

The Change Of Position Defence

By Elise Bant



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Professor Elise Bant BA (University of Western Australia), LLB equity and trusts. She is author of The Change of Position Defence (Hart Publishing, Oxford
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The Modern Iww Review [Vol. 58 position.S Furthermore, there were cases denying that a defence of change of position existed.6 Nevertheless, the matter was finally

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Such findings may also affect the availability of the change of position defence. Bant, Elise D., Incapacity, Non Est Factum and Unjust Enrichment
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1 For a very comprehensive account of the change of position defence see Elise Bant, The Change of Position Defence shopper has a defence of change of position
[http://www.sal.org.sg/digitallibrary/Lists/SAL%20Journal/Attachments/716/\(2015\)%2027%20SAL%20March%20148-176%20\(Change%20of%20Position%20-%20HW%20Tang\).pdf](http://www.sal.org.sg/digitallibrary/Lists/SAL%20Journal/Attachments/716/(2015)%2027%20SAL%20March%20148-176%20(Change%20of%20Position%20-%20HW%20Tang).pdf)

Elise Bant is an Associate Professor of Law at the University of Melbourne Law School and Honorary Fellow (and former Senior Lecturer) at The University of Western
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CHANGE OF POSITION AND RESTITUTION FOR I am grateful to John Tarrant and Elise Bant for their change of position defence.² Change of position appears to be
http://www.mulr.com.au/issues/33_1/33_1_8.pdf

Change of position is a defense to a claim of unjust enrichment, or for restitution. Ordinarily, someone who has been unjustly enriched at the expense of another is
http://en.wikipedia.org/wiki/Change_of_position

UWA Law Review volume 30 issue 1 from the Faculty of Law at the University of Western Australia. The Australian Change of Position Defence Elise Bant and Peter
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Elise Bant is the author of The Change of Position Defence (3.00 avg rating, 1 rating, 0 reviews, published 2009), Exploring Private Law (0.0 avg rating,
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