LexisNexis Case Summaries: Real Property, 4th edition, 2015 "This book examines the almost entirely neglected realm of public property, identifying and describing a number of key organizing principles around which a nascent jurisprudence of public property may be developed. In property law terms, the public realm is lost to plain view. Despite the vast acreage of public lands, or the extensive tracts of private lands over which public rights subsist, there is little commensurate scholarly discussion of the ideas, theories, practices, and laws of public property. This is no accident. Public property has been marginalized and pushed to the periphery for centuries, a consequence of the dominant discourse of private property, and its enclosing, encroaching tendencies. This book explores the rich diversity of the public estate, of what the public realm means for us, the general public, canvassing what we may 'own', where we may 'belong', or not, and how we may 'connect' through a shared use and enjoyment of public place and space. To better understand public property is to better value its critical public-wealth. Whether overlooked, over-used, or under threat of imminent loss, this book maintains that our loved (and not so loved) public spaces are essential components of our diverse, functioning, and optimistically livable human geographies. As such, they demand legal protection"--

"This practical guide provides a succinct overview of the principles of the common law of property in Canada's common law provinces and territories and a guide to the history and fundamental principles of Aboriginal title. This 2nd edition incorporates new and leading cases in real and personal property in context with statutes from across Canada highlighting intervening changes in the law since the publication of the first edition."--publisher.

Concise Introduction to Property Law

Property

Subversive Property

The Foundations of Property Law

English Private Law

This hugely successful cases-and-problems book is acclaimed for its textual clarity, evenhanded perspective, and contemporary, up-to-date character. Easily distinguished from other property casebooks for its clear descriptions of legal doctrine and its variations; its explanations of the social ramifications of property law; its emphasis on both statutory and regulatory interpretation; its comprehensive treatment of public accommodations and fair housing law, current tribal property issues, and property in human bodies; and its use of the problem method to teach legal reasoning and lawyering skills. Thoroughly updated to reflect significant changes in the law of property, the Seventh Edition incorporates multiple new Supreme Court cases, including: Texas Department of Housing & Community Affairs v. Inclusive Communities Project, Inc., Obergefell v. Hodges, and Reed v. Town of Gilbert, and three decided or pending cases with implications for regulatory takings, Horne v. Dep't of Agriculture, Marvin M. Brandt Revocable Trust v. United States, and Murr v. State. Jesse Dukeminier's trademark wit, passion, and human interest perspective has made Property, now in its Ninth Edition, one of the best-and best loved-casebooks of all time. A unique blend of authority and good humor, you'll find a rich visual design, compelling cases, and timely coverage of contemporary issues. In the Ninth Edition, the authors have created a thoughtful and thorough revision, true to the spirit of the classic Property text. Key Benefits: A new chapter on the Intellectual Property/Property relationship, that gives students a taste of patent law, copyright law, trademark law, and trade secrets law. The chapter highlights the differences and similarities among the legal treatment of real, chattel, and intellectual property. A dynamic, two-color designed casebook that encompasses cases, text, questions, problems, examples and numerous photographs and diagrams. Extended coverage of major recent Supreme Court decisions, including Murr v. Wisconsin, Horne v. Department of Agriculture, and Marvin M. Brandt Revocable Trust v. United States.

Understanding Property Law is a comprehensive and authoritative treatise from our Understanding series that is suitable for use in conjunction with any Property casebook. Features include: Complete coverage of all standard property topics, including landlord-tenant law, adverse possession, rights in personal property, estates and future interests, marital property, land sale transactions, servitudes, nuisance, zoning, takings, and other land use issues; Analysis of cutting-edge topics, such as property rights in human bodies, current takings issues, the new Restatement (Third) of Property (Servitudes), rights and duties of homeowners' associations, and property rights in personal names and likenesses; Discussion of the policy and historical underpinnings of property law doctrines; and Clear writing and detailed organization to facilitate student understanding of both basic concepts and controversial topics.

This monograph is concerned with two foundational principles of English property law: the principle of relativity of title and the principle that possession is a source of title. It is impossible to understand the relationship between possession and ownership in English law unless one has a sound understanding of these principles. Yet the principles have been interpreted in different ways by judges, practitioners, and academics. The volume seeks to illuminate this area of law by addressing four questions. What is possession? What is the nature of the title acquired through possession? What are the grounds of relativity of title? And, what is the relationship between relativity of title and ownership? Drawing on the analysis of the law concerning relativity of title and the acquisition of proprietary interests through possession, the author also implies that the architecture of land law and the law of personal property have many similarities.

Rules, Policies, and Practices

The International Law of Property

The Idea of Property in Law

Principles of Property Law

The Fundamentals of Land Law and Equity

This book provides professors with twelve simulation exercises covering the topics most commonly taught in Property: adverse possession; gifts; estates and future interests; cotenancies; marital property; landlord-tenant law; real property sales; easements; covenants; nuisance law; eminent domain; and regulatory takings. Each exercise is based on a case file containing realistic legal documents which an attorney practicing property law would encounter. The book emphasizes the core skills of negotiation and advocacy. Seven exercises provide basic instruction in negotiation techniques, focusing on teaching students how to use substantive law to enhance their bargaining positions. In three of the advocacy exercises, students make closing arguments in a court trial; the other two advocacy exercises allow students to participate in a complete one-hour jury trial. The comprehensive teacher s manual provides guidance for professors on: (a) how to use the exercises without reducing course coverage; (b) the substantive issues involved in each exercise; and (c) time-efficient methods for assessing student performance.

Property Law: Practice, Problems, and Perspectives, Second Edition is a truly contemporary 1L Property text. This book is distinguished by its extraordinarily clear and engaging writing, and by the degree to which the authors make the material accessible and enjoyable to students in this foundational course. The authors embrace the task of training lawyers, and as a result, their text regularly asks students to answer questions and solve problems from the perspective of attorneys. The authors delve fully into legal doctrine and address profound policy issues in a direct and understandable manner, drawing upon an outstanding range of case opinions, including those from seminal cases as well those from recent and provocative disputes. The text uses a two-color design and includes a wonderful selection of photographs. Important documents useful to teaching particular cases and material are reproduced throughout. Property Law: Practice, Problems, and Perspectives is more than just a text. It incorporates a truly unique online simulation that features practice-ready materials and professionally-produced, author-scripted videos that illuminate property law issues and disputes. The text regularly references documents used in practice, which are available to students in the simulation. New to the Second Edition: Revised and updated case opinions and textual discussion. For example: The section addressing the Fair Housing Act now includes a discussion of disparate impact litigation after Texas Dept. of Housing and Community Affairs v. Inclusive Communities Project, Inc. The chapter devoted to takings law now includes summaries of Horne v. Dept. of Agriculture and Murr v. Wisconsin. New and sometimes startling images, such as a subdivision-marketing poster from San Diego in 1915 that offers a frightening example of pervasive discriminatory housing practices that existed prior to the Fair Housing Act. Enjoyable new problems drawn from reported case opinions. For example, the problem of "The Obstinate Ex," involving a couple who live together in a home owned individually by one of them. When that person breaks off the relationship, the other refuses to move out, claiming an interest in the property. Professors and students will benefit from: A blend of property doctrine and real-world practice, featuring a stimulating, challenging presentation that is also transparent. The book retains the subtlety of the classic texts but comments explicitly on the overlapping elements to ensure that students can see all the connections among legal doctrines. A unique interactive element that teaches students how to read a land survey, helping them understand the issues presented by the text in case opinions and problems. The transactional perspective adopted by the authors in relevant chapters, such as real estate transactions and landlord/tenant law. A unique border along the edge of the text in the chapter on the real property transaction, allowing students to place key concepts and doctrinal material in the context of phases of the transaction. A robust electronic version of the casebook, along with online videos and practice-ready materials. A book that is the ideal text for a four-unit course, but includes ample coverage permitting a professor to construct a five- or six-unit course. The purchase of this Kindle edition does not entitle you to receive access to the online e-book, practice questions from your favorite study aids, and outline tool available through CasebookConnect.

Understanding Intellectual Property Law, Third Edition covers all of the intellectual property areas and issues likely to be addressed in an intellectual property survey course. After a comprehensive Introduction in Chapter 1, the general areas covered in the remaining chapters include: • Patents • Trade Secrets • Copyright • Trademarks, and • Other Intellectual Property Rights such as: • Design Protection • Plant Protection • Semiconductor Chip Protection • False Advertising • Misappropriation • Rights of Publicity • Idea Submission This new edition also includes: • Coverage of major Supreme Court cases in intellectual property from the past decade • Changes made in response to the Agreement on Trade Related Aspects of Intellectual Property Rights (TRIPS) • Synthesis and reorganization of materials on patentable subject matter • Developments in trade secret law, including adoption of the Uniform Trade Secrets Act (UTSA) • Synthesis and reorganization of materials on copyrightable subject matter • New material on secondary liability, including Grokster, Global-Tech, and the safe harbors and notice-and-takedown provisions for online service providers • Coverage of the Digital Millennium Copyright Act, including anti-circumvention and copyright management information • New materials on Internet technology, including streaming, search engines, keyword advertising, domain names, and cybersquatting • Completely revised coverage of trademarks, including the Federal Trademark Dilution Act and the Trademark Dilution Revision Act The eBook versions of this title feature links to Lexis Advance for further legal research options.

This book explores the relationship between space, subjectivity and property in order to invert conventional socio-legal understandings of property. Sarah Keenan demonstrates that new political possibilities for property may be unveiled by thinking about property in terms of space and belonging, rather than exclusion. Drawing on feminist and critical race theory, this book shifts focus away from the propertied subject and on to the broader spaces in and through which the propertied subject is located. Using case studies, such as analyses of compulsory leases under Australia's Northern Territory Intervention and lesbian asylum cases from a range of jurisdictions, Keenan argues that these spaces consist of networks of relations that revolve around belonging: not just belonging between subject and object, as property is traditionally understood, but also the less explored relation of belonging between the part and the whole. This book therefore offers a conceptually useful way of analysing a wide range of socio-legal issues. It will be of relevance to those working in the area of property and legal geography, but also to those with more general interests in socio-legal studies, social and political theory, postcolonial studies, critical race studies and gender and sexuality studies.

The Law of Property

Law, Land, and Racial Regimes of Ownership

Essays in Honour of Annette Kur

Understanding Property Law

Property Law

Basically a revised edition of [the author's] A preliminary survey of the law of real property.

The easy way to make sense of property law Understanding property law is vital for all aspiring lawyers andlegal professionals, and property courses are foundational classeswithin all law schools. Property Law For Dummies tracks to atypical property law course and introduces you to property law andtheory, exploring different types of propertyinterests—particularly "real property." In approachable For Dummies fashion, this book gives you abetter understanding of the important property law concepts andaids in the reading and analysis of cases, statutes, andregulations. Tracks to a typical property law course Plain-English explanations make it easier to grasp property lawconcepts Serves as excellent supplemental reading for anyone preparingfor their state's Bar Exam The information in Property Law For Dummies benefitsstudents enrolled in a property law course as well as non-students,landlords, small business owners, and government officials, whowant to know more about the ins and outs property law.

Intellectual property law and practice in China has changed dramatically since the first edition of this influential book published in 2005. Today, judicial and administrative application of law plays a major role, and accordingly this entirely rewritten new edition draws on an abundance of court and administrative decisions clarifying how the law is applied. In a thorough and systematic manner, the authors clearly demonstrate the sophisticated level of legal certainty available for domestic and foreign entities doing business in China, including the adaptation of the legal framework to new technologies, broadened scope of protected subject matter, improved quality of filings, and significant enhancement of enforcement not only with regard to remedies but also to procedural aspects. Providing comprehensive coverage of all aspects of intellectual property protection in China – including analysis of IP-related provisions of China’s new Civil Code – the book emphasizes issues of concern to foreign traders and investors such as the following: copyright law and software protection; protection of trademarks, including Chinese character and Roman script trademarks, well-known marks and bad faith applications; technology transfer; enforcement of trade secret and patent protection; criminal liability for infringement; unfair competition and antitrust law; role of the binding interpretations of the Supreme People’s Court; administrative regulations that supplement the laws; co-operation with administrative authorities; protection of geographical indications; protection of trade names; domain name dispute resolution; special patent-related laws protecting such areas as plant varieties, integrated circuit layout designs,; and relevant provisions of the distinct laws of Hong Kong and Macao. Full descriptions of the competencies of China’s IP-related institutions are included with detailed attention to procedural matters. Brief historical notes in each chapter feature the most significant changes in each amendment of law and regulation. Because in China the laws are supplemented and interpreted by numerous guidelines and circulars issued by ministries or courts, the up-to-date knowledge and awareness provided in this new edition is essential for all companies investing in China or considering such investment, as well as for practitioners counselling their clients on strategies. In addition, officials and policymakers involved in trade or other relations with China will benefit from a comprehensive update of what the current law is and a critical view of what the challenges are.

Property has long played a central role in political and moral philosophy. Philosophers dealing with property have tended to follow the consensus that property has no special content but is a protean construct – a mere placeholder for theories aimed at questions of distributive justice and efficiency. Until recently there has been a relative absence of serious philosophical attention paid to the various doctrines that shape the actual law of property. If the philosophy of property is to be more attentive to concepts lying between broad considerations of political philosophy and distributive justice on the one hand and individual rules on the other, what in this broad space needs explaining, and how might we justify what we find? The papers in this volume are a first step towards filling this gap in the philosophical analysis of private law. This is achieved here by revisiting the contributions of philosophers such as Hume, Locke, Kant, and Grotius and revealing how particular doctrines illuminate the way in which property law respects the equality and autonomy of its subjects. Secondly, by exploring the central notions of possession, ownership, and title and finally by considering the very foundations of conceptualism in property.

Intellectual Property Law in China

Understanding Intellectual Property Law

Introduction to Real Property Law

Lytton'S Handbook on Texas Property Law

Knowing all the ins and outs of property law from state to state can be a difficult and time-consuming task. When issues arise related to ownership and tenancy of property, it is important for lawyers, real estate brokers and agents, and landmen to have an efficient and comprehensive way to both understand and clarify the precedents, regulations, and rights associated with state property laws. Lyttons Handbook on Texas Property Law covers

a broad expanse of various aspects of Texas property law, and it offers a range of comprehensive perspectives on many topics related to property, ownership, sovereignty, and landlord/tenant rights. Containing thirty chapters with extensive citations to legal authority, it provides law and real estate professionals with a user-friendly and practical guidebook for quickly and efficiently navigating and understanding Texas property law, codes, and legal precedent. When legal disputes arise related to owning and leasing property; maintaining estates; managing residential or commercial tenancies and condominiums; handling deeds, mortgages, and covenants; and controlling rights to waters, soils, and products of the land, this comprehensive handbook can help both professionals and laypersons better understand both the laws and how to approach resolution.

The nature and content of intellectual property (IP) law, which is heavily contingent on the state of technology and on social and market developments, has always been subject to ongoing transitions. How those transitions are effected and the shape they take is crucial to the ability of IP to achieve its stated goals and provide the necessary climate for investment in creativity, innovation and brand differentiation. Yet the need for change can run headlong into a desire for coherence. A search for coherence tests the limits of the concept of "intellectual property," is imperiled by overlaps between different IP regimes, and calls for a unifying normative theme. This volume assembles contributors from across IP and the globe to explore these questions, including whether coherence is desirable. It should be read by anyone interested in understanding the conceptual underpinnings of one of the most important and dynamic areas of the law.

Intellectual Property Law Answer Book is an easy-to-use resource for practitioners facing a patent, trademark, or copyright issue. Written in a Q&A format, this book answers practical questions, helping readers to understand and address intellectual property issues that may arise in a transaction or litigation.

This book covers the foundations of UK Property Law, consisting of Land & Equity Law. This covers many essential sections such as: What is Land? What is Title? What is Possession? Leases & Licenses Easements Freehold & Leasehold Covenants Co-Ownership Registered & Unregistered Land Proprietary Remedies What are Trusts? Expres Trusts Implied Trusts Trustees Powers & Duties Doctrine of Overriding & Overreaching Interests

Tracing Unincorporated Associations And many more... Through the use of examples and simplistic definitions, this is a student written guide to make tackling Land & Equity as simple as possible. Case facts, judgements and commentary are all provided, giving you the necessary knowledge to ace your Land or Equity exams! Coupled with light humour to make studying a lot more bearable, this guide supports you step-by-step to

understanding Property Law, its concepts, the relevant definitions and content. This is really and truly unique in that it is truly engaging and simple to follow and understand. "It's like the CGP Revision Guide for Property Law!" Lamyia Al-Yazdi, Year 2 LLB at SOAS University of London

Practice, Problems, and Perspectives

Understanding Property

Law and the Production of Spaces of Belonging

International Intellectual Property Law

The Economic Structure of Intellectual Property Law

This book explains how British property law works in today's ever-changing commercial climate, and examines the impact of new technology, new precedent and European rulings on legal interpretation.

Conceptualising Property Law offers a transsystemic and integrated approach to common law and civil law property. Property law has traditionally been excluded from comparative law analysis, common law and civil law property being deemed irreconcilable. With this book, Ya'Il Emerich aims to dispel the myth that comparison between these two systems of property is impossible. By establishing a dialogue between common law and civil law property, it becomes clear that the two legal traditions share common ground in the way that they address legal, cultural, and social issues related to property and wealth.

Fundamentals of Property Law is designed with four guidelines in mind, allowing the student not only to obtain a firm grasp of the fundamentals of real and personal property through the use of this book, but also to enjoy the experience:

- ***First, the selection of cases emphasizes rules that are widely accepted in practice. Minority view opinions appear only when they state the majority position clearly, so that students will not be misled about the current state of the law. For example, materials on common law estates is presented through cases, allowing the teacher to integrate them with the rest of the course and pointing out the extent to which the estate system meets the needs of attorneys in practice.***
- ***Second, shorter cases are preferred over longer ones and short expositions of the rules are preferred over treatise-like opinions. While some treatise and law review literature is needed beyond case law to provide a sufficient guide to the law, this casebook provides an introductory view. Thus the land conveyancing materials emphasize the transfer of titles, the text presents servitudes and easements' leading concepts, the takings cases deal with land use controls, and the controls emphasized involve the basics of zoning.***
- ***Third, the authors address questions of statutory interpretation with regularity in the cases and notes. While real property law may be affected less than some other areas of the first year curriculum, it is of vital importance to understand the role statutes play in our legal system.***
- ***Fourth, this book uses intellectual property to provide perspective, but is written overall with a broad approach to the law, reflecting the many disciplines that illuminate the law of property. This eBook features links to Lexis Advance for further legal research options.***

This book presents an alternative viewpoint in the ongoing dialogue on property. Dr Penner places the idea of property within the broader system of rules, rights and powers which make up the legal system.

Public Property, Law and Society

Introduction to the Law of Real Property

Understanding Intellectual Property Law, 2015

An Introduction to Property Law in Australia

An Historical Background of the Common Law of Real Property and Its Modern Application

In this classic study, Alan Brudner investigates the basic structure of the common law of transactions. For decades, that structure has been the subject of intense debate between formalists, who say that transactional law is a private law for interacting parties, and functionalists, who say that it is a public law serving the collective ends of society. Against both camps, Brudner proposes a syncretic formalism and functionalism in which private law is modified by a common good without being subservient to it. Drawing on Hegel's legal philosophy, the author exhibits this synthesis in each of transactional law's main divisions: property, contract, unjust enrichment, and tort. Each is a whole composed of private-law and public-law parts that complement each other, and the idea connecting the parts to each other is also latently present in each. Moreover, Brudner argues, a single narrative thread connects the divisions of transactional law to each other. Not a row of disconnected fields, transactional law is rather a story about the realization in law of the agent's claim to be a dignified end-master of its body, its acquisitions, and the shape of its life. Transactional law's divisions are structured by the progress toward that goal, each generating a potential developed by the next. Thus, contract law fulfils what is incompletely realized in property law, negligence law what is seminal in contract law, public insurance what is seminal in negligence law, and transactional law as a whole what is underdeveloped in public insurance. The end point is the limit of what a transactional law can contribute to a life sufficient for dignity. Reconfigured and expanded with a contribution by Jennifer Nadler, The Unity of the Common Law stands out among contemporary theories of private law in that it depicts private law as purposive without being instrumental and as autonomous without being empty formal.

This book takes a fresh look at the most dynamic area of American law today, comprising the fields of copyright, patent, trademark, trade secrecy, publicity rights, and misappropriation. Topics range from copyright in private letters to defensive patenting of business methods, from moral rights in the visual arts to the banking of trademarks, from the impact of the court of patent appeals to the management of Mickey Mouse. The history and political science of intellectual property law, the challenge of digitization, the many statutes and judge-made doctrines, and the interplay with antitrust principles are all examined. The treatment is both positive (oriented toward understanding the law as it is) and normative (oriented to the reform of the law). Previous analyses have tended to overlook the paradox that expanding intellectual property rights can effectively reduce the amount of new intellectual property by raising the creators' input costs. Those analyses have also failed to integrate the fields of intellectual property law. They have failed as well to integrate intellectual property law with the law of physical property, overlooking the many economic and legal-doctrinal parallels. This book demonstrates the fundamental economic rationality of intellectual property law, but is sympathetic to critics who believe that in recent decades Congress and the courts have gone too far in the creation and protection of intellectual property rights. Table of Contents: Introduction 1. The Economic Theory of Property 2. How to Think about Copyright 3. A Formal Model of Copyright 4. Basic Copyright Doctrines 5. Copyright in Unpublished Works 6. Fair Use, Parody, and Burlesque 7. The Economics of Trademark Law 8. The Optimal Duration of Copyrights and Trademarks 9. The Legal Protection of Postmodern Art 10. Moral Rights and the Visual Artists Rights Act 11. The Economics of Patent Law 12. The Patent Court: A Statistical Evaluation 13. The Economics of Trade Secrecy Law 14. Antitrust and Intellectual Property 15. The Political Economy of Intellectual Property Law Conclusion Acknowledgments Index Reviews of this book: Chicago law professor William Landes and his polymath colleague Richard Posner have produced a fascinating new book...[The Economic Structure of Intellectual Property Law] is a broad-ranging analysis of how intellectual property should and does work...Shakespeare's copying from Plutarch, Microsoft's incentives to hide the source code for Windows, and Andy Warhol's right to copyright a Brillo pad box as art are all analyzed, as is the question of the status of the all-bran cereal called 'All-Bran.' --Nicholas Thompson, New York Sun Reviews of this book: Landes and Posner, each widely respected in the intersection of law and economics, investigate the right mix of protection and use of intellectual property (IP)...This volume provides a broad and coherent approach to the economics and law of IP. The economics is important, understandable, and valuable. --R. A. Miller, Choice Intellectual property is the most important public policy issue that most policymakers don't yet get. It is America's most important export, and affects an increasingly wide range of social and economic life. In this extraordinary work, two of America's leading scholars in the law and economics movement test the pretensions of intellectual property law against the rationality of economics. Their conclusions will surprise advocates from both sides of this increasingly contentious debate. Their analysis will help move the debate beyond the simplistic ideas that now tend to dominate. --Lawrence Lessig, Stanford Law School, author of The Future of Ideas: The Fate of the Commons in a Connected World An image from modern mythology depicts the day that Einstein, pondering a blackboard covered with sophisticated calculations, came to the life-defining discovery: Time = \$\$.

Landes and Posner, in the role of that mythological Einstein, reveal every turn how perceptions of economic efficiency pervade legal doctrine. This is a fascinating and resourceful book. Every page reveals fresh, provocative, and surprising insights into the forces that shape law. --Pierre N. Leval, Judge, U.S. Court of Appeals, Second Circuit The most important book ever written on intellectual property. --William Patry, former copyright counsel to the U.S. House of Representatives, Judiciary Committee Given the immense and growing importance of intellectual property to modern economies, this book should be welcomed, even devoured, by readers who want to understand how the legal system affects the development, protection, use, and profitability of this peculiar form of property. The book is the first to view the whole landscape of the law of intellectual property from a functionalist (economic) perspective. Its examination of the principles and doctrines of patent law, copyright law, trade secret law, and trademark law is unique in scope, highly accessible, and altogether greatly rewarding. --Steven Shavell, Harvard Law School, author of Foundations of Economic Analysis of Law

Understanding Property LawLexisNexis

An innovative Property casebook that re-imagines the law school casebook format and covers all the major topics included in a basic 1L Property course, Property Law, Second Edition borrows some pedagogical features commonly found in undergraduate textbooks, making use of sidebars, illustrations, and other design devices to present material more clearly. The authors present concepts simply, then move the discussion toward complexity—the opposite of the approach taken by many current texts. Clear yet sophisticated, the casebook is the perfect choice for all skill levels. Including problems that students can and should be able to do on their own, explanatory answers, and skills-based exercises, this casebook is both professor-friendly and student-friendly. Themes that run through the course are highlighted throughout the book, resulting in a casebook that clearly presents the fundamentals of property law. This allows students to develop an understanding of basic concepts on their own while allowing professors to assist their students in developing an advanced understanding of property law. The authors of Property Law are experts on the property coverage of the bar exam, and while this casebook goes far beyond test-only material, students will benefit from their expertise and will learn every topic they are likely to see on the bar exam. New to the Second Edition: Additional text on racial discrimination and other critical issues in a subtle way, giving instructors the choice of how deeply to explore those issues. Revisions to Chapter 9 to include *Murr v. Wisconsin*, the Supreme Court's most recent regulatory takings case. A Revised Chapter 10 that includes new material on Intellectual Property and Property Theory. Minor corrections and refinements throughout the casebook. Professors and students will benefit from: A text that starts from simplicity and moves to complexity: The book first provides text that explains the basic doctrine, then presents a simple case example, and finally moves to more complex issues. Cases that are introduced with explanatory text discussing the law and issues surrounding the case. This radically different approach from most other casebooks allows students to have a better grasp of the concepts and themes before they even read the case. Problems and exercises that students can complete on their own, with explanatory answers included in an appendix. An innovative design that aids student learning, with sidebars, diagrams, charts, and illustrations that make concepts clearer to students. Cases that are used as examples, not introductions to legal rules. Many topics in the book feature introductory text, illustrations, and problem sets before a single case is introduced, to aid in students' learning. The inclusion of sample documents, helping students to understand core concepts. A book perfect for a four-credit course but also features a modular design that can be used in courses of varying credit size. More comprehensive bar exam topic coverage than any competing book.

Commentary and Materials

The Unity of the Common Law

Understanding California Community Property Law

A Guide to Canada's Property Law

Colonial Lives of Property

In Colonial Lives of Property Brenna Bhandar examines how modern property law contributes to the formation of racial subjects in settler colonies and to the development of racial capitalism. Examining both historical cases and ongoing processes of settler colonialism in Canada, Australia, and Israel and Palestine, Bhandar shows how the colonial appropriation of indigenous lands depends upon ideologies of European racial superiority as well as upon legal narratives that equate civilized life with English concepts of property. In this way, property law legitimates and rationalizes settler colonial practices while it racializes those deemed unfit to own property. The solution to these enduring racial and economic inequities, Bhandar demonstrates, requires developing a new political imaginary of property in which freedom is connected to shared practices of use and community rather than individual possession.

A radical new analysis of fundamental property principles which enables students to make sense of an exciting and fast-developing subject.

Concentrating on international intellectual property law, this volume is a collection of works by current authors in the field. Their work is supplemented by numerous essays and notes prepared by the editors. The controlling provisions of the major treaties in the field are included in a comprehensive appendix.

This clear and accessible book covers all aspects of commercial leases, from receipt of instructions to termination. Fully up-to-date with all recent cases relating to the lease-licence distinction, Land Registry requirements, the recent changes to the Landlord and Tenant Act 1954 Pt II and the new regulations for the execution of deeds, its detailed explanation of the underlying principles of this complex area of the law - and their practical application - makes it a valuable text for all students taking undergraduate commercial property options, as well as those taking the LPC and the BVC.

Intellectual Property Law Answer Book

Fundamentals of Property Law

Property Law Simulations

Understanding Real Property Law

Transition and Coherence in Intellectual Property Law

An innovative examination of the law's treatment of property, this student textbook provides an extremely useful and readable account of general property law principles. It draws on a wide range of materials on property rights in general, and the English property law system in particular, looking at all kinds of property, not just land. It includes the core legal source materials in property law along with excerpts from social science literature, legal theory, and economics, many of which are not easily accessible to law students. These materials are accompanied by a critical commentary, as well as notes, questions and suggestions for further reading. It will be of interest to undergraduate property law students and to non-law students taking property law modules in courses covering planning, environmental law, economics and estate management.

Concise Introduction to Property Law is first and foremost a casebook, designed to expose first year law students to the rich heritage of American Property Law through the study of court decisions. Instructors will find many of the familiar cases used in most Property textbooks, as well as many new ones. The notes in all chapters not only point out legal developments and additional cases, but also include substantial detail on the historical and social context in which the principal cases arose. The notes also provide a glimpse into the lives of the parties to the cases, some of whom are famous and many of whom are not. The book also has a definite inter-state comparative law perspective. This is primarily manifested by special attention to cases arising in the state of Hawaii, the one American jurisdiction whose property history departs from the national experience in dramatic ways.

Does a right to property exist under international law? The traditional answer to this question is no: a right to property can only arise under the domestic law of a particular nation. But the view that property rights are exclusively governed by national law is obsolete. Identifiable areas of property law have emerged at the international level, and the foundation is now arguably being laid for a comprehensive international regime. This book provides a detailed investigation into this developing international property law. It demonstrates how the evolution of international property law has been influenced by major economic, political, and technological changes: the embrace of private property by former socialist states after the end of the Cold War; the globalization of trade; the birth of new technologies capable of exploiting the global commons; the rise of digital property; and the increasing recognition of the human right to property. The first part of the book analyzes how international law impacts rights in specific types of property. In some situations, international law creates property rights, such as rights in aboriginal lands, deep seabed minerals, and satellite orbits. In other areas, it harmonizes property rights that arise at the national level, such as rights in intellectual property, rights in foreign investments, and security interests in personal property. Finally, it restricts property rights that may be recognized at the national level, such as rights in celestial bodies, contraband, and slaves. The second part of the book explores the thesis that a global right to property should be recognized as a general matter, not merely as a moral precept but rather as an entitlement that all nations must honour. It establishes the components of such a right, arguing that the right to property at the international level should be seen in the context of five key components of ownership: acquisition, use, destruction, exclusion, and transfer. This highly innovative book makes an important contribution to how we conceptualize the protection of property and to the understanding that much of this protection now takes place at the international level.

Reliable source on property laws surveys estates in land;present, future, and concurrent, comparable interests in personalty, landlord and tenant law, and rights against neighbors and other third persons. Also examines easements and profits, running covenants, governmental controls on land use, land contracts, conveyances, titles, and recording systems. Contains footnote citations to leading court decisions for easy location of primary authority.

Owning, Belonging, Connecting in the Public Realm

Commercial Property Law

Sources of law, law of persons, law of property. Vol. 1

Conceptualising Property Law

Philosophical Foundations of Property Law