Misrepresentation and Remedies in Hong Kong Contract Law

by
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Professor Stephen Hall is a legal scholar in Hong Kong who has eighteen years' experience teaching Hong Kong contract law at both The Chinese University of Hong Kong (CUHK) and City University of Hong Kong (CityU). He has received numerous awards for teaching and research. Among his publications are Law of Contract in Hong Kong: Cases and Commentary (6th ed., LexisNexis, 2019), Ho and Hall's Hong Kong Contract Law (5th ed., LexisNexis, 2019), and the 'Contract' title in Volume 18 of Halsbury's Laws of Hong Kong (2nd ed., LexisNexis, 2020, 2018, 2015, 2012, and 2007 reissues). Professor Hall founded the Juris Doctor programmes at both CUHK and CityU. Prior to arriving in Hong Kong, he taught for six years at the University of New South Wales after a decade in legal practice with the Australian Attorney-General's Department. Professor Hall received his Bachelor of Laws degree at the University of Queensland, a Master of Laws degree with first class honours at the University of Technology Sydney, and a Doctor of Philosophy degree as a Commonwealth Scholar at the University of Oxford (Oriel College).

Among the least appreciated, and sometimes surprising, aspects of the common law of contract in Hong Kong are the rules and principles governing false or inaccurate pre-contractual statements. Misrepresentations are often made in the course of negotiating a contract, and can result in rescission of the entire contract and/or a claim for statutory or common law damages by the representee.

This course will examine: the common law principles by which misrepresentations may be identified, how misrepresentations may be distinguished from other statements or communications such as contractual terms or mere puffs, and statutory and common law remedies for fraudulent, negligent and innocent misrepresentation.

This course will cover the followings:

- Introduction to Misrepresentation
- False statements of fact - opinion, forecast and future intentions
- Misrepresentation by conduct
- Misrepresentation by silence
- Representee's failure to verify
- Multiple inducements to conclude contract
- Rescission
- Common law damages
- Misrepresentation Ordinance (Cap.284)

Scan to Calendar

Code:	**EVT000000351**	Level:	**Intermediate**
Date:	**28 October 2021 (Thursday)**	Language:	**English**
Time:	**14:30 - 17:45** (Reception starts at 14:00)	Accreditation(s):	**LSHK 3.0 CPD Points**
Venue:	**Online** via Zoom	Request for Rerun:	**Please Contact Us for Details**

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