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Privity of Contract: The Impact of the Contracts (Right of Third Parties) Act 1999 Robert Merkin, 2013-07-24 Privity of Contract offers a unique perspective of how the Contracts Rights of Third Parties Act 1999 works in practice Issues covered include the operation of the doctrine of privity prior to its repeal the scope and impact of the 1999 Act and the operation of the 1999 Act in the most important commercial contexts to which it is applicable It also incorporates discussion and the text of the Law Commission reports whose proposals produced the bill that ultimately passed into law

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Insurability of Emerging Risks Baris Soyer, Özlem Gürses, 2025-01-23 This book brings together leading experts in the fields of insurance and the law of obligations to consider how insurance law is attempting to deal with emerging risks Emerging risks pose significant challenges for the insurance

industry Apart from difficulties in quantifying such risks the availability of insurance capacity is often a concern The book looks at these issues from philosophical economic and actuarial perspectives It asks how far existing private law rules can cope with emerging risks and in so far as they cannot how the law should be developed by courts and lawmakers to deal with the emerging legal issues The book questions the suitability of the current insurance business models in insuring climate related risks autonomous systems insurance of fines and penalties as well as how mass or systemic risks eg pandemics or cyber risks can be made insurable through add on coverages to the conventional insurance policies It also evaluates governments roles to encourage insurers to provide cover for such risks and discusses how a balance can be struck between the need to regulate and the insurance markets dynamics The book will be of academic interest to anyone working in the field of insurance and also relevant for market participants policy makers and regulators **Poole's Textbook on Contract**

Law Robert|Saintier Merkin (Severine),2025 **Reforming Marine and Commercial Insurance Law** Baris

Soyer,2020-10-28 With reform of warranties utmost good faith and insurable interest underway Reforming Marine and Commercial Insurance Law provides a timely and essential analysis of this changing area of marine insurance law The entire insurance sector is observing and participating in the reform process and this wide interest is reflected in the diversity of extremely high quality contributions to this book This book evaluates the legal and practical implications of the proposals on commercial and marine insurance contracts The contributors from legal practice the insurance sector the judiciary and academia comment critically on the proposals and discuss the viability and future of the reform process *Essays in Memory of Professor Jill Poole* Robert Merkin,James Devenney,2018-07-06 This book is a collection of original thought provoking essays on critical issues in contract commercial and corporate law It is dedicated to the memory of the late Professor Jill Poole who inspired so many and made such important contributions to these fields of law The essays are written by leading practitioners and academics in the field building on Jill s work As such this collection will be of interest and importance to professionals academics and students in these fields of law The Professor Jill Poole Educational Fund has been established in memory of Jill It will be used to support undergraduate students in obtaining excellence scholarships at Aston Law School and to reward excellence at the annual law graduation ceremony All contributions are welcome and the royalties from this collection of essays have been donated to it **The Modern Law of Marine Insurance** D. Rhidian

Thomas,2023-02-21 This fifth volume in the series comprises ten contributions written by an expert team of academics and practitioners Collectively they analyse and expound many of the contemporary legal issues and debates in the law and practice of marine insurance The new volume is not to be considered as a new edition superseding the earlier volumes To the contrary it extends on the previous coverage and contributes to the expanding coverage of the series It achieves this by introducing new topics for analysis and by noting significant developments in themes considered in earlier volumes thereby providing a useful tool for keeping abreast of an ever developing body of judicial law This volume tackles topics such as the

impact of the Insurance Act 2015 on remedies and the pre contractual duty of insurers as well as a contribution from Professor Wilhelmsen on the state ship arrest as a peril under the Nordic Marine Insurance Plan and London terms It explores the impact of Brexit on jurisdiction in marine insurance whilst also dedicating time to the comparison of US and English law relating to the duties of brokers and analyses the but for test in marine insurance as well as historical development of the law relating to fraudulent claims Alongside many other important topics this book meticulously examines Direct and Third Party claims against P I Insurers Passenger liabilities and class actions Seaworthiness and the operation of the MIA 1906 s 39 post Insurance Act 2015 and the insuring of autonomous and remote controlled vessels This book is essential reading for maritime lawyers brokers and insurance market practitioners academics and companies associated with the marine insurance markets worldwide

Insurance Law in China Johanna Hjalmarsson, Dingjing Huang, 2014-11-20 The Chinese insurance market is expanding enormously as risk adversity takes hold in the economy while the role of the State as guarantor of commerce is gradually reduced In addition insurance is a heavily regulated field with detailed contract law stipulations An introduction to regulation and contract law and an understanding of current issues is essential for someone seeking to do business in the Chinese market Insurance law is also a field that translates well from one jurisdiction to another and academics will be interested in understanding how issues are dealt with in another jurisdiction The book seeks to present and discuss current topics in Chinese insurance law and regulation to an English speaking audience knowledgeable of common law insurance law and international insurance business The combined effect of the papers is to present Chinese insurance law to an audience unfamiliar with Chinese law in a readable and accessible essay chapter format Each chapter is written by an expert in the field and goes beyond a basic introduction to provide in depth well researched information and academic analysis on the topic in question

The Law of Insurance Warranties Alastair Owen, 2021-06-21 The book provides a detailed review of efforts to reform the law on insurance warranties in Australia New Zealand and the UK arguing that none of these have been successful The text proposes a radical new approach to reform of this area of the law demonstrating through detailed stress testing of these proposals that they would deliver more consistent and equitable outcomes than those achieved to date Reform of the historically inequitable law of insurance warranties in commercial insurance has been introduced in Australia New Zealand and most recently the UK This book demonstrates that all these reforms have flaws and that none of them can be relied upon to deliver consistently equitable and predictable outcomes in particular the UK s as yet largely untested Insurance Act 2015 is shown to have serious flaws that have not previously been identified Building on lessons from these three jurisdictions the book sets out an alternative approach for dealing with breaches of insurance warranties and demonstrates that this would consistently deliver better outcomes than any of the existing attempts at reforming this area of the law Providing an unprecedented multi jurisdictional review of the law on insurance warranties and in particular the treatment of warranties in the Insurance Act 2015 as well as outlining an

innovative and radical alternative approach to reform the book will be of considerable interest and value to practitioners academics and students as well as to other common law jurisdictions contemplating reform of this area of the law

Maritime Insurance and the Law Feray Firinciogullari, 2025-09-17 This book provides a comprehensive examination of direct action rights within Protection and Indemnity P I Clubs a cornerstone of the maritime industry providing robust insights into the interplay of legal frameworks and maritime insurance in an increasingly globalized industry P I Clubs provide shipowners with extensive liability coverage under rules largely governed by English law due to its global maritime influence Through a comparative analysis of English and Turkish legal approaches the book examines how these differing frameworks affect the development and functioning of P I insurance It highlights critical disparities in the legal treatment of direct action against P I Clubs shedding light on their implications for maritime insurance policy practice and industry growth It also covers the unique principles that distinguish P I Clubs from other types of liability insurance Additionally the book offers recommendations for harmonizing national legal systems with P I Club rules highlighting strategies to promote the growth and effectiveness of the maritime insurance sector Drawing on extensive primary legal texts case law and comparative legal methodologies the book suggests regulatory reforms for Türkiye and other jurisdictions worldwide The book will be of interest to researchers in the field of maritime law maritime insurance and insurance law

Commercial and Maritime Law in China and Europe Shengnan Jia, Lijun Liz Zhao, 2022-12-26 Both China and Europe have a long tradition of commercial and maritime law and this new book examining various topics from their particular perspectives is both timely and important It links the vital component of maritime law with commercial law financial law and trade policy The book has performed a remarkable task in making connections between China and Europe through the lenses of substantive and procedural laws covering a wide range of areas including commercial law insurance law salvage EU maritime law and Brexit carriage of goods by sea arbitration mediation litigation the recently formed China International Commercial Court and different liability regimes as well as a brief look forward into new initiatives and artificial intelligence in the digital age In these challenging times we all have much to learn from each other in seeking to find answers to what are often difficult problems This book provides a welcome opportunity for anyone interested in commercial and maritime law to engage in that learning exercise and looking ahead thereby to help solve such problems as may arise in the future in a practical and fair manner It is therefore of great relevance to both the academic field and the legal practice field in China and Europe

Research Handbook on Marine Insurance Law Özlem Gürses, 2024-03-14 This erudite Research Handbook presents in depth analyses on marine insurance law exploring its fundamental issues legal conflicts and the ways in which technology has changed the marine insurance landscape Bringing together a vast array of expert legal scholars and practitioners this book adeptly relates marine insurance to international trade cyber insurance and pandemic exclusions

Tulane Maritime Law Journal ,2006 *The Bracton Law Journal* ,1994 **Lowry, Rawlings and Merkin's**

Insurance Law Rob Merkin KC, 2022-09-22 The 4th edition of this leading introductory text now under the sole authorship of Rob Merkin KC provides a detailed examination of the developing law of insurance combining exposition of the law with critical analysis The book is designed primarily for undergraduate and postgraduate students but is also a useful resource for those in the insurance industry studying for professional examinations and legal practitioners who need a concise guide to the legal principles The text is enhanced by extensive citations to case law and academic commentaries and a new companion website delivers annual case law updates This new edition has been substantially rewritten in light of the transformation of insurance law in recent years The text has been revised to include new legislation and coverage of the effects of Brexit However the approach and where possible the analysis of John Lowry and Philip Rawlings have been retained The first part of the book considers the regulation of insurance business and the general principles underlying the law of insurance contracts The second part examines the way those principles are shaped by the context in which they operate A new chapter with case studies on COVID 19 earthquakes and mesothelioma applies the principles to the problems and uncertainties for insurance law revealed by catastrophic losses This authoritative text offers a sound grasp of the current realities of insurance practice *The Arbitration and Dispute Resolution Law Journal* ,2000

Reviewing **Journal Business Professor Robert Merkin**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is truly astonishing. Within the pages of "**Journal Business Professor Robert Merkin**," an enthralling opus penned by a highly acclaimed wordsmith, readers attempt an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve into the book's central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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