

Specific Performance

by Gareth H Jones; William Goodhart

The Case for Specific Performance. Alan Schwartz. The purpose of contract remedies is to place a disappointed promisee in as good a position as he would have been in had the contract been performed. Definition of specific performance: Mandatory court order to a party to fulfill its contractual obligations according to the precise terms of the contract it entered into. Specific Performance - Legal Glossary Definition - Legal Careers 12. Cases in which specific performance enforceable Specific performance The Treasury However, another possible remedy in the context of property sales is a so-called equitable remedy called specific performance. Specific performance isn't a remedy for breach of contract. REMEDIES FOR BREACH OF CONTRACT A. Specific Performance Like most equitable remedies specific performance is in personam in nature. This essentially means that the remedy attaches to the person of the defendant. What is Specific Performance as a Legal Remedy? - FindLaw By Sally Kane. Definition: In a breach of contract action, the doctrine of specific performance requires the breaching party to perform a specific act, usually what was promised. What Is Specific Performance? - Free Legal Advice - FreeAdvice.com

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Specific performance is a remedy sought in civil court, instead of money. It requires a defendant to actually go through with a certain action he promised to do. Can Home Purchaser or Seller Use - Real Estate Lawyers REMEDIES FOR BREACH OF CONTRACT. A. Specific Performance – an order from a court to a party to perform as promised. B. Damages – an award of money. Specific-performance Define Specific-performance at Dictionary.com Beware real property owners: The mere filing of a suit for specific performance (regardless of its ultimate success or the merits) can potentially tie up your . CA Codes (civ:3384-3395) Specific Performance versus Damages for Breach of Contract . favor the remedy of specific performance for breach of contracts to convey property. 3. Specific performance dictionary definition specific . - YourDictionary As is the case with other equitable remedies, specific performance is not available unless the legal remedy is inadequate. Since breach of contract is the cause Specific Performance Definition - Duhaime.org Notwithstanding that the agreed counterperformance is not or would not have been specifically enforceable, specific performance may be compelled if: (a) . Specific Performance in International Arbitration Cyprus Specific Performance law is supposed to protect property buyers - but it has several loopholes. Legal Definition of Specific Performance - Lectric Law Library Specific performance is an equitable remedy where the court orders the breaching party to actually perform on the contract. Typically, specific performance will . Cyprus Property Law: Specific Performance Law But there are other types of remedies. Equitable remedies are different than monetary damages. This lesson explains specific performance and injunctions, Specific performance - Wikipedia, the free encyclopedia This article considers the definition of specific performance and examines the differences that are said to exist between the common law and civilian legal . Specific Performance legal definition of Specific Performance Except as otherwise provided in this Chapter, the specific performance of any contract may in the discretion of the Court be enforced- (a) when the act agreed to . Damages Versus Specific Performance: Lessons from Commercial . Specific performance. A contractual remedy in which the court orders a party to actually perform its promise as closely as possible, because monetary damages Damages versus Specific Performance - NELLCO Legal . Specific performance is an order of a court which requires a party to perform a specific act, usually what is stated in a contract. It is an alternative to awarding damages, and is classed as an equitable remedy commonly used in the form of injunctive relief concerning confidential information or real property. Specific performance - Wikipedia, the free encyclopedia (especially in the sale of land) literal compliance with ones contractual promises pursuant to a judicial mandate. Origin of specific performance. Expand. 1870- Specific Performance of Real Estate Contracts: Legal Blackmail 21 May 2013 . Specific performance is a discretionary remedy made by court order requiring a litigant in legal proceedings to do some specified act. Being an specific performance. n. the right of a party to a contract to demand that the defendant (the party who it is claimed breached the contract) be ordered in the John T. Blanchard, P.C. -- Specific Performance Specific performance is a specialized remedy used by courts when no other remedy (such as money) will adequately compensate the other party. If a legal remedy will put the injured party in the position he or she would have enjoyed had the contract been fully performed, then the court will use that option instead. Remedies in contract law - e-lawresources.co.uk Specific performance is a remedy granted by a court which requires a party who has breached a contract to perform the contract in accordance with its terms. What is specific performance? definition and meaning Law the exact performance of a contract or an order compelling it. specific performance. noun. Law. The carrying out of a contract according to its particular terms Specific performance - Legal Information Institute - Cornell University When is Specific Performance - Harvard Law School Specific performance is a central contractual remedy but, in Anglo-American law, . the default damages rule in favor of specific performance is associated with The Case for Specific Performance - Yale Law School Legal . Play hangman on damages in contract law ~. Various remedies exist in contract law. These include: Damages. Repudiation; Rescission; Specific performance Specific performance - Legal Dictionary Law.com The Legal Term * Specific Performance *

Defined & Explained. Specific performance: Orders to perform contract obligations The legal definition of Specific Performance is A remedy in the event of breach of contract, whereby the Court orders a party found in breach of his/her . Specific Performance Equitable compensation Specific Performance. An extraordinary equitable remedy that compels a party to execute a contract according to the precise terms agreed upon or to execute it Specific Performance - National Paralegal College 1 Mar 2013 . Specific performance is a central contractual remedy but, relative merits of specific performance and damages as contract remedies, little is Specific Performance and Injunctions: Remedies for Breach of .