

The Maxims Of Equity Akonnor Owusu Larbi Academia Edu

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Maxims of Equity.Fundamental Laws

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The main maxims are as follows: • equity acts * in personam; • equity acts on the conscience; • equity aids the vigilant; • equity will not suffer a wrong without a remedy (i.e. equity will not allow a person whom it considers as having a good claim to be denied the right to sue); • equity follows the law (i.e. equity follows the rules of common law unless there is a good reason to the contrary); • equity looks at the intent not at the form (i.e. equity looks to the reality of what was ...

[Maxims of equity - Oxford Reference](#)

Maxims of equity are legal maxims that serve as a set of general principles or rules which are said to govern the way in which equity

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operates. They tend to illustrate the qualities of equity, in contrast to the common law, as a more flexible, responsive approach to the needs of the individual, inclined to take into account the parties' conduct and worthiness. They were developed by the English Court of Chancery and other courts that administer equity jurisdiction, including the law of ...

Maxims of equity - Wikipedia

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The maxims of equity evolved, in Latin and eventually translated into English, as the principles applied by courts of equity in deciding cases before them.

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Meaning. Where there is a right there is a remedy. This idea is expressed in the Latin Maxim ubi jus ibi remedium. It means that no wrong should go unredressed if it is capable of being remedied by courts. This maxim indicates the width of the scope and the basis of on which the structure of equity rests.

Maxims of Equity - Law Notes for Students of Law

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MAXIMS OF EQUITY: • Equity aids the vigilant, not the indolent (Blundon v Storm; delay/laches/acquiescence) • He who seeks equity must come with clean hands (unclean hands cases- Polai, Tinsley) • He who seeks equity must do equity // equity will not act in vain (unclean hands cases- Polai, Tinsley;

MAXIMS OF EQUITY

List of Maxims. 1 Equity sees that as done what ought to be done. 2 Equity will not suffer a wrong to be without a remedy. 3 Equity delights in equality. 4 One who seeks equity must do equity. 5 Equity aids the vigilant, not those who slumber on their rights. 6 Equity imputes an intent to fulfill an obligation.

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The twelve equitable maxims are: 1. Equity will not suffer a wrong without a remedy. 2. Equity follows the law. 3. Where there is equal equity, the law shall prevail. 4. Where the equities are equal, the first in time shall prevail. 5. He who seeks equity must do equity. 6. He who comes into equity must come with clean hands. 7. Delay defeats equities. 8.

The 12 Equitable Maxims – Law is Cool

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maxims of equity Source: A Dictionary of Law Author(s): Jonathan

Law, Elizabeth A. Martin. Short pithy statements used to denote the

general principles that are supposed to run through *equity.

Restorative justice is one of the most talked about developments in the field of crime and justice. Its advocates and practitioners argue that state punishment, society's customary response to crime, neither meets the needs of crime victims nor prevents reoffending. In its place, they suggest, should be restorative justice, in which families and communities of offenders encourage them to take responsibility for the consequences of their actions, express repentance and repair the harm they have done. First published in 2002, *Restorative Justice: Ideas, Values, Debates* is renowned worldwide as an accessible, balanced and invaluable analysis of the argument that restorative justice can provide an attractive alternative to traditional responses to crime. The second edition includes a new chapter identifying and analyzing fundamental shifts and developments in restorative justice thinking over the last decade. It suggests that the campaign for restorative justice has not only grown rapidly in the last decade, but has also changed in its focus and character. What started as a campaign to revolutionize criminal justice has evolved into a social movement that aspires to implant restorative

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values into the fabric of everyday life. This new edition explores the implications of this development for restorative justice ' s claim to provide a feasible and desirable alternative to mainstream thinking on matters of crime and justice. This book provides an essential introduction to the most fundamental and distinctive ideas of restorative justice and will appeal to students of criminology, law or related disciplines or researchers and professionals with an interest in crime and justice issues. In addition it extends the debate about the meaning of restorative justice – pros, cons and wider significance – hence it will also be of interest to those already familiar with the topic.

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