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"The recent history of the common law of contractual interpretation is one of continuity rather than change. One of the

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attractions of English law as a legal system of choice in commercial matters is its stability and continuity, particularly in contractual interpretation."

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In the usual case, the person must be a party to the contract. The right to sue is acquired by being a party to the contract. The usual cases are: for a written contract, the legal person that signed it; in an oral contract case, it will be the legal person that agreed its terms. Exception to the Rule of Privity of Contract

~~Contract Law: Basic Principles (formation, privity ...~~

Freedom of contract prevails. There are limited circumstances where the courts will imply a term into a contract at common law: Terms implied in law The courts may imply a term in law in contracts of a defined type eg Landlord/tenant, retailer/customer where the law generally offers some protection to the weaker party:

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06/04/2017. Walker Morris has written previously on the leading cases of *Arnold v Britton* and *M&S v BNP Paribas*, which offered Supreme Court clarity on crucial legal principles underpinning the correct approach to contractual interpretation and the implication of contractual terms respectively. Despite such authority, however, myriad questions surrounding the interpretation of commercial contracts have continued to hit the legal headlines.

~~Contract interpretation: Key case update — Walker Morris~~

Contractual agreement has traditionally been analysed in terms of offer and acceptance. One party, the offeror, makes an offer which once accepted by another party, the offeree, creates a binding contract. Key concepts that you need to familiarise yourself with in relation to offer and acceptance include the distinction between an offer and an invitation to treat - you need to be able to identify specific examples of where an offer or an invitation to treat exists.

~~Offer and acceptance — e-lawresources.co.uk~~

The cases discussed are, *Coggs v Barnard* (1703) on bailment; *Pillans v Van Mierop* (1765) on the doctrine of consideration; *Carter v Boehm* (1766) on good faith; *Da Costa v Jones* (1778) *Hochster v De La Tour* (1853) on anticipatory breach; *Smith v Hughes* (1871) on unilateral mistake and the objective

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approach to interpretation of contracts

~~Landmark Cases in the Law of Contract~~  
~~Wikipedia~~

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~~Contract agreement Offer and acceptance~~

This book explains in concise and straightforward terms: The rules regarding formation of contracts The contents of a contract Vitiating factors, factors which invalidate an otherwise validly formed contract The rules on discharge of contractual obligations Available remedies Key Facts Key Cases is the essential series for anyone studying law at LLB, postgraduate and conversion courses and professional courses such as ILEX.

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