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Private Law and Power (Hart Studies in Private Law)

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The aim of this edited collection of essays is to examine the relationship between private law and power-both the public power of the state and the 'private' power of institutions and individuals. Its objectives are to describe and critically assess the way that private law doctrines, institutions, processes, and rules express, moderate, facilitate, and control relationships of power. The aim is to scrutinise this subject from the viewpoints of both history and modernity. The various chapters of this work examine the dynamics of the relationship between private law and power from a number of different perspectives-historical, theoretical, doctrinal, and comparative. They have been commissioned from leading experts in the field of private law, from several different Commonwealth Jurisdictions (Australia, the UK, Canada and New Zealand), each with expertise in the particular sphere of their contribution. The contributers aim to illuminate the past and assist in resolving some contemporary, difficult legal issues relating to the shape, scope, and content of private law and its difficult role and relationship with power. (Series: Hart Studies in Private Law) [Subject: Private Law, Contract Law, Tort Law, Commercial Law, Equity & Trusts, Property Law, Legal History, Comparative Law]

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