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### **Mistake Fraud And Duties To**

Why did we choose to look at mistake, fraud and duties to inform? At first sight,

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the choice appears straightforward: in order to examine the world of European contract law it is quite logical to start at the beginning with contract formation. The general theory of defects of consent provides a safe starting place.

### **General introduction (Chapter 1) - Mistake, Fraud and ...**

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Far from being limited to remedies for contract formation, as opposed to contractual non-performance or breach of contract, we will see that mistake, fraud and duties to inform cross this conceptual bridge (which is, in any event, more accentuated in certain, notably civil law, systems, than in others), in a very significant way.

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often similar, what divergent values underlie the legal rules.

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European contract ... Mistake, Fraud and Duties to Inform in European Contract Law Secondly, it is asserted that it is possible to clarify the confusion if the difference between typical and atypical pre-contractual duties of information is made. Mistake, Fraud and Duties to Inform in European Contract Law

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the solutions proposed are often similar, what divergent values underlie the legal rules of these jurisdictions.

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A breach of fiduciary duty happens if a fiduciary behaves in a manner that contradicts their duty, and there are

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serious legal implications. It is also easier to prove a breach of fiduciary duty as there is no need to prove fraudulent or criminal intent. A breach of fiduciary duty is serious and complex.

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## **Mistake, Fraud and Duties to Inform in European Contract ...**

Whereas some jurisdictions recognise increasing duties to inform in numerous contracts so that the destiny of mistake and fraud (classical defects of consent) may appear to be uncertain, other jurisdictions continue to refuse such

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duties as a general rule or fail to recognise the need to protect one of the parties where there is an imbalance in bargaining power or information.

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the other party) (2/5) This is Part II of my ongoing series of blog posts on the topic of pre-contractual duties of information in English, French and EU contract law.

### **Pre-Contractual Duties of Information: 'Mistake' induced ...**

Mistake, fraud and duties to inform in European contract law. [Ruth Sefton-



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Green;] -- This book investigates how thirteen European legal systems solve twelve case studies about mistake, fraud or duties to inform in contract law.

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